LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 2021-3-28

Resolution Authorizing 28E Agreement Between the City of Cedar Rapids and Linn County for Annexation Near 80th Street and E Avenue NW

WHEREAS, after notification and public hearing required by Chapter 368 of the State Code, the City Council of the City of Cedar Rapids, on February 9, 2021, approved an application for annexation for property located in unincorporated Linn County, including portions of adjoining right of way, generally located west of 80th Street NW and South of E Avenue NW; and

WHEREAS, Section 368.1.15 of State Code states that, “except as provided for by an agreement pursuant to Chapter 28E”, the property to be annexed shall include the adjoining half-width right of way; and

WHEREAS, the proposed annexation area includes irregularly shaped rights of way and, to prevent creation of an island of county, excludes a portion of adjoining right of way along E Avenue NW; and

WHEREAS, Cedar Rapids and Linn County desire to enter into an agreement which describes responsibilities for maintenance of portions of unannexed right of way and incorporate said agreement into existing road maintenance agreements between Cedar Rapids and Linn County;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 28E Agreement Between Linn County and the City of Cedar Rapids for Annexation Near 80th Street and E Avenue NW is hereby approved.

Passed and approved March 3, 2021.

Linn County Board of Supervisors

[Signatures]

Chair
Vice Chair
Supervisor

Aye: 3
Nay: 0
Abstain: 0
Absent: 0

Attest:

Joel Miller, Linn County Auditor

State of Iowa  )  SS
County of Linn  )

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

3  Aye  Q  Nay  Q  Abstain  Q  Absent

Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller,

On this  3  day of  March  , 2021.

Amanda Hoy
Notary Public State of Iowa

AMANDA HOY
Commission Number 770912
My Commission Expires 12/16/2023