

LEGAL NOTICES

LINN COUNTY BOARD OF SUPERVISORS CEDAR RAPIDS, LINN COUNTY, IOWA WEDNESDAY, MAY 8, 2024 10:00 a.m.

(These are the minutes in their entirety. Archived minutes can be found at www.linncountyiowa.gov).

The Board met in session at the Linn County Jean Oxley Public Service Center. Present: Chairperson Running-Marquardt, Vice Chairpersons Rogers and Supervisor Zumbach. Board members voting "AYE" unless otherwise noted.

Chairperson Running-Marquardt called the meeting to order and led the Pledge of Allegiance. Motion by Running-Marquardt, seconded by Rogers to approve minutes of May 6 & 7, 2024 as printed.

Motion by Rogers, seconded by Zumbach to approve claims for payable checks dated 5/8/2024 #71014444 to #71014490 in the amount of \$159,071.93; and ACH in the amount of \$1,408,520.25; for a total of \$1,567,592.18 and to approve voided checks in the amount of \$1,525.00.

Motion by Rogers, seconded by Zumbach to approve Consent Agenda: A statement of election costs for the March Special Election held on March 5, 2024. Resolution 2024-5-66 A Resolution approving a Residential Parcel Split for SHULISTA FOURTH ADDITION.

The following description is a summary of Resolution No. 2024-5-66 as passed and approved by Linn County Board of Supervisors, effective May 8, 2024. SHULISTA FOURTH ADDITION (Case # PR524-0002) to Linn County, Iowa, containing three (3) lots, numbered Lot 1, Outlot A and lettered Lot A, a subdivision of real estate located in the SE SE of Section 30, Township 85 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows:

Said Shulista Fourth Addition to Linn County, Iowa, is divided into three (3) lots numbered Lot 1, Outlot A, and lettered Lot A. The number of the lots is designated on the plat by figures near the center of the lots. The dimensions of the lots, width of the roads, easements and the distances from the government lines and corners are as shown in feet and decimals thereof on said plat. Lot A, Sutton Road is for street-right-of-way purposes and all public easements with their purpose noted are now being dedicated.

Resolution 2024-5-67 A Resolution approving a Residential Parcel Split for MACKEY TRUST FIRST ADDITION. The following description is a summary of Resolution No. 2024-5-67 as passed and approved by Linn County Board of Supervisors, effective May 8, 2024. MACKEY TRUST FIRST ADDITION (Case # PP524-0002) to Linn County, Iowa, containing two (2) lots, numbered Lot 1 and lettered Lot A, a subdivision of real estate located in the NE SW of Section 32, Township 86 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Beginning at the NW corner of said NE 1/4 SW 1/4; thence S89°52'05"E along the north line of said Parcel A, 813.94 feet; thence S17°58'16"W, 226.52 feet; thence S28°06'12"W, 232.29 feet; thence S71°50'26"W, 88.84 feet; thence N89°56'42"W, 89.50 feet; thence S79°57'22"W, 263.30 feet to the west line of said Parcel A; thence N0°09'58"W along said west line, 495.58 feet to the Point of Beginning, containing 7.62 acres which includes 0.38 acres of road right of way. For a more definite outline and description, reference is made to a plat hereto attached and made a part hereof.

The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 7:30 a.m. to 4:30 p.m. Monday through Friday, or on the Linn County website at www.linncountyiowa.gov. Resolution 2024-5-68 NOTICE TO ALL PROPERTY OWNERS AND MANAGERS WEED NOTICE! Pursuant to the provisions of Title VIII Chapter 317.4 Subsection 2, Iowa Code, which can be found at: www.legis.iowa.gov, the Linn County Board of Supervisors, Administrative Code (otherwise referred to as Iowa Administrative Rules) Agriculture and Land Stewardship Chapter 58 Noxious Weeds, it is hereby resolved by the Linn County Board of Supervisors and ordered by the Linn County Weed Commissioner acting on behalf of the Linn County Board of Supervisors:

That between May 8, 2024 to October 1, 2024 each owner and each person in the possession or control of lands in Linn County including both incorporated and unincorporated divisions of Class A Weeds listed in Iowa Administrative Rules 21-58.4(317); and control all Class B noxious weeds thereon, at such time in each year and in such manner as shall prevent said weeds from blooming or coming to maturity. Class A Noxious Weeds for Eradication: Palmer Amaranth (Amaranthus palmeri) Class B Noxious Weeds for Control: Canada Thistle (Cirsium arvense) Teasel (Dipsacus sp.) Leafy Spurge (Euphorbia esula) Bull Thistle (Cirsium vulgare) Multiflora Rose (Rosa multiflora) European Morning Glory or Field Bindweed (Convolvulus arvensis) All other species of thistles belonging in the Genus of Carduus That the Linn County Road Department shall control noxious weed infestations and other vegetation deemed appropriate for control of noxious weeds and rights of way for the purposes of maintaining public health, preventing economic loss, or affecting safe travel. Methods for eradication/control and/or prevention of seed production will be performed in a manner consistent with the county's integrated roadside vegetation management plan. That it is recommended noxious weeds be cut, burned or otherwise controlled or destroyed on or before June 1st, 2024, so as to prevent the production of seed by all varieties of listed noxious weeds. This includes noxious weeds on all lands within the limits of the County regardless of jurisdiction. Control or elimination measures associated with Class A and B Noxious Weeds located on lands enrolled in the Conservation Reserve Program (CRP) will comply with the Conservation Reserve Program contract requirements for that land.

That persons not in compliance with Iowa's Weed Law, Code of Iowa Chapter 317 Noxious Weeds, and Iowa Administrative Rules Agriculture and Land Stewardship Chapter 58 Noxious Weeds will be notified to use appropriate methods to eradicate or control the weed problem. Failure to do so can incur penalties including, but not limited to, daily fines for non-compliance, and the Weed Commissioner or Deputies entering upon the land to control the weed problem, with all costs, including fines and administrative costs, levied against the landowner. Iowa law provides these assessments can be attached to the real estate tax of the land for collection. Weed eradication/control will still be required to be implemented in all cases where penalties are assessed. More information regarding Linn County's weed control program can be found under the Soil Conservation section at www.linncountyiowa.gov or by contacting Linn County Weed Commissioner: Jonathan Gallagher at 319-377-5960 Ext. 3.

Approve and authorize the Chair to sign a Linn County American Rescue Plan Act Grant Closeout Agreement between Linn County and Ecumenical Community Center Foundation. Approve and authorize the Chair to sign a Linn County American Rescue Plan Act Grant Closeout Agreement between Linn County and Kirkwood Community College. Approve and authorize the Chair to sign Medical Advisor Agreement renewal between Linn County Board of Health, Linn County Community Services, and Dr. Richard Pope for Medical Advisory services for Opioids of Linn County effective July 1, 2024, through June 30, 2025, for \$2,677,350. Award bid and approve the purchase order PO601 for a 2024 Lowboy Trailer to Altorfer Inc., in the amount of \$108,615 for the Secondary Road Department. Approve and authorize the Chair to sign a Vacancy Form requesting two full-time Payroll/Payable Specialists for the Auditors Office. Set a public hearing for Monday, May 20, 2024 at 10 a.m. to reclassify and rename a portion of Rowley Road. Supervisor Rogers read Proclamation: Mental Health Month-May 2024. Motion by Rogers, seconded by Zumbach to adopt said Proclamation: Mental Health Month-May 2024.

Erin Foster, MHAC Dir., presented an updated County Smoking Policy to be enacted at the Linn County Mental Health Access Center to include Nicotine Products noting that this will enhance and replace the current policy in place. This is a requirement from the state for the Access Center to move forward with a Withdrawal Management Program. The updated policy will go into effect July 1, 2024 so the Withdrawal Management Program can open in the fall or early winter. Motion by Rogers, seconded by Zumbach to approve an updated County Smoking Policy to be enacted at the Linn County Mental Health Access Center to include Nicotine Products. Foster also presented an agreement between Neteam Innovations, LLC and Linn County Mental Health Access Center for Vocera Communications Program. This agreement is needed for staff to be able to communicate with each other internally, Unity Point and the University of Iowa use this software as well. The region has provided approximately \$42,000 in funding to get this software up and running. Motion by Zumbach, seconded by Rogers to authorize the Chair to sign an agreement between Neteam Innovations, LLC and Linn County Mental Health Access Center for Vocera Communications Program. Linn County Director, presented a Land Use Agreement between Linn County and Feed Iowa First for small scale agricultural purposes at 1506 10th Street SE Cedar Rapids, IA, effective March 1, 2024, through December 31, 2024. This is the 3rd year for Feed Iowa First and has been a very successful project so far. Supervisor Rogers stated that they have had public discussions about the future of the Fillmore Building and the county may sell it, noting that this land in question is a different parcel.

Motion by Rogers, seconded by Zumbach to authorize the Chair to sign a Land Use Agreement between Linn County and Feed Iowa First for small scale agricultural purposes at 1506 10th Street SE Cedar Rapids, IA, effective March 1, 2024, through December 31, 2024. Discussion: Supervisor Running-Marquardt asked if Feed Iowa First is aware of the possibility of the sale of the Fillmore Building and Matteson responded yes. Charlie Nichols, Planning & Development Dir., stated that the next step is a conditional use permit and no further communications have been received regarding this case. Motion by Zumbach, seconded by Rogers to approve upon third and final consideration Ordinance 2-5-2024 Amending the Official Zoning Map of Linn County for a rezoning request located at 1206 Stoney Point Road, NE from Critical Natural Resource (CNR) district to the General Commercial (GC) district. Approximately 3.23 acres, Linn County owner. Case PR24-0001. Public Comment: Erin Foster, Access Center Dir., thanked the Board again for signing the Proclamation for this is the 5th Mental Health Month Proclamation she has done. She feels that those in the audience and others really feel the support from the Supervisors whether it has been canvassing the neighborhood, helping with state things, or going toe to toe with the region to support what they do. The fact that they have had three individuals behind that desk supporting the internal and community mental health work they do speaks volumes to Linn County as a whole. They are doing a lot of transforming things and a lot of that is due to the Supervisors' assistance. Adjourning at 10:13 a.m. Respectfully submitted, JOEL D. MILLER, Linn County Auditor By: Amanda Hoy, Executive Assistant APPROVED BY: KIRSTEN RUNNING-MARQUARDT, Chairperson Board of Supervisors LINN COUNTY LIST OF BILLS PAID FOR 5-2-2024 THROUGH 5-8-2024 https://www.linncountyiowa.gov/413/Accounting-Services

Table with 2 columns: Vendor Description, Amount. Includes items like 76 MILLER AVE LLC GENERAL ASSISTANCE \$900.00, ADCRAFT PRINTING CO INC PRINTING SERVICES \$28.00, etc.

Table with 2 columns: Description, Amount. Includes items like CAPITAL SANITARY SUPPLY - CEDAR RAPIDS CUSTODIAL SUPPLIES \$5,938.55, CAREPRO HOME MEDICAL MEDICAL SUPPLIES \$300.00, CASTLE, ORION WITNESS FEES \$12.00, etc.

ORDINANCE NO. 019-24

AN ORDINANCE AMENDING CHAPTER 12 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, ESTABLISHING WATER SERVICE RATES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows: That the section 12.26(a) of Chapter 12 of the Cedar Rapids Municipal Code is amended as follows (deletion indicated by strike through, insertion indicated by underline):

Table with 5 columns: Size of Meter, Daily Service Charge, Minimum Daily Volumetric Charge, Total Minimum Charge, Total Minimum Charge on a Monthly Basis. Rows for 5/8 inch, 3/4 inch, 1 inch, 1 1/2 inch, 2 inches, 3 inches, 4 inches, 6 inches, 8 inches, 10 inches, 12 inches.

The daily service charge shall be applied to the meter at the lawn or irrigation meter. No sanitary sewer charges shall be charged to the lawn or irrigation meter registering water usage that does not enter the sanitary sewer system. Fire lines will be assessed a daily service charge for each water service line based

on the service line size in accordance with the following schedule. Minimum volumetric and total minimum charges shall also apply when volumetric charges at the above rates do not equal or exceed amounts as follows:

Table with 5 columns: Size of Service Line, Daily Service Charge, Minimum Daily Volumetric Charge, Total Minimum Daily Charge, Total Minimum Charge on a Monthly Basis. Rows for 5/8 inch, 3/4 inch, 1 inch, 1 1/2 inch, 2 inches, 3 inches, 4 inches, 6 inches, 8 inches, 10 inches, 12 inches.

Section 2. If it is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is separable and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that provision affected by such decision. Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed. Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Cedar Rapids Municipal Code and made a part of said Code as provided by law. Section 5. The changes set forth in Section 1 of this Ordinance shall be in full force and effect on July 1, 2024, after passage and publication as required by law. Introduced this 23rd day of April, 2024. Passed this 14th day of May, 2024. Tiffany D. O'Donnell, Mayor Attest: Alissa Van Sloten, City Clerk

ORDINANCE NO. 020-24 AN ORDINANCE AMENDING CHAPTER 13 OF THE MUNICIPAL CODE OF THE CITY OF CEDAR RAPIDS, IOWA, ESTABLISHING CERTAIN SERVICE CHARGES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows: Section 1. That Subsections (a), (b), and (c) of Section 13.17 of Chapter 13 of the Cedar Rapids Municipal Code are hereby amended as follows (deletion indicated by strike through, insertion indicated by underline):

Table with 2 columns: Item, Monthly Rate. Includes items like (a) Group I: Total periodic billing for sewer charges, (b) Group II: Total periodic billing for Group II sewer charges, (c) Group III: Total periodic billing for sewer service charges.

Section 2. If it is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is separable and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that provision affected by such decision. Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed. Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Cedar Rapids Municipal Code and made a part of said Code as provided by law. Section 5. This Ordinance shall be in full force and effect on July 1, 2024, after its passage and publication as required by law. Introduced this 23rd day of April, 2024. Passed this 14th day of May, 2024. Tiffany D. O'Donnell, Mayor Attest: Alissa Van Sloten, City Clerk

Shueville City Council Meeting - May 14, 2024

Mayor Coonfare called the regular monthly meeting of the Shueville City Council to order at 6:31pm on Tuesday, May 14, 2024, in the council chambers at the Shueville Community Center. Roll Call - Council present in chambers: Doug Votruncbek, Bart Frisk, Becky Neuhaus, Chris Lavay. Absent: Paity Stephens. Also present: Dave Scheehring, Leah Kolar, Randy Russell, Thomas McDaniel, Rob Schoene, Rob Brown. Consent Agenda: No comments on consent agenda. Neuhaus motioned to approve the consent agenda, Votruncbek seconded. All ayes- motion carried. Public Comments, Items not on Agenda: None. Business: A. Vacation and disposal of city property: Alleyway located between Club Road/Mill St. and street located between Mill St./ Council St. 1. Neuhaus motioned to open the public hearing. Lacy seconded. No comments from the public. Neuhaus motioned to close the public hearing, Frisk seconded. 2. Frisk motioned to approve the first reading of the ordinance, Neuhaus seconded. All ayes: 4-0. 3. Lacy motioned to waive the second and third readings of the ordinance, Neuhaus seconded. All ayes: 4-0. The ordinance was adopted by City Council. B. Johnson County Sheriff's Office Agreement to take effect on July 1, 2024 1. Neuhaus motioned to accept the agreement as written, Votruncbek seconded. All ayes - motion carried. C. Johnson County Livable Community for Successful Aging board representative asked Mayor Coonfare to make a proclamation declaring May 2024 as Older Americans Month in Shueville. Mayor Coonfare signed the proclamation. D. Resolutions to approve interfund transfers for loan and interest payments. 1. Resolution 2024-03 to approve interfund transfer for June 2024 principal and interest payments on outstanding debt. Frisk motioned to approve the resolution, Neuhaus seconded. All ayes: 4-0. 2. Resolution 2024-04 to approve interfund transfers for payment on outstanding debt in FY25. Neuhaus motioned to approve the resolution, Frisk seconded. All ayes: 4-0. E. Projector/TV for Community Center 1. Brent Leis, Shueville resident and Planning & Zoning Commission member, is donating a 50" LED TV and projector to the Shueville Community Center. City Council provided the City Clerk an allowance of up to \$500 of American Rescue Plan grant funds received to spend on accessories for the TV and projector to make them accessible and available for groups that rent space in the Community Center for meetings, events, etc. F. Quotes for Community Center projects 1. Quotes for exterior building wash, gutter cleaning, window wash, and deck/sidewalk wash were received from City of Cedar Rapids City's Exterior, Affordable Pressure Washing, Lifetime Coatings LLC and Golden Touch. City Council accepted quote from Affordable Pressure Washing for \$920, which will not include window washing. To be paid with American Rescue Plan grant funds received. 2. Quotes for work repainting the flagpole and repairing the front entrance columns were discussed. Quotes received from Ace Handyman Services and Mr. Handyman. City Council accepted quote from Mr. Handyman for \$1450, noting that the city does not pay taxes as shown on quote. To be paid with American Rescue Plan grant funds received. Correspondence, Announcements & Comments: • The Community Center parking lot is being resurfaced on Saturday, June 15th and Sunday, June 16th. • Hannaman Addition construction plans have been approved. • Gene Beard's retirement celebration at JMFD Station on Sunday, June 9th from 2-5pm. • University of Iowa Dept. of Community and Behavioral Health presenting Disaster PrepWise - a free disaster preparedness program- to community members at the Shueville Community Center on Thursday, May 30th from 5-6pm • Richard Schoene and other PR&Z members attended Intro to Planning & Zoning workshop presented by Iowa State University Extension where they discussed Shueville's Comprehensive Plan. • Questions about construction at ATC site on corner of 965 and 120th St. • Concerns over lack of lawn mowing on certain properties in town. Adjourn: Motion by Frisk, seconded by Neuhaus to adjourn at 7:26pm. Meetings: Next regular Council meeting will be Tuesday, June 11, 2024, at 6:30pm. Mickey Coonfare, Mayor Leah Kolar, City Clerk

Claims May 14, 2024

Table with 2 columns: Claim Item, Amount. Includes items like Kolar, Leah IPERs \$1,815.69, Johnson County Sheriff Payroll deduction-EFT \$350.15, Police protection \$2,972.67, etc.

Table with 2 columns: Total, Amount. Includes items like April Revenue \$107,992.92, General Fund \$0.00, Alumni Wall Fund \$0.00, Road Use Tax Fund \$4,808.84, TIF Fund \$193,775.95, etc.