

RESOLUTION No. 07-09-20-01
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF OAK TREE VIEW FARMSTEAD,
JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-19-27808 for approval of the preliminary and final plat of Oak Tree View Farmstead and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Rettig the Resolution be adopted this 9th day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Soukovic, Deputy
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 07-09-20-02
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF JOHNSON CEDAR ACRES ADDITION,
JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-20-27871 for approval of the preliminary and final plat of Johnson Cedar Acres Addition and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Porter the Resolution be adopted this 9th day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Tomkovicz, Deputy
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 07-09-20-03
**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF MESKIMEN FIRST ADDITION,
JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27887 for approval of the preliminary and final plat of Meskimen First Addition and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Consent to Platting
Fence Agreement
Sensitive Areas Exhibit
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Green-Douglass the Resolution be adopted this _____ day of _____, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Tomkovic, Deputy
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 07-09-20-04
**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF PUMPKIN FLATS SECOND ADDITION,
JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27888 for approval of the preliminary and final plat of Pumpkin Flats Second Addition and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Consent to Platting by Mortgage Holder
Common Access Easement Agreement
Easement for Public Highway
Amended Well Agreement
Covenant for Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Rettig the Resolution be adopted this 9th day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jomkovicz, Deputy
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 07-16-20-01

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on July 13, 2020 filed its report and recommendations for certain actions;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for August 13, 2020 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following zoning applications: Tad Stolley (PZC-20-27883) and Nick Hemann (PZC-20-27885); and on the following subdivision applications: Pleasant Valley LP (PZC-20-27875), Stephen and Debra Galloway (PZC-20-27886), Randy Eash (PZC-20-27894), Remdelick LLC (PZC-20-27896) and Chet Wieland (PZC-20-27897).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Green-Douglass and seconded by Rettig the Resolution be adopted this 16th day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Absent Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 07-23-20-01

**RESOLUTION MANDATING THE USE OF FACE COVERINGS IN JOHNSON COUNTY TO
MITIGATE THE TRANSMISSION OF COVID-19**

WHEREAS, the emergence of the novel virus, SARS-CoV-2, that causes coronavirus disease, COVID-19, can result in serious illness or death and can be easily spread from person to person; and

WHEREAS, on January 31, 2020 the United States Department of Health and Human Services declared a national public health emergency related to dangers posed by COVID-19; and

WHEREAS, on March 9, 2020, the Governor of the State of Iowa, Kim Reynolds, signed a proclamation of disaster emergency for the entire State of Iowa based on the increasing number of persons in the State of Iowa testing positive for COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, on March 13, 2020, the President of the United States signed an emergency disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act authorizing emergency response measures in all fifty states in response to COVID-19; and

WHEREAS, the most current local data relating to COVID-19 as provided by the Iowa Department of Public Health ("IDPH") show that the state and Johnson County continue to experience significant community spread of this disease; and

WHEREAS, as businesses, events, and other gatherings across the state have re-opened or are now allowed thus more people are traveling and gathering throughout the state and within Johnson County; and

WHEREAS, there is a continuing need to protect all residents and visitors of Johnson County, especially those who are vulnerable to being infected with COVID-19 and experiencing severe illness and or death; and

WHEREAS, the Centers for Disease Control and Prevention ("CDC") recommends wearing a face covering in public where other physical distancing measures cannot be maintained to help prevent the spread of COVID-19 from asymptomatic or unknowing carriers to others; and

WHEREAS, requiring face coverings to be worn by every person who does not meet exclusion criteria set forth by the CDC, or who was told by a legal, medical, or behavioral health professional, or in areas excluded set forth in this resolution; and

WHEREAS, the following are defined as:

- “Face covering” means a material that securely covers a person’s nose and mouth and remains affixed in place without the use of one’s hands, whether purchased or homemade, and consistent with CDC guidelines
- “Household member” means a person who lives a majority of time with the person in their apartment, house, mobile home, or other structure intended for residential occupancy
- “Indoor public setting” means an enclosed area to which the public is invited

WHEREAS, this resolution is not intended to be punitive or stigmatizing and is in the best interest of health, safety, and economic recovery; and

WHEREAS, the Johnson County Board of Health and Johnson County Board of Supervisors strongly encourages every county in the State of Iowa to do the same; now, therefore

BE IT RESOLVED by the Johnson County Board of Supervisors that:

1. Every person in Johnson County shall wear a face covering when:

- In public as opposed to being in ones place of residence, when one cannot stay six (6) feet apart from others
- Inside of any indoor public settings, for example, but not limited to:
 - Grocery stores
 - Pharmacies
 - Hardware stores
 - Retail stores
 - Other public settings that are not ones place of residence and when among persons who do not live in the household
- Outside, if keeping six (6) feet apart from others is not possible
- Using public transportation or private car service (including taxis, ride share, and carpooling)

2. Places and times where persons are exempt from wearing a face covering:
 - While traveling in a personal vehicle alone or with household members
 - While a person is alone or is in the presence of only household members
 - While exercising at moderate or high intensity e.g. jogging or biking
 - While seated at a food establishment and in the process of eating or drinking
 - While obtaining a service that would require temporary removal of the persons face covering
 - When federal or state law prohibits wearing a face covering or requires removal of the face covering

3. If a cloth face covering is chosen, appropriate use of a cloth face covering includes:
 - A snug fit, but comfortable against the side of the face
 - Completely covers the nose and mouth
 - Is secured with ties or ear loops
 - Includes multiple layers of fabric
 - Allows for breathing without restriction
 - Can be laundered and machine dried without damage or change to shape

4. Persons who are exempt from wearing a cloth face covering:
 - Persons younger than 2 years old due to the risk of suffocation
 - Anyone who has trouble breathing, or is on oxygen therapy or a ventilator
 - Anyone who is unconscious, incapacitated, or otherwise unable to remove a cloth face covering without assistance
 - Anyone who has been told by a medical, legal, or behavioral health professional not to wear face coverings

It was moved by Rettig and seconded by Heiden the Resolution be adopted this 23rd day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
 Rod Sullivan, Chairperson
 Board of Supervisors

Travis Weipert
 Travis Weipert, Auditor
 Johnson County, Iowa

RESOLUTION No. 07-23-20-02

Whereas, the Johnson County Board of Supervisors desires all Johnson County facilities and property to be safe for employees and the general public; and

Whereas, the Johnson County Board of Supervisors, in order to preserve the safety of the public and county employees, prohibited the presence of firearms and dangerous weapons in and on property owned, or occupied by Johnson County, Iowa in Resolution 02-17-11-02; including, but not limited to, the Administration building; the Ambulance building; the Conservation Education Center; the Conservation Headquarters; the Conservation maintenance shop; the Health and Human Services building; the Johnson County Courthouse; the SEATS building; the Secondary Roads buildings; and parks and recreation areas; and

Whereas, other county policies and regulations provide for the safety of Johnson County employees and the public; and

Whereas, the Johnson County Sheriff's Office has armed deputies who provide mandatory screening to prohibit persons from bringing firearms and/or dangerous weapons into the Johnson County Courthouse in order to provide for the protection of employees, the judiciary, and the public; and

Whereas, on June 25, 2020, Governor Kim Reynolds signed House File 2502 (HF 2502) which amended Iowa Code § 724.28 to limit political subdivisions from enforcing restrictions on carrying, possession, or transportation of firearms or other dangerous weapons on county property beyond the restrictions already imposed by state law; and
Whereas, the limitation imposed by HF 2502 requires the county to maintain a screening process for weapons and armed security in any county building or structure where firearms and/or dangerous weapons are prohibited entirely; and

Whereas, HF 2502 further provides for a person adversely affected by an "ordinance, measure, enactment, rule, resolution, motion or policy" that is in violation of Section 724.28 to file suit against the county with the prevailing party being entitled to reasonable attorney fees and court costs; and

Whereas, the Johnson County Board of Supervisors believe the passage of the HF 2502 unreasonably interferes with the County's exercise of County Home Rule, and that adoption of a screening process and armed security personnel in every county building would create an undue financial burden and interfere with the quality of service received by the citizens of Johnson County; and

Whereas, to avoid subjecting Johnson County residents to undue cost and burden of state-mandated security measures or in the alternative to avoid costly litigation and payment of attorney fees, the Johnson County Board of Supervisors is compelled by the changes in Section 724.28 to modify the county policy prohibiting firearms and dangerous weapons in county buildings previously established by Resolution 02-17-11-02.

Therefore Be It Resolved by the Johnson County Board of Supervisors:

1. All firearms and dangerous weapons, as defined in Iowa Code § 702.7, will continue to be prohibited in the Johnson County Courthouse with the exception of law enforcement officers, active military personnel, correctional officers, and prisoner transport personnel who are required to carry firearms while on county property.
2. The policy adopted by the Board of Supervisors in Resolution 02-17-11-02 is modified to provide that firearms and dangerous weapons are prohibited in all county buildings and on all property owned or occupied by the county to the extent that possession, carrying or transporting the firearm and/or dangerous weapon is not in compliance with Iowa Code Section 724.4 or is in violation of any other applicable state statute.
3. Persons entering county buildings or entering upon county property in possession of a firearm and/or dangerous weapons will be required to establish compliance with Iowa Code Section 724.4 upon request of a law enforcement officer.
4. Johnson County may implement other security measures to protect the safety of personnel and the general public in Johnson County buildings, grounds and parking lots.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 23rd day of July, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Nay Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-06-20-01

RESOLUTION OF APPRECIATION OF ALL JOHNSON COUNTY EMPLOYEES FOR THEIR HARD WORK AND PUBLIC SERVICE DURING THE COVID-19 PANDEMIC

- Whereas,** Johnson County employees contribute significantly to the well-being and quality of life for all people in our community; and
- Whereas,** these dedicated individuals strive daily to perform their jobs with professionalism and integrity in order to improve the lives of all Johnson County residents, even in the best of times; and
- Whereas,** Johnson County employees provide health services, administer justice, keep communities safe, foster economic opportunities, build infrastructure, provide social services, and much more; and
- Whereas,** Johnson County employees take pride in their responsibility to protect and enhance the health, well-being, safety, and quality of life of our residents; and
- Whereas,** over the last five months, during the COVID-19 pandemic, Johnson County employees have gone above and beyond to serve our community; and
- Whereas,** Johnson County employees continue to step up to the changing demands of COVID-19 and respond as public servants, whether that has meant putting in extra hours, working under stressful situations and conditions, jumping into completely new roles, handling an increase in volume of work under adverse conditions, working with members of the public in ways they haven't before, or working remotely to help stop the spread.

Now, therefore, be it resolved that we, the Johnson County Board of Supervisors, do hereby extend our sincere appreciation to all Johnson County employees for their hard work and dedicated service to the residents of Johnson County always, but especially during this unprecedented time in our history.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 6th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jonkovicz, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-06-20-02

**RESOLUTION TO APPROVE THE
JOHNSON COUNTY PUBLIC HEALTH FACE COVERING REGULATION**

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services declared a national public health emergency related to the dangers posed by COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States signed an emergency disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act authorizing emergency response measures in all fifty states in response to COVID-19; and

WHEREAS, on March 17, 2020, the Governor of Iowa issued a Proclamation of Public Health Disaster Emergency after multiple cases of COVID-19 had been confirmed in Iowa and the Iowa Department of Public Health determined that community spread was occurring within the state; and

WHEREAS, Iowa Code Section 135.140 defines a public health disaster as a disaster which specifically involves an imminent threat of an illness that poses a high probability of widespread exposure to an infectious agent that poses a significant risk of future harm to a large number of the affected population; and

WHEREAS, all available information indicates that COVID-19 continues to pose a substantial widespread risk of infection leading to a significant risk of harm to the population of Johnson County particularly as daily rates of persons testing positive in Johnson County are increasing despite consistent testing and contact tracing; and

WHEREAS, Johnson County is the location of the University of Iowa Hospitals and Clinics, Mercy Hospital, and the Veteran's Administration Hospital all of which provide medical care for persons from locations throughout the State of Iowa who may be medically impacted by COVID-19; and

WHEREAS, August will bring the return to Johnson County of thousands of students to attend the University of Iowa, and the return of children to school which will further increase the risk of spread of the virus within our community; and

WHEREAS, the Centers for Disease Control (CDC) has determined that face coverings are a critical tool in the fight against COVID-19 that could reduce the spread of the virus, particularly when used universally within communities; and

WHEREAS, the Governor's current proclamation requires that businesses and gatherings ensure social distancing of employees, customers, and attendees, increased hygiene practices, and other public health measures to reduce the risk of transmission of COVID-19 consistent with the guidance of the Iowa Department of Public Health (IDPH); and

WHEREAS, the IDPH's reopening guidance advises that members of the public consider the use of face coverings when distancing is not possible because wearing face coverings in public places where social distancing measures are difficult (e.g. grocery stores and pharmacies) can help slow the spread of COVID-19, and refers the public to the "local public health agency, the appropriate

regulating agency or professional association" with questions about how to implement its guidance; and

WHEREAS, a requirement that persons wear face coverings is consistent with the Governor's proclamation, the guidance of the IDPH and the CDC; and

WHEREAS, a requirement that persons in Johnson County wear face coverings is essential to reducing the risk of transmission of COVID-19, and necessary to protect the health, welfare and safety of residents and visitors and accelerate local recovery efforts; and

WHEREAS, the Johnson County Board of Health enacted a face covering regulation on August 4, 2020, and has submitted such regulation to the Johnson County Board of Supervisors for approval pursuant to Iowa Code 137.104 (1 (b) (2); now

THEREFORE BE IT RESOVLVED, the Johnson County Board of Supervisors in response to this ongoing public health emergency approves the following Johnson County Public Health regulation to mandate the wearing of face coverings in public places:

FACE COVERING REGULATION

Section I. Authority and Applicability

- 1.01 Iowa Code 137.104 provides that, "a local board of health shall... make and enforce such reasonable rules and regulations not inconsistent with law and the rules of the state board as may be necessary for the protection and improvement of the public health."
- 1.02 The novel coronavirus, SARS-CoV-2, also referred to as COVID-19, is a virus that primarily spreads from person to person and can result in serious illness, long-term negative health impacts or death.
- 1.03 The Johnson County Board of Health finds that COVID-19 poses a continuing and immediate threat to the public health of Johnson County, Iowa residents and visitors.

Section II. Definitions

- 2.01 "ADMINISTRATIVE AUTHORITY" means the local board of health as authorized by Iowa Code Chapter 137, or its appointed representative.
- 2.02 "THE BOARD" means the Johnson County Board of Health
- 2.03 "THE COUNTY" means Johnson County, Iowa
- 2.04 "FACE COVERING" means a material that securely covers a person's nose and mouth and remains affixed in place without the use of one's hands, whether purchased or homemade, and consistent with the Centers for Disease Control and Prevention guidelines
- 2.05 "HOUSEHOLD MEMBER" means a person who lives a majority of time with the person in their apartment, house, mobile home, or other structure intended for residential occupancy
- 2.06 "INDOOR PUBLIC SETTING" means an enclosed area to which the public is invited

Section III. General Regulations

Therefore, pursuant to Iowa Code 137.104, be it hereby ordered and enforced by the Board as the Administrative Authority, as follows:

3.01 Every person in Johnson County shall wear a face covering when:

- A. In public as opposed to being in one's place of residence, when one cannot stay six (6) feet away from others
- B. Inside of any indoor public settings, for example, but not limited to:
 - 1. Grocery stores
 - 2. Pharmacies
 - 3. Hardware stores
 - 4. Retail stores
 - 5. Schools
 - 6. Other public settings that are not one's place of residence and when you are with persons who do not live in the household
- C. Outside, if keeping six (6) feet away from others is not possible
- D. Using public transportation or private car service (including taxis, ride share, or carpooling)

3.02 Exemptions. Places and times where persons are exempt from wearing a face covering:

- A. While traveling in a personal vehicle alone or with household members
- B. While a person is alone or is in the presence of only household members
- C. While exercising at moderate or high intensity e.g. jogging or biking
- D. While seated at a bar or food establishment in the process of eating or drinking
- E. While obtaining a service that would require temporary removal of the persons face covering
- F. When federal or state law prohibits wearing a face covering or requires the removal of the face covering

3.03 Exemptions. Persons who are exempt from wearing a face covering:

- A. Persons younger than 2 years old due to the risk of suffocation
- B. Anyone who has trouble breathing, on oxygen therapy or ventilator
- C. Anyone who is unconscious, incapacitated, or otherwise unable to remove the face covering without assistance
- D. Anyone who has been told by a medical, legal, or behavioral health professional not to wear face coverings

3.04 Appropriate Use. If a cloth face covering is chosen, appropriate use of a cloth face covering includes:

- A. A snug fit, but comfortable against the side of the face
- B. Completely covers the nose and mouth
- C. Is secured with ties or ear loops
- D. Includes multiple layers of fabric
- E. Allows for breathing without restriction
- F. Can be laundered and machine dried without damage or change to shape

Section IV. Enforcement, Penalties and Implementation

- 4.01 The following regulation is not intended to be punitive or stigmatizing and is in the best interest of health, safety, and economic recovery. A violation shall constitute a simple misdemeanor.
- 4.02 The first offense shall be punishable by the minimum fine for a simple misdemeanor.
- 4.03 The second or subsequent offense shall be punishable by a fine up to the maximum fine for a simple misdemeanor.
- 4.04 This regulation shall become effective upon approval of the Board of Supervisors and publication in the local paper of record as described in Iowa Code section 137.104(1)(b)(2).
- 4.05 This regulation will expire when the Governor's proclamation of disaster emergency expires or when the Johnson County Board of Supervisors' declaration of public health disaster expires, whichever date is later.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 6th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Tomkovic, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-06-20-03
TRANSFERRING FROM THE GENERAL BASIC FUND TO THE
CONSERVATION TRUST FUND IN THE FY21 BUDGET

Whereas, the Board of Supervisors may periodically credit monies to the Conservation Trust Fund pursuant to section 350.6, Code of Iowa; and

Whereas, \$152,741 is the amount of Conservation Department revenue collected within the General Basic Fund during the 2019-2020 fiscal year; and

Whereas, sufficient funds are available in the General Basic Fund.

Therefore, be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Conservation Trust Fund during the 2020-2021 fiscal year as funds are needed and available, not to exceed the sum of \$152,741.

It was moved by Green-Douglass and seconded by Porter the Resolution be adopted this 6th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Somkovics, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-06-20-04
ESTABLISHING TOWNSHIP OFFICIALS COMPENSATION

WHEREAS, the Johnson County Board of Supervisors is responsible for establishing the rate of compensation paid to township officials pursuant to Iowa Code Sections 359.46 and 359.47, and

WHEREAS, the Johnson County Board of Supervisors has not reviewed or otherwise considered the compensation paid to township trustees in approximately ten years;

NOW THEREFORE BE IT RESOLVED that township officials of Johnson County be compensated as follows, effective August 6, 2020:

- a. Township Clerks and Trustees: \$16.00 minimum per official meeting, or \$16.00 per hour of meeting time reported in quarter hour increments for meetings longer than one hour
- b. Township Clerks: \$16.00 per hour of time reported in quarter hour increments for documented clerical duties outside of official meetings

BE IT FURTHER RESOLVED, said compensation schedule shall not apply to services of the township officials while performing fence viewing activities or assessing damages done by trespassing animals (see Iowa Code Section 359.46, subsections 1. a. and b.),

AND that the County Auditor is hereby authorized to pay township officials, the hours and meetings as by them certified.

It was moved by Rettig and seconded by Green-Douglass the Resolution be adopted this 6th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jonkovicz, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-06-20-05
**A RESOLUTION PROVIDING FOR COOPERATION WITH OTHER
GOVERNMENTAL UNITS IN THE CREATION AND OPERATION OF THE
SERVICE DELIVERY OF EAST CENTRAL IOWA LOCAL WORKFORCE
DEVELOPMENT AREA CONSORTIUMS**

WHEREAS, the Governor of Iowa determined that the counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington shall comprise the East Central Iowa Local Workforce Development Area pursuant to the WIOA of 2014, and

WHEREAS, the WIOA of 2014 requires, and Chapter 28E, Code of Iowa (2019) allow, units of local government to indicate their joint participation in the WIOA, by executing a joint exercise of powers agreement in accordance with those laws and regulations, and

WHEREAS, the heretofore-named counties desire to participate in, and be a member of the East Central Iowa Local Workforce Development Area as designated by the Governor:

NOW, THEREFORE, BE IT RESOLVED BY the county of Johnson, Iowa that it does hereby pledge its cooperation with the governing bodies of other cooperating governmental units in the creation and operation of the Chief Elected Official Board of the East Central Iowa Workforce Development Area by adopting the Articles of Agreement of such Board which is attached hereto and by this reference made a part hereof.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 6th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Sankovitz, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 08-13-20-01

**RESOLUTION APPROVING THE PRELIMINARY PLAT OF
PLEASANT VALLEY PRESERVE
JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27875 for approval of a preliminary plat Pleasant Valley Preserve, and

WHEREAS, the preliminary plat proposes to convert an existing private drive serving a commercial business into a platted private road and said private road will exceed 1000 feet in length, and

WHEREAS, per subsection 8:2.8(D)(3)(b)(iii) of the Johnson County Unified Development Ordinance the Board of Supervisors may exempt certain subdivision roads from the maximum length requirements, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
 - a. Per subsection 8:2.8(D)(3)(b)(iii) of the Johnson County Unified Development Ordinance, the proposed private road shown on this preliminary plat may exceed 1000 feet in length, but shall not exceed 1,250 feet in length.
2. That the Chairperson be directed to sign said plat.

It was moved by Rettig and seconded by Porter the Resolution be adopted this 13th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Absent



Pat Heiden, Vice Chairperson
Board of Supervisors

ATTEST:



Travis Weipert, Auditor, Johnson County, Iowa

By: Monica Jankovics, Deputy Auditor

RESOLUTION No. 08-13-20-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF WAPSI FREMONT SOUTH SUBDIVISION, JOHNSON
COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27886 for approval of the preliminary and final plat of Wapsi Fremont South Subdivision, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate and Consent
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
County Subdivider's Agreement
Lone Tree Resolution 2020-M
Mortgagee Consent to Subdivision
Right-Of-Way Dedication
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

C. Acquisition Plat (5)

It was moved by Porter and seconded by Green-Douglass the Resolution be adopted this 13th day of August, 2020.

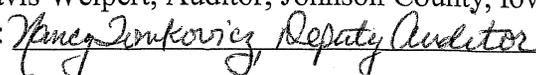
Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Absent



Pat Heiden, Vice Chairperson
Board of Supervisors

ATTEST:


Travis Weipert, Auditor, Johnson County, Iowa
By: 

Nancy Jankovics, Deputy Auditor

RESOLUTION NO. 08-13-20-03

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF EASH FARM SUBDIVISION, JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27894 for approval of the preliminary and final plat of Eash Farm Subdivision, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

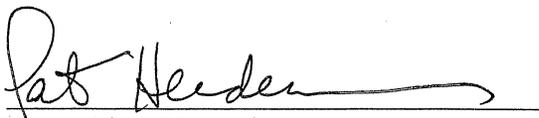
Owner's Certificate and Consent to Platting
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Covenant for Fences
Grant of Access Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

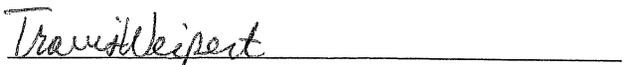
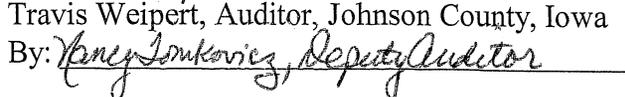
It was moved by Rettig and seconded by Porter the Resolution be adopted this 13th day of August, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Absent


Pat Heiden, Vice Chairperson
Board of Supervisors

ATTEST:


Travis Weipert, Auditor, Johnson County, Iowa
By:  Deputy Auditor

RESOLUTION No. 08-13-20-04

RESOLUTION APPROVING THE REVISED PRELIMINARY PLAT OF
TROYERS MEADOW
JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-20-27896 for approval of a preliminary plat Troyers Meadow, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

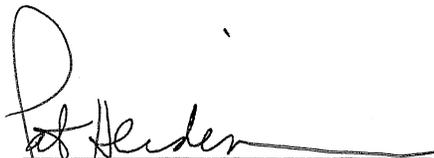
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved subject to the following condition:
 - a. The applicant adhere to the shared wastewater systems plan as noted on the subdivision plat with the secondary treatment for Lots 1 through 4 being located on Outlot E, the secondary treatment for Lots 5 through 8 being located on Outlot F, and the secondary treatment for Lots 9 through 12 being located on Outlot G.
2. That the Chairperson be directed to sign said plat.

It was moved by Porter and seconded by Rettig the Resolution be adopted this 13th day of August, 2020.

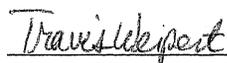
Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Absent



Pat Heiden, Vice Chairperson
Board of Supervisors

ATTEST:



Travis Weipert, Auditor, Johnson County, Iowa
By: Nancy Tomkovicz Deputy Auditor

RESOLUTION NO. 08-13-20-05

RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF HEITZMAN ORCHARD ADDITION, JOHNSON COUNTY,
IOWA

WHEREAS, the owner has filed application PZC-20-27897 for approval of the preliminary and final plat of Heitzman Orchard Addition, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

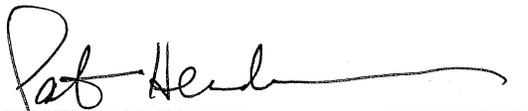
Certificate of Owner and Subdivider
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Covenant for Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Green-Douglass the Resolution be adopted this 13th day of August, 2020.

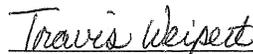
Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Absent



Pat Heiden, Vice Chairperson
Board of Supervisors

ATTEST:



Travis Weipert, Auditor, Johnson County, Iowa
By: Amey Tomkovicz, Deputy Auditor

RESOLUTION No. 09-03-20-01

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY STEVE'S FARM
SUPPLY FOR THE PROPERTY DESCRIBED AS LOT 1 OF STEVES FARM
SUPPLY SUBDIVISION**

WHEREAS, the owner has filed application PZC-20-27938 seeking site plan approval to build an accessory storage building associated with a commercial grain storage operation on Lot 1 of Steve's Farm Supply Subdivision; and

WHEREAS, the County Engineer has reviewed the proposed site plan and recommended, in the interest of the safety of the traveling public, that landscaping not be installed along the road right-of-way in this instance; and

WHEREAS, the site plan otherwise conforms with the Johnson County Unified Development Ordinance, as amended;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said Site Plan be approved.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 3rd day of September, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa
By: Nancy Tomkowiak, Deputy Auditor

RESOLUTION No. 09-03-20-02
**REQUESTING REIMBURSEMENT FROM THE IOWA COVID-19 LOCAL
GOVERNMENT RELIEF FUND FOR ELIGIBLE COSTS RELATED TO THE
PUBLIC HEALTH EMERGENCY**

WHEREAS, The United States Congress approved the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide economic relief related to the COVID-19 pandemic;

WHEREAS, Governor Kim Reynolds allocated \$125 million of the State of Iowa's CARES Act funding to local governments for direct expenses incurred in response to the COVID-19 emergency; and

WHEREAS, Local government funding reimbursements may only be used for necessary expenditures incurred due to the COVID-19 pandemic, were not accounted for in the current fiscal year city budget, were incurred during the time period of March 1, 2020 through December 30, 2020 and have not been reimbursed from other sources; now, therefore, be it

RESOLVED, That the Johnson County Board of Supervisors requests reimbursement of \$1,916,154 in eligible expenditures in response to the COVID-19 public health emergency, and, be it further

RESOLVED, That the Johnson County Board of Supervisors affirms that the above requests for reimbursement follow all formal published Federal and State of Iowa guidance on how the funds should be spent, and understand if the reimbursements are misrepresented, the local government will be liable for any applicable penalty and interest.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 3rd day of September, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa
By: Nancy Zankovics, Deputy

RESOLUTION No. 09-17-20-01

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on September 14, 2020 filed its report and recommendations for certain actions;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for October 8, 2020 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following zoning application: Tom and Colleen Altman (PZC-20-27912) and Lindsey Fudge(PZC_20-27913) and on the following subdivision applications: Doug Black (PZC-20-27895), Lindsey Fudge (PZC-20-27915), David and Heidi Hodge (PZC-20-27929), Elwyn Pearson (PZC-20-27931) and Justin Eden (PZC-20-27932), and on the following Future Land Use Map amendments: Belvedere signed by Curt Eilers (FLUM-20-27904), Cy-Hawk Corp. (FLUM-20-27909), and David Brown (FLUM-20-27910), and the following Ordinance amendments: Ordinance to clarify the definition of Agricultural Unit, add a definition of Agricultural experience, and modify allowed uses in certain zoning districts to address Agricultural Experiences, and Ordinance to revise definitions and supplemental conditions related to animal slaughter uses, and add limited slaughter as an administrator-approved accessory use in certain zoning districts.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Rettig and seconded by Porter the Resolution be adopted this 17th day of September, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF BLACK HOLE SUBDIVISION, JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27895 for approval of the preliminary and final plat of Black Hole Subdivision and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Opinion of the Attorney
Certificate of County Auditor
Certificate of the County Treasurer
Mortgagees Consent to Subdivision
Subdivider's Agreement
Fence Agreement
Sensitive Areas Plat Exhibit
Conditional Dedication and Conveyance
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Heiden the Resolution be adopted this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Tomkowiak, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF FUDGE SUBDIVISION, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27915 for approval of the preliminary and final plat of Fudge Subdivision and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Opinion of the Attorney
Certificate of County Auditor
Certificate of the County Treasurer
Subdivider's Agreement
Covenant for Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Heiden the Resolution be adopted subject to the adoption of corresponding Zoning Application PZC-20-27913 this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jankovics, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-03

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF BLACK DIAMOND BEND SUBDIVISION, JOHNSON COUNTY,
IOWA.**

WHEREAS, the owner has filed application PZC-20-27929 for approval of the preliminary and final plat of Black Diamond Bend Subdivision and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Opinion of the Attorney
Certificate of County Auditor
Certificate of the County Treasurer
Subdivider's Agreement
Fence Agreement
Consent of Mortgagee to Subdivision
Right-of-Way Easement
Sensitive Areas Exhibit
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

C. Acquisition Plats (5)

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Somkovic, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-04

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF PEARSON FARM SUBDIVISION, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27931 for approval of the preliminary and final plat of Pearson Farm Subdivision and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Opinion of the Attorney
Certificate of County Auditor
Certificate of the County Treasurer
County Subdivider's Agreement
Covenant Concerning Fences
Right-of-Way Dedication
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Green-Douglass the Resolution be adopted this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
~~By Rodney Donkervic, Deputy Auditor~~
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-05

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF CLEAR VIEW ACRES, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27932 for approval of the preliminary and final plat of Clear View Acres and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Certificate of Owners and Subdividers
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Covenant for Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jankovic, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-08-20-06

RESOLUTION APPROVING THE REQUEST SUBMITTED BY BELVEDERE, INC. TO AMEND THE FUTURE LAND USE MAP OF THE JOHNSON COUNTY 2018 COMPREHENSIVE PLAN.

WHEREAS, the Board of Supervisors adopted the current comprehensive plan, known as the Johnson County 2018 Comprehensive Plan, on May 17, 2018 (the 2018 Comprehensive Plan); and

WHEREAS, the 2018 Comprehensive Plan contains on page 111 a map depicting intended future land uses as contemplated by the 2018 Comprehensive Plan (the "Future Land Use Map"), which is duly maintained and updated by the Zoning Administrator following Board action; and

WHEREAS, the Board of Supervisors has adopted procedures to consider and incorporate updates to the Future Land Use Map; and

WHEREAS, Curt Eilers, as an authorized agent, has filed application FLUM-20-27904 requesting to change the Future Land Use Category of certain property located in the E ½ of the SW ¼ and the SE ¼ of the NW ¼ of Section 4, Township 81 North, Range 7 West of the 5th P.M. (commonly known as PPN 03-04-301-003 at the time of this approval) from Agricultural to Intense Commercial/Low-Intensity Industrial; and

WHEREAS, the Johnson County Planning and Zoning Commission having studied said application and conducted a public hearing thereon on September 14, 2020, by a majority vote recommended that the requested amendment to the 2018 Comprehensive Plan and Future Land Use Map be approved subject to the following change: the future land use designation be changed to Commercial.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said amendment to the Future Land Use Map, as requested by FLUM-20-27904, be approved.
2. That the Future Land Use Designation of those portions of the E ½ of the SW ¼ and the SE ¼ of the NW ¼ of Section 4, Township 81 North, Range 7 West of the 5th P.M (commonly known as PPN 03-04-301-003 at the time of this approval) be changed from Agricultural to Intense Commercial/Low-Intensity Industrial.
3. That the Planning, Development, and Sustainability Director be directed to update the Future Land Use Map accordingly.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 8th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Tomkovic, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 10-15-20-01

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on October 12, 2020 filed its report and recommendations for certain actions;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for November 12, 2020 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following zoning application: Steven Yoder (PZC-20-27946) and on the following subdivision applications: Benjamin Hemingway (PZC-20-27914), Willis Schlabach (PZC-20-27949), and Tyler Hibbs (PZC-20-27950). That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Porter the Resolution be adopted this 15th day of October, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-05-20-01

**RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF ROLLING PRAIRIE ESTATES, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27939 for approval of the final plat of Rolling Prairie Estates, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate and Consent	Easement Agreement
Title Opinion	Articles of Incorporation
Certificate of County Auditor	Owner's Association Bylaws
Certificate of the Treasurer	
Subdivider's Agreement	
City of Iowa City Resolution 20-173	
Consent of Mortgagee to Subdivision	
Stormwater Detention Easement	
Fence Agreement	
Grant of Easement for Highway Purposes	
Resolution Affirming the Stability of the Current Road System	

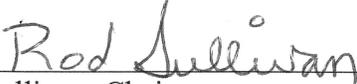
B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 5 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:



Rod Sullivan, Chairperson
Board of Supervisors



Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-12-20-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF THE LITTLE RIATA TWO, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27914 for approval of the preliminary and final plat of The Little Riata Two, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Resolution 1938 - City of West Branch
Proprietors Consent to Platting
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Liability Agreement
Agricultural Access Easement
Easement for Public Highway for Lot 1
Easement for Public Highway for Adjacent Lot
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Heiden the Resolution be adopted this 12
day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:



Rod Sullivan, Chairperson
Board of Supervisors



Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-12-20-02

RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF STRINGTOWN ACRES THIRD, JOHNSON COUNTY, IOWA.

WHEREAS, the owner has filed application PZC-20-27949 for approval of the preliminary and final plat of Stringtown Acres Third, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate and Consent
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Covenant for Fences
Water Line Maintenance Easement
Grant of Easement for Public Highway
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Rettig the Resolution be adopted this 12 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan

Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert

Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-12-20-03

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF HIBBS SUBDIVISION, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27950 for approval of the preliminary and final plat of Hibbs Subdivision, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Sensitive Areas Exhibit
Resolution 2020-067 - City of Tiffin
Owner's Certificate and Consent
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Agreement
Right-of-Way Dedication
Access Easement Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

C. Acquisition Plat (5)

It was moved by Heiden and seconded by Porter the Resolution be adopted this 12
day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan

Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert

Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 11-12-20-04

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on November 9, 2020 filed its report and recommendations for certain actions;

NOW, THEREFORE, BE IT RESOLVED as follows:

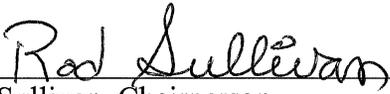
1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for December 10, 2020 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following zoning application: Kevin Krug (PZC-20-27947) and on the following subdivision applications: David Troyer (PZC-20-27963), and James Stebral (PZC-20-27964) and on the following Ordinance Amendments: an ordinance amending the Johnson County Unified Development Ordinance to update regulations for agricultural exemption determination, commercial communication towers, and short term rentals in response to changes in Iowa Code, and on an ordinance amending the Johnson County Unified Development Ordinance to update allowed uses in the C-Commercial and C-Ag-Agribusiness zoning districts, update certain parking and signage regulations, updated requirements for public utility facilities and utility scale solar energy systems and update requirements related to site planning.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Rettig and seconded by Heiden the Resolution be adopted this 12 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:


Rod Sullivan, Chairperson
Board of Supervisors


Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 11-12-20-05

**GRANT AGREEMENT WITH THE IOWA DEPARTMENT OF
TRANSPORTATION LIVING ROADWAY TRUST FUND
FOR FISCAL YEAR 2021**

WHEREAS, the Johnson County Secondary Road Department has applied for and been awarded grant funds from the Iowa Department of Transportation Living Roadway Trust Fund for one (1) grant, and

WHEREAS, Johnson County Secondary Road Department will receive grant funds for: Tommy Silt Fence Machine Agreement Number 90-52-LR21-205 for \$4000.00 (\$1000 Matching Funds)

WHEREAS, Johnson County Secondary Road Department is willing to enter into these grant agreements with the Iowa Department of Transportation Living Roadway Trust Fund, and

WHEREAS, Johnson County is committed to establishing and maintaining environmentally friendly and sustainable roadsides and managing invasive species and brush in the public Right of Way,

THEREFORE, BE IT RESOLVED that the Johnson County Board of Supervisors approve entering into these grant agreements with the Iowa Department of Transportation Living Roadway Trust Fund for Fiscal Year 2021.

It was moved by Rettig and seconded by Heiden the Resolution be adopted this 12 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:


Rod Sullivan, Chairperson
Board of Supervisors


Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 11-19-20-01
AMENDING THE FISCAL YEAR 2021 JOHNSON COUNTY BUDGET

WHEREAS, the Board of Supervisors has held a public hearing pursuant to Chapter 331, Code of Iowa, to amend the Fiscal Year 2020-2021 County Budget; and

WHEREAS, the explanation of changes is as follows:

EXPENDITURES & OPERATING TRANSFERS OUT INCREASED FOR:

Public Safety & Legal Services service area for the department of Ambulance increased for operating expenses (\$181,000)

Physical Health & Social Services service area for the departments of Public Health, and General Basic Block Grants increased for operating expenses (\$341,861)

Mental Health & Disability Services service area for the department of Mental Health and Disability Services increased for operating expenses (\$670,353)

County Environment & Education service area for the departments of Planning, Development, and Sustainability, General Basic Block Grants, and Rural Basic Block Grants increased for operating expenses (\$72,670)

Governmental Services to Residents service area for the departments of Central Services, and Auditor/Elections increased for operating expenses (\$87,400)

Administration service area for the departments of Finance, Physical Plant, and Central Services increased for operating expenses (\$61,640)

Other Capital Projects service area for County Farm, Secondary Roads, Technology, Capital Expenditures, Conservation Bond Fund, and Capital Projects increased for the acquisition and construction of various capital assets (\$11,275,572)

EXPENDITURES & OPERATING TRANSFERS OUT DECREASED FOR:

Physical Health & Social Services service area for the department of GuideLink Center decreased for operating expenses (-\$233,000)

Administration service area for the departments of Board of Supervisors, and Human Resources decreased for operating expenses (-\$4,550)

Operating Transfer Out for General Basic Fund to Conservation Trust Fund decreased (-\$20,262)

REVENUES & OPERATING TRANSFERS INCREASED FOR:

Increase for Intergovernmental Revenues in the General Basic Fund (\$335,948), General Supplemental Fund (\$50,000), Capital Projects Fund (\$1,750,000), and the Mental Health Disability Services Fund (\$17,645)

Increase for Miscellaneous Revenues in the General Fund (\$255,300)

Increase for Miscellaneous Revenues in the Capital Projects Fund (\$25,000)

REVENUES & OPERATING TRANSFERS DECREASED FOR:

Decrease for Licenses and Permits in the General Basic Fund (-\$63,605)

Decrease for Use of Money and Property in the General Fund (-\$300,000)

Decrease for Use of Money and Property in the Technology Fund (-\$18,000)

Decrease for Use of Money and Property in the Capital Expenditures Fund (-\$25,000)

Decrease for Use of Money and Property in the Capital Projects Fund (-\$25,000)

Decrease for Operating Transfer In from General Basic to Conservation Trust Fund (-\$20,262)

WHEREAS, after consideration of all comments at said hearing the Board of Supervisors has determined that it will be necessary to amend the Fiscal Year 2020-2021 County Budget; and

WHEREAS, the amendment does not increase taxes to be collected in the fiscal year ending June 30, 2021.

THEREFORE, BE IT RESOLVED that the following expenditures and revenues for the Fiscal Year 2020-2021 County Budget be amended:

EXPENDITURE INCREASES (by Service Area):

- Public Safety & Legal Services service area increases by \$181,000 to \$28,823,613
- Physical Health & Social Services service area increases by \$108,861 to \$14,367,830
- Mental Health & Disability Services service area increases by \$670,353 to \$7,071,941
- County Environment & Education service area increases by \$72,670 to \$6,519,918
- Government Services to Residents service area increases by \$87,400 to \$3,436,387
- Administration service area increases by \$57,090 to \$11,265,089
- Capital Projects service area increases by \$11,275,572 to \$35,191,373

EXPENDITURE DECREASES (by Service Area):

- Operating Transfers Out decreases by \$20,262 to \$18,312,373

REVENUE INCREASES (by type):

- Intergovernmental increases by \$2,153,593 to \$26,694,608
- Miscellaneous increases by \$280,300 to \$2,412,243

REVENUE DECREASES (by type):

- Licenses & Permits decreases by \$63,605 to \$789,074
- Use of Money & Property decreases by \$368,000 to \$1,018,688
- Operating Transfers In decreases by \$20,262 to \$18,312,373

It was moved by Green-Douglas and seconded by Rettig the Resolution be adopted this 19 day of November, 2020.

Roll Call

Green-Douglas Aye Heiden Aye Porter Absent Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 11-19-20-02
CHANGING DEPARTMENTAL APPROPRIATIONS

WHEREAS, the Board of Supervisors has held a public hearing pursuant to section 331.434(3), Code of Iowa, to amend the fiscal year 2020-2021 County Budget; and

WHEREAS, the explanation of changes is contained in Resolution No. 11-19-20-02 ; and

WHEREAS, the amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2021; and

WHEREAS, all comments from the public have been heard.

THEREFORE, BE IT RESOLVED, that the following department appropriations be changed as follows:

DEPARTMENT EXPENDITURES (Service Area):

- Dept. 01- Ambulance (Public Safety and Legal Services service area) increases \$181,000 for YTD appropriation of \$5,298,218
- Dept. 04- Public Health (Physical Health & Social Services service area) increases \$271,457 for YTD appropriation of \$5,209,530
- Dept. 05- Board of Supervisors (Administration service area) decreases \$3,050 for YTD appropriation of \$1,260,102
- Dept. 06- Human Resources (Administration service area) decreases \$1,500 for YTD appropriation of \$589,646
- Dept. 15- Finance (Administration service area) increases \$1,440 for YTD appropriation of \$368,692
- Dept. 17- Physical Plant (Administration service area) increases \$1,500 for YTD appropriation of \$1,853,660
- Dept. 18- Central Services (Government Services to Residents service area) increases \$2,400 for YTD appropriation of \$9,000
- Dept. 18- Central Services (Administration service area) increases \$58,700 for YTD appropriation of \$1,695,909
- Dept. 19- Planning, Development, and Sustainability (County Environment and Education service area) increases \$42,770 for YTD appropriation of \$1,267,616
- Dept. 20- General Basic Block Grant (Physical Health and Social Services service area) increases \$70,404 for YTD appropriation of \$1,703,453
- Dept. 20- General Basic Block Grant (County Environment and Education service area) increases \$26,933 for YTD appropriation of \$963,839
- Dept. 23- Rural Basic Block Grant (County Environment and Education service area) increases \$2,967 for YTD appropriation of \$1,285,105
- Dept. 25- County Farm (Other Capital Projects service area) increases \$93,800 for YTD appropriation of \$604,800

- Dept. 26- GuideLink Center (Physical Health and Social Services service area) decreases \$233,000 for YTD appropriation of \$695,496
- Dept. 33- Elections (Government Services to Residents service area) increases \$85,000 for YTD appropriation of \$1,339,008
- Dept. 40- Technology (Other Capital Projects service area) increases \$46,948 for YTD appropriation of \$1,846,108
- Dept. 44- Capital Expenditures (Other Capital Projects service area) increases \$941,641 for YTD appropriation of \$4,553,545
- Dept. 46 – Mental Health and Disability Services (Mental Health & Disability Services service area) increases \$670,353 for YTD appropriation of \$6,629,048
- Dept. 49- Secondary Roads (Other Capital Projects service area) increases \$27,000 for YTD appropriation of \$6,720,000
- Dept. 83- Conservation Bond (Other Capital Projects service area) increases \$1,794,497 for YTD appropriation of \$2,994,497
- Dept. 85- Capital Projects (Other Capital Projects service area) increases \$8,371,686 for YTD appropriation of \$17,033,686

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 19 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Absent Rettig Aye Sullivan Aye

Rod Sullivan
 Rod Sullivan, Chairperson
 Board of Supervisors

ATTEST:

Travis Weipert
 Travis Weipert, Auditor
 Johnson County, Iowa

RESOLUTION No. 11-24-20-01
**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR
THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID PACKAGE 3
(CDBG #13-NDRI-007) LOCATED IN IOWA AND HILTON TOWNSHIPS, IOWA
COUNTY, IOWA**

Whereas, the Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 3 to be performed in Iowa and Hilton Townships, Iowa County, Iowa, is deemed necessary; and

Whereas, the plans, specifications, form of contract, and estimated total cost prepared at the request of the Board of Supervisors of Johnson County by Clapsaddle-Garber and Associates, Inc., are set forth as the proposed plans, specifications, and form of contract, and estimated total cost in connection with said public improvement, to-wit: Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa; and

Whereas, said proposed plans, specifications, and form of contract for, and estimated total cost of said public improvement are available for inspection in the office of the Johnson County Auditor, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa; and now, therefore, be it

Resolved, That the Board of Supervisors of Johnson County, in accordance with Sections 26.12 and 331.341 of the 2020 Code of Iowa, as amended;

1. Sets a public hearing on the Proposed Plans, Specifications and Form of Contract for, and Estimated Total Cost of the Clear Creek Watershed Improvement Project Bid Package 3, for Thursday, the 10th day of December 2020, at 5:30 P.M., Central Time in the Johnson County Board of Supervisors Boardroom, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa;
2. Directs the Johnson County Auditor to publish notice of the said public hearing in accordance with the law.

It was moved by Green-Douglass and seconded by Porter the Resolution be adopted this 24 day of November, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

ATTEST:

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-03-20-01

RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF THE RESERVES, JOHNSON COUNTY, IOWA.

WHEREAS, the owner has filed application PZC-20-27945 for approval of the final plat of The Reserve; and

WHEREAS, the Board of Supervisors approved the preliminary plat for The Reserves on September 10, 2018 and this final plat appears to be in substantial conformance with said preliminary plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Agreement
Grant of Easements
Grant of Easement for Highway Purposes
Articles of Incorporation - Nonprofit
Bylaws of The Reserves Subdivision Owner's Association, Inc.
Sensitive Areas Exhibit
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green-Douglas and seconded by Heiden the Resolution be adopted this 3rd day of December, 2020.

Roll Call

Green-Douglas Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert by Nancy Tomkovicz, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-03-20-02
**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE JOHNSON COUNTY FUEL ISLAND, LOCATED AT
4810 MELROSE AVENUE, IOWA CITY, IOWA**

BE IT RESOLVED BY THE JOHNSON COUNTY BOARD OF SUPERVISORS that the Johnson County Fuel Island, located at 4810 Melrose Ave. Iowa City, Iowa is deemed necessary; and

BE IT FURTHER RESOLVED that the plans, specifications, form of contract and estimated total cost prepared at the request of the Board of Supervisors by Hart-Frederick Consultants PC, are set forth as the proposed plans, specifications, form of contract, and estimated total cost in connection with said public improvement, to-wit: Johnson County Fuel Island, located at 4810 Melrose Ave. Iowa City, Iowa; and

BE IT FURTHER RESOLVED that said plans, specifications, form of contract, and estimated total cost are available for inspection in the office of the Johnson County Auditor, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa; and

BE IT FURTHER RESOLVED that, in accordance with Sections 26.12 and 331.341 of the 2020 Code of Iowa, as amended, a public hearing on said proposed plans, specifications, form of contract, and estimated total cost of the public improvement project is set for the 17th day of December, 2020, at 9:00 A.M., Central Time in the Johnson County Board of Supervisors Boardroom, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa. The Johnson County Auditor is directed to publish notice of the hearing in accordance with the law.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 3rd day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert by Nancy Tomkovic, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-10-20-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF GONE TRUCKIN SUBDIVISION, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27963 for approval of the preliminary and final plat of Gone Truckin Subdivision, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Owner's Certificate and Consent
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Mortgagee's Certificate and Consent
Mortgagee's Certificate and Consent
Fence Agreement
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Rettig and seconded by Green-Douglass the Resolution be adopted this 10 day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan

Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert

Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-10-20-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF TROPHY RIDGE SUBDIVISION, JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-20-27964 for approval of the preliminary and final plat of Trophy Ridge Subdivision, and

WHEREAS, the County Zoning Commission having studied said application recommends that the plat be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA:

1. That said plat be approved.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents:

A. Resolution & Documents:

Sensitive Areas Exhibit
Owner's Certificate and Consent
Title Opinion
Certificate of County Auditor
Certificate of the Treasurer
Subdivider's Agreement
Fence Agreement
Roadway Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

C. Acquisition Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 10 day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan

Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert

Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-10-20-03

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR THE PROPOSED WATERSHED IMPROVEMENTS - CLEAR CREEK WATERSHED (CDBG #13-NDRI-007) BID PACKAGE 3, LOCATED IN IOWA AND HILTON TOWNSHIPS, IOWA COUNTY, IOWA

- Whereas, a public hearing was conducted on the 10th day of December, 2020, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa; and
- Whereas, the Johnson County Board of Supervisors has given due consideration to said proposed plans, specifications, and form of contract for, and estimated total cost of said public involvement along with objections and evidence for or against the same as reflected by the record of the public hearing; and, now, therefore be it
- Resolved, That the Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa, is in the best interest of Johnson County; and be it further
- Resolved, That the estimated total cost of the Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa, is \$253,000; and be it further
- Resolved, That the proposed plans, specifications, and form of contract for, and estimated total cost of said project, are hereby approved as the plans, specifications, and form of contract for, and estimated total cost of said public improvement construction project; and be it further
- Resolved, That sealed bids for the Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa, will be solicited for receipt by the Johnson County Auditor, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, until 10:00 AM Central Time, Friday, January 8, 2021. The Auditor is authorized to publish the Notice to Bidders pursuant to the *Iowa Code*; and be it further
- Resolved, That the bid security to accompany each bid for the construction of the Proposed Watershed Improvements - Clear Creek Watershed (CDBG #13-NDRI-007) Bid Package 3, shall be in the amount of five percent (5%) of the amount of the bid, pursuant to Iowa Code Section 26.8; and be it further

Resolved, That pursuant to Iowa Code Section 26.11, John Rathbun, Clear Creek Watershed Coordinator, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Green-Douglas and seconded by Heiden the Resolution be adopted this 10 day of December, 2020.

Roll Call

Green-Douglas Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-10-20-04

ESTABLISHING SPEED LIMIT ON F44 / HERBERT HOOVER HIGHWAY NE

WHEREAS, the Johnson County Board of Supervisors is empowered under authority of Sections 321.255 and 321.285 of the Code of Iowa, to determine upon the basis of an engineering investigation, that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and declare a reasonable and proper speed limit, and

WHEREAS, such an analysis has been conducted by the Johnson County Engineer including consideration of the geometry of road reconstruction project LFM- HHH-1--7X-52 & LFM-HHH-2--7X-52, historical and projected traffic types and volumes, and applicable AASHTO Design Guidelines, and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY that the speed limit of 55 mph is established and appropriate signs be erected at the location described as follows:

On F44 / Herbert Hoover Highway NE from a point 150 feet west of the intersection of F44 and Utah Avenue to a point 4,600 feet east of the intersection of F44 and Wapsi Avenue;

In Sections 4 and 5, Township 79 North, Range 5 West of the 5th P.M.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 10 day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-17-20-01

RESOLUTION OF APPRECIATION UPON THE RETIREMENT OF SHERIFF LONNY PULKRABEK, CHIEF DEPUTY AND MAJOR STEVE DOLEZAL, CAPTAIN GARY KRAMER, AND LIEUTENANT BRIAN ADOLPH

Whereas, several members of the Sheriff's Office will retire from Johnson County this month with a combined 130 years of experience, including Sheriff Lonny Pulkrabek, who has served in law enforcement for 35 years, 16 of which he served as Sheriff; Chief Deputy and Major Steve Dolezal, who has served 31 years in law enforcement; Second Deputy and Patrol Captain Gary Kramer, who has served 36 years in law enforcement; and Patrol Lieutenant Brian Adolph, who has served 28 years in law enforcement; and

Whereas, the Johnson County Sheriff's Office provides the residents of Johnson County with the highest level of law enforcement in a fair and equitable manner, responds with respect and compassion, and works proactively with all residents to keep Johnson County a safe place to live and work; and

Whereas, working together, they have constantly worked to improve the Sheriff's Office and Jail, by implementing a new software program so divisions could efficiently communicate law enforcement information with one another; modernizing the office; remodeling the jail; and adding mobile computers and cameras into patrol cars and body cameras for all deputies; and

Whereas, as leaders, they introduced the Jail Alternatives program to Johnson County, which provides an opportunity for treatment services to individuals with mental health and co-occurring mental health and substance use disorders who have come into contact with the criminal justice system in the hopes of improving their overall quality of life and reducing their involvement in the criminal justice system; and

Whereas, their steadfast focus on innovation and improvement led to the implementation of the Crisis Intervention Training (CIT) program which nurtures community partnerships of law enforcement, mental health, and addiction professionals, individuals who live with mental illness and/or addiction disorders, their families, and other advocates. The CIT training model allows law enforcement and other emergency responders to appropriately respond to individuals in crisis, while also promoting all-around safety and wellness.

Now, therefore, be it resolved that we, the Johnson County Board of Supervisors, do hereby extend our sincere appreciation to Lonny Pulkrabek, Steve Dolezal, Gary Kramer, and Brian Adolph for their dedicated service and we wish them all well on their retirement. They will be missed; however, their years of leadership and passion for their profession have helped develop a Sheriff's Office that will continue to serve the needs of the people of Johnson County for many years to come.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 17 day of December, 2020.

Roll Call: Green-Douglass Aye Heiden Aye Porter Aye Rettig Absent Sullivan Aye

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

ATTEST:

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-17-20-02
RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS
SUBDIVISION APPLICATIONS

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on December 14, 2020 filed its report and recommendations for certain actions;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for January 14, 2021 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following subdivision applications: Rickie Ogren (PZC-20-27978), Herschel Yoder (PZC-20-27979), and Brent Yoder (PZC-20-27980).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 17 day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Absent Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-17-20-03

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR THE JOHNSON COUNTY FUEL ISLAND PROJECT, LOCATED AT 4810 MELROSE AVENUE, IOWA CITY, IOWA

Whereas, a public hearing was conducted on the 17th day of December, 2020, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Johnson County Fuel Island Project (hereafter "Fuel Island") located at 4810 Melrose Avenue, Iowa City, Iowa; and

Whereas, the Johnson County Board of Supervisors has given due consideration to said proposed plans, specifications, and form of contract for, and estimated total cost of said public involvement along with objections and evidence for or against the same as reflected by the record of the public hearing; and, now, therefore be it

Resolved, That the proposed Fuel Island located at 4810 Melrose Avenue, Iowa City, Iowa, is in the best interest of Johnson County; and be it further

Resolved, That the estimated total cost of the proposed Fuel Island, located at 4810 Melrose Avenue, Iowa City, Iowa, is \$685,500; and be it further

Resolved, That the proposed plans, specifications, and form of contract for, and estimated total cost of said project, are hereby approved as the plans, specifications, and form of contract for, and estimated total cost of said public improvement construction project; and be it further

Resolved, That sealed bids for the Johnson County Fuel Island Project located at 4810 Melrose Avenue, Iowa City, Iowa, will be solicited for receipt by the Johnson County Auditor, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, until 2:00 P.M. Central Time, Monday, January 11, 2021. The Auditor is authorized to publish the Notice to Bidders pursuant to the *Iowa Code*; and be it further

Resolved, That the bid security to accompany each bid for the construction of the Johnson County Fuel Island, shall be in the amount of ten percent (10%) of the amount of the bid, pursuant to Iowa Code Section 26.8; and be it further

Resolved, That pursuant to Iowa Code Section 26.11, Johnson County Transportation/Fleet Director Tom Brase, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 17 day of December, 2020.

Roll Call: Green-Douglass Aye Heiden Aye Porter Aye Rettig Absent Sullivan Aye

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

ATTEST:

Travis Weipert
Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-17-20-04

APPROVING AND AUTHORIZING A LOAN AGREEMENT AND PROVIDING
FOR THE ISSUANCE OF A \$10,287,600 TAXABLE GENERAL OBLIGATION
COUNTY PURPOSE BOND, SERIES 2020A

WHEREAS, the Board of Supervisors (the "Board") of Johnson County, Iowa (the "County"), has heretofore proposed to enter into loan agreements, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of various County insurance programs, and has published notice of the proposed actions and has held a hearing thereon on; and

WHEREAS, it is necessary at this time to authorize and approve a loan agreement (the "Series 2020A Loan Agreement") and to make provision for the issuance of a Taxable General Obligation County Purpose Bond in the principal amount of \$10,287,600 (the "Series 2020A Bond") in evidence of the County's obligation under the Series 2020A Loan Agreement;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Johnson County, Iowa, as follows:

Section 1. The County hereby determines to enter into the Series 2020A Loan Agreement with Hills Bank and Trust Company, Hills, Iowa, as purchaser (the "Purchaser"), in substantially the form as has been placed on file with the Board, providing for a loan to the County in the principal amount of \$10,287,600 for the purpose or purposes set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the Series 2020A Loan Agreement on behalf of the County, and the Series 2020A Loan Agreement is hereby approved.

Section 2. The Series 2020A Bond is hereby authorized to be issued in the principal amount of \$10,287,600, shall be dated as of the date of its delivery to the Purchaser and shall be payable as to both principal and interest in the manner hereinafter specified.

The County Treasurer is hereby designated as the registrar and paying agent for the Series 2020A Bond and may be hereinafter referred to as the "Registrar" or the "Paying Agent".

Principal of the Series 2020A Bond shall be payable on April 15, 2021, along with interest at the rate of 0.35% per annum. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Payment of both principal of and interest on the Series 2020A Bond shall be made to the registered owner appearing on the registration books of the County, upon presentation and surrender of the Series 2020A Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2020A Bond in whole or in part at any time prior to and in inverse order of maturity on terms of par and accrued interest. All

principal so prepaid shall cease to bear interest on the prepayment date.

The Series 2020A Bond shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested by the official manual or facsimile signature of the County Auditor and shall be a fully registered bond without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Series 2020A Bond shall cease to be such officer before the delivery of the Series 2020A Bond, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Series 2020A Bond shall be fully registered as to principal and interest in the name of the owner on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owner or its legal representatives or assigns. The Series 2020A Bond shall be transferable without cost to the registered owner thereof only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

Section 3. The Series 2020A Bond shall be in substantially the following form:

(Form of Series 2020A Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY

TAXABLE GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2020A

\$10,287,600

MATURITY DATE

BOND DATE

April 15, 2021

December 28, 2020

Johnson County (the "County"), Iowa, for value received, promises to pay on the maturity date of this Bond to

Hills Bank and Trust Company
Hills, Iowa

or registered assigns, the principal sum of TEN MILLION TWO HUNDRED EIGHTY-SEVEN THOUSAND SIX HUNDRED DOLLARS, together with interest on the outstanding principal hereof at the rate of 0.35% per annum, from the date of this Bond, or from the most recent payment date on which interest has been paid, except as the provisions hereinafter set forth with respect to prepayment prior to maturity may be or become applicable hereto. Interest will be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Both principal of and interest on this Bond are payable to the registered owner appearing on the registration books of the County maintained by the County Treasurer, Iowa City, Iowa (hereinafter referred to as the "Registrar" or the "Paying Agent"), upon presentation and surrender of this Bond to the Paying Agent.

This Bond is issued by the County to evidence its obligation under a certain Loan Agreement, dated as of December 28, 2020 (the "Series 2020A Loan Agreement").

This Bond is issued pursuant to and in strict compliance with the provisions of Chapters 76 and 331 of the Code of Iowa, 2019, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors adopted on December 17, 2020, authorizing and approving the Series 2020A Loan Agreement and providing for the issuance and securing the payment of this Bond (the "Resolution"), and reference is hereby made to the Resolution and the Series 2020A Loan Agreement for a more complete statement as to the source of payment of this Bond and the rights of the owner of this Bond.

The County reserves the right to prepay principal of this Bond, in whole or in part, at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

This Bond is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Bond to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Bond were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Bond as the same will respectively become due; and that the total indebtedness of the County, including this Bond, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Johnson County, Iowa, by its Board of Supervisors, has caused this Bond to be executed with the facsimile signature of its Chairperson and attested by the facsimile signature of its County Auditor, as of the 28th day of December, 2020.

JOHNSON COUNTY, IOWA

By (DO NOT SIGN)
Chairperson, Board of Supervisors

Attest:

(DO NOT SIGN)
County Auditor

Registration Date: December 28, 2020

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2020A Bond described in the within-mentioned Resolution.

County Treasurer and Registrar

ABBREVIATIONS

The following abbreviations, when used in this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM	- as tenants in common	UTMA
		_____ (Custodian)
TEN ENT	- as tenants by the entireties	As Custodian for
JT TEN	- as joint tenants with right of survivorship and not as tenants in common	_____ (Minor) under Uniform Transfers to Minors Act
		_____ (State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Bond to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Bond on the books kept for registration thereof with full power of substitution.

Dated: _____

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Bond in every particular, without alteration or enlargement or any change whatever.

Section 4. The Series 2020A Bond shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration and delivery to the Purchaser, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Series 2020A Loan Agreement is hereby ratified and confirmed in all respects.

Section 5. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 6. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved on December 17, 2020.

Rod Sullivan
Chairperson, Board of Supervisors

Attest:

[Signature]
County Auditor

RESOLUTION NO. 12-17-20-05

APPROVING AND AUTHORIZING A LOAN AGREEMENT AND PROVIDING
FOR THE ISSUANCE OF A \$9,602,400 GENERAL OBLIGATION COUNTY
PURPOSE BOND, SERIES 2020B AND PROVIDING FOR THE LEVY OF TAXES
TO PAY THE SAME

WHEREAS, the Board of Supervisors (the "Board") of Johnson County, Iowa (the "County"), has heretofore proposed to enter into loan agreements, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring equipment and making improvements to County buildings; acquiring vehicles and equipment for various County departments; construction, reconstruction, improvement, repair or equipping of bridges, roads and culverts that assist in economic development and create jobs and wealth; funding programs to assist in providing affordable housing and acquiring land, paying costs of engineering and design and developing lands for public access, in order to protect the water quality in rivers, lakes and streams, protect forests to improve air quality, protect natural areas and wildlife habitat from development, and provide for parks and trails; and has published notices of the proposed actions and has held hearings thereon; and

WHEREAS, it is necessary at this time to authorize and approve a loan agreement (the "Series 2020B Loan Agreement") and to make provision for the issuance of a General Obligation County Purpose Bond in the principal amount of \$9,602,400 (the "Series 2020B Bond") in evidence of the County's obligation under the Series 2020B Loan Agreement;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Johnson County, Iowa, as follows:

Section 1. The County hereby determines to enter into the Series 2020B Loan Agreement with Hills Bank and Trust Company, Hills, Iowa, as purchaser (the "Purchaser"), in substantially the form as has been placed on file with the Board, providing for a loan to the County in the principal amount of \$9,602,400 for the purpose or purposes set forth in the preamble hereof

The Chairperson and County Auditor are hereby authorized and directed to sign the Series 2020B Loan Agreement on behalf of the County, and the Series 2020B Loan Agreement is hereby approved.

Section 2. The Series 2020B Bond is hereby authorized to be issued in the principal amount of \$9,602,400, and shall be dated as of the date of its delivery to the Purchaser and shall be payable as to both principal and interest in the manner hereinafter specified.

The County Treasurer is hereby designated as the registrar and paying agent for the Series 2020B Bond and may be hereinafter referred to as the "Registrar" or the "Paying Agent".

Principal of the Series 2020B Bond shall be payable in installments due in each of the years and in the respective amounts and shall bear interest at the respective rates, as follows:

<u>Date</u>	<u>Interest Rate Per Annum</u>	<u>Principal Installment</u>
June 1, 2021	0.40%	\$3,200,000
June 1, 2022	0.40%	\$3,200,000
June 1, 2023	0.40%	\$3,202,400

Accrued interest on the Series 2020B Bond shall be payable semiannually on the first day of June and December, commencing June 1, 2021. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Payment of both principal of and interest on the Series 2020B Bond shall be made to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the payment date and shall be paid by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of the Series 2020B Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2020B Bond in whole or in part at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

The Series 2020B Bond shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested by the official manual or facsimile signature of the County Auditor and shall be a fully registered Bond without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Series 2020B Bond shall cease to be such officer before the delivery of the Series 2020B Bond, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Series 2020B Bond shall be fully registered as to principal and interest in the name of the owner on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owner or its legal representatives or assigns. The Series 2020B Bond shall be transferable without cost to the registered owner thereof only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

Section 3. The Series 2020B Bond shall be in substantially the following form:

(Form of Series 2020B Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY

GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2020B

\$9,602,400

MATURITY DATE

BOND DATE

June 1, 2023

December 28, 2020

Johnson County (the "County"), Iowa, for value received, promises to pay in the manner hereinafter provided to

Hills Bank and Trust Company
Hills, Iowa

or registered assigns, the principal sum of NINE MILLION SIX HUNDRED TWO THOUSAND FOUR HUNDRED DOLLARS, together with interest on the outstanding principal hereof from the date of this Bond, or from the most recent payment date on which interest has been paid, except as the provisions hereinafter set forth with respect to prepayment prior to maturity may be or become applicable hereto.

Interest on this Bond is payable semiannually on June 1 and December 1 of each year, commencing June 1, 2021. Principal of this Bond is payable in installments in each of the respective years and in the respective installment amounts and bears interest at the respective rates, as follows:

<u>Date</u>	<u>Interest Rate Per Annum</u>	<u>Principal Installment</u>
June 1, 2021	0.40%	\$3,200,000
June 1, 2022	0.40%	\$3,200,000
June 1, 2023	0.40%	\$3,202,400

Interest will be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Both principal of and interest on this Bond are payable to the registered owner appearing on the registration books of the County maintained by the County Treasurer, Iowa City, Iowa (hereinafter referred to as the "Registrar" or the "Paying Agent") at the close of business on the fifteenth day of the month next preceding the payment date in lawful money of the United States of America by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and

interest shall be payable only upon presentation and surrender of this Bond to the Paying Agent.

This Bond is issued by the County to evidence its obligation under a certain Loan Agreement, dated as of December 28, 2020 (the "Series 2020B Loan Agreement").

This Bond is issued pursuant to and in strict compliance with the provisions of Chapters 76 and 331 of the Code of Iowa, 2019, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors adopted on December 17, 2020, authorizing and approving the Series 2020B Loan Agreement and providing for the issuance and securing the payment of this Bond (the "Resolution"), and reference is hereby made to the Resolution and the Series 2020B Loan Agreement for a more complete statement as to the source of payment of this Bond and the rights of the owner of this Bond.

The County reserves the right to prepay principal of this Bond, in whole or in part, at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

This Bond is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Bond to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Bond were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Bond as the same will respectively become due; and that the total indebtedness of the County, including this Bond, does not exceed any constitutional or statutory limitations.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Bond to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Bond on the books kept for registration thereof with full power of substitution.

Dated: _____

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Bond in every particular, without alteration or enlargement or any change whatever

Section 4. The Series 2020B Bond shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration and delivery to the Purchaser, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Series 2020B Loan Agreement is hereby ratified and confirmed in all respects.

Section 5. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Series 2020B Bond as the same become due, there is hereby ordered levied on all the taxable property in the County in each of the years while the Series 2020B Bond is outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years:

For collection in the fiscal year beginning July 1, 2021,
sufficient to produce the net annual sum of \$3,225,610;

For collection in the fiscal year beginning July 1, 2022,
sufficient to produce the net annual sum of \$3,215,210.

Section 6. A certified copy of this resolution shall be filed with the County Auditor, and the Auditor shall be and is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Series 2020B Bond hereby authorized and for no other purpose whatsoever.

Section 7. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 8. It is the intention of the County that interest on the Series 2020B Bond be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Series 2020B Bond will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Series 2020B Bond as a "Qualified Tax Exempt Obligation" as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 9. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved on December 17, 2020.

Rod Sullivan
Chairperson, Board of Supervisors

Attest:

[Signature]
County Auditor

* * * *

On motion and vote, the meeting adjourned.

Rod Sullivan
Chairperson, Board of Supervisors

Attest:

[Signature]
County Auditor

RESOLUTION NO. 12-22-20-01

**ESTABLISHING FUND 63 DEPARTMENT 63
ECI WORKFORCE DEVELOPMENT AREA FUND**

Whereas, pursuant to Section 331.431 of the *Code of Iowa*, a county may establish funds in accordance with Generally Accepted Accounting Principles;

Whereas, during the FY2021 budget year it was agreed to by the members of the East Central Iowa Workforce Development Board (ECIWDB) and Chief Lead Elected Official (CLEO) for the workforce development area of which Johnson County is a part, that the monies in their custody related to the Workforce Innovation and Opportunity Act of 2014 (WIOA) and otherwise, would be transferred from the current fiscal agent, Kirkwood Community College, to Johnson County, with the understanding that Johnson County would then undertake fiscal agent services on behalf of the ECIWDB and CLEO commencing January 1st, 2021; and

Whereas, these funds should be kept separate from other funds.

Now therefore be it resolved that the following agency fund and department ECI Workforce Development Area fund is hereby established: Fund 63, Department 63: "ECI Workforce Development Area"; and

Be it further resolved that the Treasurer and/or Treasurer's designee are hereby authorized and directed to take such action(s) as necessary or advisable to establish the above-named Fund 63, Department 63 for the purposes set forth in this Resolution and administer it in accordance with State law, Generally Accepted Accounting Principles, Johnson County policies, and any applicable agreements between Johnson County as Fiscal Agent and the ECI Workforce Development Board and Chief Lead Elected Official.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 22 day of December, 2020.

Roll Call

Green-Douglass Aye Heiden Aye Porter Aye Rettig Aye Sullivan Aye

ATTEST:

Rod Sullivan
Rod Sullivan, Chairperson
Board of Supervisors

Travis Weipert
By Nancy Jonkovicz, Deputy Auditor
Travis Weipert, Auditor
Johnson County, Iowa