

RESOLUTION NO. 07-08-21-01

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

WHEREAS, the owner has filed application PZC-20-27994 for approval of the preliminary and final plat of Hackberry Hill 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	
Opinion of Attorney	Resolution Affirming the Stability of the
Certificate of County Auditor	Current Road Systemen
Treasurer's Certificate	Covenant Concerning Fences
Subdivider's Agreement	Protective Covenants and Restrictions
Establishment of Easement	
Mortgagee Consent to Subdivision-CBI Bank and Trust	
Mortgagee Consent to Subdivision-Mortgage	
Electronic Registration Systems Inc.	

B. Subdivision Plat (5)

It was moved by Sullivan and seconded by Green the Resolution be adopted this 8 day of July, 2021.

Roll Call

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
7/08/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 07-08-21-02

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

WHEREAS, the owner has filed application PZC-21-28046 for approval of the preliminary and final plat of Kelchen Ridge 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	Grant of Easement for Highway Purposes
City of Shueyville Letter	Resolution Affirming the Stability of the
Owner's Certificate and Consent	Current Road System
Opinion of Attorney	Covenant Concerning Fences
Certificate of County Auditor	Protective Covenants and Restrictions
Treasurer's Certificate	Access Easement Agreement
Subdivider's Agreement	
Consent of Mortgagee	
Septic Line Easement Agreement	
Access and Utility Easement Agreement	

B. Subdivision Plat (5)

C. Acquisition Plat (5)

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 8 day of July, 2021.

Roll Call

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
7/08/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 07-22-21-01

**RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF TROYERS MEADOW SUBDIVISION JOHNSON
COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-21-28036 for approval of the final plat of Troyers Meadow 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
Subdivider's Agreement
Certificate of the Attorney
Certificate of County Auditor
Certificate of the Treasurer
Consent of Mortgagee
Bylaws of Troyers Meadow Homeowners Association
Fence Agreement
Declaration of Easements
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 22 day of July, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
7/22/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 07-22-21-02

Resolution Setting a Public Hearing on Various Platting Applications and Ordinance Amendments

Whereas the Johnson County Planning and Zoning Commission, following a public hearing on July 12, 2021 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 12, 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: Kevin Castle (PZC-21-28072), Robert and Anna McComas (PZC-21-28055); and on the following ordinance amendments: an ordinance amending the Johnson County Unified Development Ordinance to revise the landscaping planting location requirements for public utility facilities; an ordinance amending the Johnson County Unified Development Ordinance to update certain requirements for public utility facilities and utility scale solar energy systems, and add requirements for battery energy storage systems; and an ordinance amending the Johnson County Unified Development Ordinance to revise the definition of stream corridor and to update and modify certain requirements for stormwater management.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Sullivan and seconded by Green the Resolution be adopted this 22 day of July, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
7/22/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 07-22-21-03
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 1, DIVISION 13 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$111,686.50

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 1, Division 13; and

Whereas, said project has been completed by Hammes Bulldozing, Inc. of Sigourney, Iowa, pursuant to the plans and specifications set forth in the Engineer's Statement of Completion covering said project; and

Now, therefore be it resolved by the Board of Supervisors of the County of Johnson, Iowa that the labor and material for the Clear Creek Watershed Improvement Project, Bid Package 1, Division 13 is hereby accepted pursuant to the Engineer's Statement of Completion and the Chairperson is hereby authorized and directed to do all things necessary to complete the contract with Hammes Bulldozing, Inc., including payment for items called for in said contract and Statement of Completion.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 22 day of July, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

07/22/21
Date

**RESOLUTION NO. 07-29-21-01
ESTABLISHING SPEED LIMIT ON
BLACK HAWK AVENUE NW**

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 bridge reconstruction project BROSCHBP-C052(123)--NC-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 45 mph is established and appropriate signs be erected at the location described as follows:

On Black Hawk Avenue NW from a point 100 feet northwesterly of the intersection of Black Hawk Avenue NW and West State Street, approximately 3,000 feet, to the north limits of Oxford Cemetery;

In Sections 17 and 20, Township 80 North, Range 8 West of the 5th P.M.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 29 day of July 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
July 29, 2021
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-05-21-01

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

WHEREAS, the owner has filed application PZC-21-28042 for approval of the final plat of Ravine Woods, Johnson County, Iowa; and

WHEREAS, the Zoning Administrator finds that the site has been developed in substantial conformance with the approved 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

Sensitive Areas Exhibit
Owner's Certificate
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent of Mortgagee to Subdivision
Access Easement Agreement
Grant of Easement for Highway Purposes
Protective Covenants and Restrictions
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

C. Acquisition Plat (5)

It was moved by Sullivan and seconded by Porter the Resolution be adopted this 5 day of August, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
8/5/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-12-21-01

RESOLUTION TO REQUIRE ALL VISITORS AND EMPLOYEES TO WEAR A FACE COVERING WHEN INSIDE COUNTY BUILDINGS

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 infections and hospitalizations in Johnson County, the state of Iowa and the nation continue to increase; and

Whereas, the delta variant of COVID-19 has been listed as a ‘Variant of Concern’ by the Centers for Disease Control and Prevention (CDC) due to evidence of being more contagious and that fully vaccinated persons may transmit the virus when infected and that the Iowa Department of Public Health (IDPH) notes it is the dominant strain in the state of Iowa; 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 2021 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 CDC revised their guidance to recommend universal masking in indoor settings, which includes fully vaccinated persons, when community transmission levels are substantial or high based on the CDC’s parameters for community transmission levels; and

Whereas, the Johnson County population is 59% vaccinated as of August 5, 2021 and vaccines are available to all Johnson County residents age 12 and above; and

Whereas, Johnson County has been designated as substantial transmission by the CDC as of August 5, 2021; and

Whereas, the Johnson County Public Health Department recommends the wearing of face coverings when at any indoor public setting regardless of COVID-19 vaccination status; now

Therefore Be It Resolved, the Johnson County Board of Supervisors requires visitors to Johnson County buildings to wear a face covering that covers both their nose and mouth completely while inside county buildings regardless of COVID-19 vaccination status and requires Johnson County employees to wear a face covering that covers both their nose and mouth completely regardless of COVID-19 vaccination status while inside county buildings unless at their desk and socially distanced from others.

This requirement shall be in place until October 12, 2021, unless extended or modified.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 12 day of August, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
08/12/2021
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-12-21-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF CASTLE FARMS JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-21-28072 for approval of the preliminary and final plat of Castle Farms 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Common Access Easement
Statement by Mortgage Holder
Fence Agreement
Easement for Public Highway
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

C. *Acquisition Plat (5)*

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 12 day of August, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
08/12/2021
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-12-21-03

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF MCCOMAS HOMESTEAD JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-21-28055 for approval of the preliminary and final plat of McComas Homestead 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Lender to Subdivision
Fence Agreement
Access Easement Declaration
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 12 day of August, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
08/12/2021
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-19-21-01
RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS PLATTING AND
REZONING APPLICATIONS

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on August 9, 2021 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 September 9, 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 application: Tom and Colleen Altman (PZC-20-27930), and on the following rezoning applications; Tom and Jamie Goedken (PZC-21-28094), Jay and McKenzie Buline (PZC-21-28095), Paul Scallon (PZC-21-28096), Tina Beltz (PZC-21-28098), Oak Meadow LLC (PZC-21-28081) and City of Oxford (PZC-21-28104).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 19 day of August, 2021.

Roll Call

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
08/19/2021
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-02-21-01
TRANSFERRING FROM THE GENERAL BASIC FUND TO THE
CONSERVATION TRUST FUND IN THE FY22 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, \$226,266 is the amount of Conservation Department revenue collected within the General Basic Fund during the 2020-2021 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 2021-2022 fiscal year as funds are needed and available, not to exceed the sum of \$226,266.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 2 day of September, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
09/02/2021
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-09-21-01

**RESOLUTION APPROVING THE PRELIMINARY PLAT OF
ALTMANVILLE SUBDIVISION
JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-20-27930 for approval of a preliminary plat Altmanville 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.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of September, 2021.

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

/s/ Pat Heiden, Chairperson
Board of Supervisors
Dated: 9/09/2021

ATEST: /s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-16-21-01
**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID
PACKAGE 4 (CDBG #13-NDRI-007) LOCATED IN OXFORD TOWNSHIP,
JOHNSON COUNTY, IOWA**

Whereas, the Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 4 to be performed in Oxford Township, Johnson 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 4, located in Oxford Township, Johnson 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 4, for Thursday, the 30th day of September 2021, 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;
2. Directs the Johnson County Auditor to publish notice of the said public hearing in accordance with the law.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 16 day of September, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
9/16/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-16-21-02
**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID
PACKAGE 5 (CDBG #13-NDRI-007) LOCATED IN IOWA TOWNSHIP, IOWA
COUNTY, IOWA**

Whereas, the Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 5 to be performed in Iowa Township, 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 5, located in Iowa Township, 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 5, for Thursday, the 30th day of September 2021, 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;
2. Directs the Johnson County Auditor to publish notice of the said public hearing in accordance with the law.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 16 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/16/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

**RESOLUTION NO. 09-16-21-03
NAMING DEPOSITORIES**

Whereas, the Johnson County Board of Supervisors in Johnson County, Iowa approves the list of financial institutions to be depositories of Johnson County funds and specifies the maximum amount which may be kept on deposit in each depository, in conformance with Code of Iowa, section 12C.2, Deposit of Public Funds, Approval-requirements; and

Whereas, this resolution amends Resolution No. 10-04-18-01;

Therefore be it resolved that the Johnson County Board of Supervisors approve the following depositories and maximum deposit balances:

Auditor:	Hills Bank & Trust, Hills	\$ 2,500,000
Public Health:	Hills Bank & Trust, Hills	\$ 20,000
Recorder:	Hills Bank & Trust, Hills	\$ 550,000
Seats:	Hills Bank & Trust, Hills	\$ 250,000
Sheriff:	Hills Bank & Trust, Hills	\$ 5,000,000
	West Bank, Coralville	\$ 10,000
Treasurer:	Bank of America, Des Moines	\$ 50,000,000
	Farmers and Merchants Bank, Lone Tree	\$ 5,000,000
	Great Western Bank, North Liberty	\$ 30,000,000
	Hills Bank & Trust, Hills	\$ 250,000,000
	Midwest One Bank, Iowa City	\$ 30,000,000
	Solon State Bank, Solon	\$ 1,000,000
	US Bank, Iowa City	\$ 5,000,000
	West Bank, Coralville	\$ 5,000,000

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 16 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/16/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-23-21-01

**RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS REZONING AND
PLATTING APPLICATIONS**

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on September 13, 2021 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 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 rezoning application: James Hesseltine (PZC-21-28106); and on the following subdivision application: Ian Mack (PZC-20-27948), Tina Beltz (PZC-21-28099), and Paul Scallon (PZC-21-28100).
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 Porter the Resolution be adopted this 23rd day of September, 2021.

Roll Call

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/23/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-30-21-01

**RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED FRINGE
AREA POLICY AGREEMENT
BETWEEN JOHNSON COUNTY AND THE CITY OF IOWA CITY**

Whereas, Chapter 28E of the Iowa Code (2021) enables two or more local governments to enter into agreements to cooperate for their mutual advantage; and

Whereas, Iowa Code Section 354.9 gives the City and the County the authority to establish, by agreement, the standards and conditions applied by a city or county for review and approval of a county subdivision, and other development applications to which such an agreement may be addressed; and

Whereas, pursuant to these powers, the City and County did enter into a 28E Agreement in October 2006 pertaining to the City / County Fringe Area, which is about to renew; and

Whereas, it is in the interest of the County and the City to update the applicable policies for orderly growth and development within the City / County Fringe Area and, accordingly, the planning and development staff of both the County and the City have developed a draft new agreement to supersede and replace the October 2006 fringe area agreement; and

Whereas, the Johnson County Planning and Zoning Commission, following a public meeting on September 13, 2021 has reviewed this draft new fringe area policy agreement, and filed its report and recommendations with the Board of Supervisors for certain actions thereon; and

Whereas, it is necessary to fix a date of meeting of the Board at which it is proposed to take action to enter into the new Fringe Area Policy Agreement with the City of Iowa City, and to give notice thereof;

Now, Therefore, Be It Resolved as follows:

1. This Board shall meet on October 14, 2021 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, at which time and place a hearing will be held and action may be taken to enter into the proposed fringe area policy agreement between Johnson County and Iowa City; and

2. The Johnson County Auditor is hereby directed to publish the official notice of the hearing no less than four (4) and no more than twenty (20) days prior to the same.

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 30 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/30/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-30-21-02

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 4, LOCATED IN OXFORD TOWNSHIP, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 30th day of September, 2021, 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 4, located in Oxford Township, Johnson 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 4, located in Oxford Township, Johnson 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 4, located in Oxford Township, Johnson County, Iowa, is \$211,100; 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 4, located in Oxford Township, Johnson 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, October 29, 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 4, 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 Sullivan and seconded by Green-Douglass the Resolution be adopted this 30 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/30/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-30-21-03

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 5, LOCATED IN IOWA TOWNSHIP, IOWA COUNTY, IOWA

Whereas, a public hearing was conducted on the 30th day of September, 2021, 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 5, located in Iowa Township, 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 5, located in Iowa Township, 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 5, located in Iowa Township, Iowa County, Iowa, is \$173,520; 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 5, located in Iowa Township, 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 10:30 AM Central Time, Friday, October 29, 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 5, 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 Sullivan and seconded by Green-Douglass the Resolution be adopted this 30 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/30/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-30-21-04

**GRANT AGREEMENT WITH THE IOWA DEPARTMENT OF
TRANSPORTATION
LIVING ROADWAY TRUST FUND FOR FISCAL YEAR 2022**

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 two (2) grants, and

Whereas, Johnson County Secondary Road Department will receive grant funds for:

GoPro Hero 9 Camcorder Agreement Number 90-52-LR22-211 for \$452.00 (\$150.00 Matching Funds)

Invasive Species Field Day Agreement Number 90-52-LR22-108 for \$2,200.00 (\$0 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 2022.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 30 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/30/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-30-21-05

**ESTABLISHING DEPARTMENT 13
AMERICAN RESCUE PLAN ACT DEPARTMENT**

Whereas, it is the desire of this Board to establish a department within the General Basic fund to account for the allowable costs and financial activities of this new county program, the American Rescue Plan Act; and

Whereas, during the FY2022 budget year there will be realized expenditures associated with this new programming; and

Whereas, these activities and costs should be consolidated within its own department such that the aggregate costs and funding sources are easily determined and readily transparent.

Now therefore be it resolved that the following county department American Rescue Plan Act is hereby established within the General Basic fund: "American Rescue Plan Act"; 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 Department 13 within the General Basic fund for the purposes set forth in this Resolution and administer it in accordance with State law, Generally Accepted Accounting Principles and Johnson County policies.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 30 day of September, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
9/30/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-07-21-01

RESOLUTION OF NECESSITY AND INTENT TO ESTABLISH THE NAPLES AVENUE AREA URBAN REVITALIZATION DISTRICT LEGALLY DESCRIBED AS LOT 1 OF SCOTT'S FIRST ADDITION, LOTS 2 AND 3 OF SCOTT'S SECOND ADDITION, LOT 1 OF SCOTT'S THIRD ADDITION, LOTS 1-7 OF SCOTT'S FOURTH ADDITION, LOTS 1 AND 2 OF SCOTT'S FIFTH ADDITION ALL IN JOHNSON COUNTY, IOWA

WHEREAS, the Johnson County Board of Supervisors has determined that the Naples Avenue Area Urban Revitalization District, proposed to include Lot 1 of Scott's First Addition, Lots 2 and 3 of Scott's Second Addition, Lot 1 of Scott's Third Addition, Lots 1 through 7 of Scott's Fourth Addition, and Lots 1 and 2 of Scott's Fifth Addition, all in Johnson County Iowa, meets the criteria establish in section 404.1.4 of the Code of Iowa ("the Code"), and

WHEREAS, There are properties available for economic development in the Naples Avenue Area Urban Revitalization District, and

WHEREAS, a plan for the Naples Avenue Area Urban Revitalization District must be developed in accordance with Section 404.2.2 of the Code, and

WHEREAS, thirty-days of notice for a public hearing before this Board to consider a plan for the Naples Avenue Area Urban Revitalization District is required to be mailed to all property owners and occupants in the Naples Avenue Area Urban Revitalization District, and

WHEREAS, notice of public hearing to consider the plan is also required to be published in accordance with Section 331.305 of the Code, and

NOW, THEREFORE, BE IT RESOLVED By The Board Of Supervisors of Johnson County, Iowa, that pursuant to Chapter 404 of the Code, the Board has identified the need to establish the Naples Avenue Area Urban Revitalization District in order to allow the incentives and tools provided in Chapter 404 to be employed within the Naples Avenue Area Urban Revitalization District in Johnson County, Iowa, that such economic development is in the interest of the public welfare of the residents of Johnson County, and that the proposed district substantially meets the criteria of Section 404.1 of the Code.

BE IT FURTHER RESOLVED that the Board of Supervisors of Johnson County, Iowa directs staff to finalize a plan for the Naples Avenue Area Urban Revitalization District in accordance with Section 404.2.2 of the Code by October 8, 2021.

BE IT FURTHER RESOLVED that the Board of Supervisors of Johnson County, Iowa hereby sets a public hearing before the Board of Supervisors on said plan for the Naples Avenue Area Urban Revitalization District on November 18, 2021 at 9:00 a.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, directs the Auditor to publish notice as required, and directs planning staff to arrange for timely mailed notice to property owners and occupants of the area, all as required by Chapter

404.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 7th day of October, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
10/7/2021
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-14-21-01
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
LINCOLNS LANDING
JOHNSON COUNTY, IOWA.

Whereas, the owner has filed application PZC-20-27948 for approval of a preliminary plat Lincolns Landing, 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 conditions:

- The applicant provide written consent that the proposed pipeline crossing shown on the plat is acceptable to the owner of the pipeline easement.
- If written consent cannot be obtained, the applicant shall provide a legal opinion that the pipeline easement permits the crossing shown on the plat.

2. That the Chairperson be directed to sign said plat.

It was moved by Green, and seconded by Sullivan, the Resolution be adopted this 14th day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/14/21
Date

/s/Travis Weipert, Auditor

RESOLUTION NO. 10-14-21-02

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

WHEREAS, the owner has filed application PZC-21-28099 for approval of the preliminary and final plat of Beltz 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:*

Sensitive Areas Exhibit
Owner's Certificate
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Establishment of Leech Field Easement
Covenant Concerning Fences
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 14th day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/14/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-14-21-03

RESOLUTION APPROVING THE FRINGE AREA POLICY AGREEMENT BETWEEN JOHNSON COUNTY, IOWA AND THE CITY OF IOWA CITY, IOWA

WHEREAS, Chapter 28E of the Iowa Code (2021) enables two or more local governments to enter into agreements to cooperate for their mutual advantage; and

WHEREAS, Iowa Code Section 354.9 gives the City and the County the authority to establish, by agreement, the standards and conditions applied by a city or county for review and approval of a county subdivision, and other development applications to which such an agreement may be addressed; and

WHEREAS, pursuant to these powers, the City and County did enter into a 28E Agreement in October 2006 pertaining to the City / County Fringe Area, which has not been renewed as of October 12, 2021; and

WHEREAS, it is in the interest of the County and the City to update the applicable policies for orderly growth and development within the City / County Fringe Area and, accordingly, the planning and development staff of both the County and the City have developed a draft new agreement to supersede and replace the October 2006 fringe area agreement; and

WHEREAS, the Johnson County Planning and Zoning Commission, following a public meeting on September 13, 2021, has reviewed this draft new fringe area policy agreement, filed its report, and recommended that said agreement be approved; and

WHEREAS, having received the report and recommendation of the Johnson County Planning and Zoning Commission, conducted a public hearing on October 14, 2021, considered the information and objections presented at said hearing, if any, and otherwise informed itself of the particulars of the proposed Fringe Area Policy Agreement;

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

1. That the Johnson County Board of Supervisors hereby accepts and agrees to the Fringe Area Policy Agreement between Johnson County and the City of Iowa City as recommended by the Planning and Zoning Commission.
2. That the Chairperson be authorized and directed to sign said Fringe Area Policy Agreement and arrange for its filing with the Iowa Secretary of State as required by Iowa Code Sec. 28E.5 upon full execution by the parties.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 14th day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/14/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-14-21-04
RESOLUTION TO REQUIRE ALL VISITORS AND EMPLOYEES TO WEAR A
FACE COVERING WHEN INSIDE COUNTY BUILDINGS

Whereas, the Johnson County Board of Supervisors passed Resolution 08-12-21-01 on August 12, 2021 requiring the wearing of face coverings while inside county buildings regardless of vaccination status; and

Whereas, the Johnson County Public Health Department continues to recommend the wearing of face coverings when in any indoor public setting regardless of COVID-19 vaccination status; and

Whereas, Johnson County was designated as high transmission by the CDC as of August 9, 2021 and remains at high transmission as of October 12, 2021; now

Therefore Be It Resolved, the Johnson County Board of Supervisors requires visitors to Johnson County buildings to wear a face covering that covers both their nose and mouth completely while inside county buildings regardless of COVID-19 vaccination status and requires Johnson County employees to wear a face covering that covers both their nose and mouth completely regardless of COVID-19 vaccination status while inside county buildings unless at their desk and socially distanced from others.

This requirement shall expire January 15, 2022, unless extended or modified.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 14th day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/14/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-21-21-01
RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS REZONING AND
PLATTING APPLICATIONS AND A FUTURE LAND USE MAP AMENDMENT
APPLICATION

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on October 11, 2021 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 9, 2021 at 9:00 a.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following rezoning applications: Chris Lehman (PZC-21-28105), Larry Jenn (PZC-21-28116), David Brown (PZC-21-28097); and on the following subdivision applications: Kevin Krug (PZC-21-28052), James Hesseltine (PZC-21-28107), Calvin and Emily Hodge (PZC-21-28108), and on the following Future Land Use Map Amendment Applications: David Brown (FLUM-21-28091).
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 Sullivan the Resolution be adopted this 21st day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/21/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-21-21-02

**RESOLUTION APPROVING COMPROMISE OF DELINQUENT TAXES
AND ASSIGNING CERTIFICATE OF PURCHASE AT TAX SALE**

WHEREAS, the Johnson County Board of Supervisors, in accordance with Section 446.31 of the Code of Iowa, as holder of Certificate of Purchase at Tax Sale No. 82S37 on the below described property, seeks to assign said Certificate of Purchase and to compromise the delinquent taxes accumulated on:

Part of Lot 4, Part 2, Valley View Heights Addition to Coralville, Iowa, described as follows: Beginning at a point on the westerly side of said Lot 4 which lies S. 13°05' W., 80.00 feet of the northwest corner of said Lot 4; Thence S. 76°55' E., 165.00 feet; Thence S. 13°05' W., 54.60 feet to the southeasterly side of Lot 4 to the southwest corner of said Lot 4; Thence N. 2°27'30" E., 173.83 feet along the west line of said Lot 4 to the 50 foot radius curve concave northwesterly cul-de-sac; Thence northeasterly 52.77 feet along said curve to a point which lies N. 43°19' E., 50.35 feet of the afore-described point; Thence N. 13°05' E., 13.11 feet to the point of beginning; and

WHEREAS, the County acquired the aforementioned tax sale certificate as public bidder on the tax sale pursuant to Iowa Code section 446.19, and now, having received from Fred Loeb and Helen Loeb an offer of compromise on the tax due and request to receive assignment of said tax sale certificate in exchange for payment to Johnson County, is willing to compromise the amount of such taxes which exist on said Parcel to the present time and assign said Certificate of Purchase, in accordance with Iowa Code Section 446.31; and

WHEREAS, the Loeb's offered an amount of \$2,000.00 as the total amount necessary to obtain assignment of said certificate after compromise, and the Board of Supervisors has determined that such amount is reasonable under the circumstances;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Johnson County, Iowa, that:

- (1) The total unpaid and delinquent taxes, accrued interest, and other penalties and costs associated with Certificate of Purchase at Tax Sale No. 82S37 and the above-described real property through the date of this Resolution are hereby compromised at the total amount of \$2,000.00, effective upon the deposit with Johnson County of the purchase price offered by the Loeb's; and
- (2) Thereupon, the County Treasurer shall make adjustment to the records of Johnson County for compromise of said county held tax sale certificate; and
- (3) Johnson County accepts the amount of \$2,000.00 in full liquidation of the delinquent taxes to the date of this Resolution; and
- (4) The assignment to Fred Loeb and Helen Loeb of the aforesaid Certificate of Purchase

held by Johnson County on the above-described real estate, subject to the terms and conditions of that Agreement for Compromise and Assignment of Certificate of Purchase at Tax Sale signed and tendered to the County by Fred Loeb and Helen Loeb, is hereby approved; and

- (5) The Chairperson of the Board of Supervisors and the County Treasurer are hereby authorized to sign such agreements and assignment documents as necessary and prudent to effect this Resolution and said Agreement.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 21st day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/21/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-21-21-03
RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR
THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID PACKAGE 6
(CDBG #13-NDRI-007) LOCATED IN CITY OF CORALVILLE, JOHNSON COUNTY,
IOWA

Whereas, the Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 6 to be performed in City of Coralville, Johnson 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 6, located in City of Coralville, Johnson 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 6, for Tuesday, the 9th day of November 2021, 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;
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 Green the Resolution be adopted this 21st day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/21/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-28-21-01

**RESOLUTION APPROVING THE PRELIMINARY PLAT OF
COTTAGE WOODS
JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-21-28100 for approval of a preliminary plat Cottage Woods, 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.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 28th day of October, 2021.

Roll Call: Green Nay Green-Douglass Aye Heiden Aye Porter Aye Sullivan Aye

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/28/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-28-21-02
RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF ALTMANVILLE SUBDIVISION JOHNSON COUNTY,
IOWA

WHEREAS, the owner has filed application PZC-21-28119 for approval of the final plat and subdivider's agreement of Altmanville Subdivision and

WHEREAS, the Zoning Administrator finds that the site has been developed in substantial conformance with the approved preliminary plan.

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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Mortgagee Consent to Platting
Right-of-Way Improvement Agreement
Grant of Easement for Highway Purposes
Fence Agreement
Resolution Affirming the Stability of the Current Road System
Access and Well Easement

B. *Subdivision Plat (5)*

It was moved by Green and seconded by Sullivan the Resolution be adopted this 28th day of October, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
10/28/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-28-21-03
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 2, DIVISION 14 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$185,999.37

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 2, Division 14; and

Whereas, said project has been completed by Aaron Crane Construction of Manchester, Iowa, pursuant to the plans and specifications set forth in the Engineer's Statement of Completion covering said project; and

Now, therefore be it resolved by the Board of Supervisors of the County of Johnson, Iowa that the labor and material for the Clear Creek Watershed Improvement Project, Bid Package 2, Division 14 is hereby accepted pursuant to the Engineer's Statement of Completion and the Chairperson is hereby authorized and directed to do all things necessary to complete the contract with Aaron Crane Construction, including payment for items called for in said contract and Statement of Completion.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 28th day of October, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

10/28/21
Date

RESOLUTION NO. 11-04-21-01
RESOLUTION AWARDED AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 4 (CDBG #13-NDRI-007) LOCATED IN OXFORD
TOWNSHIP, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 30th day of September, 2021, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 4, located in Oxford Township, Johnson County, Iowa, (hereinafter "CCW Bid Package 4"); and

Whereas, after said public hearing and hearing all of the evidence presented, and on that date the Johnson County Board of Supervisors gave due consideration to and adopted a resolution approving said proposed plans, specifications, and form of contract for, and estimated total cost of said public improvement, and providing that sealed bids for CCW Bid Package 4 be solicited for receipt by the Johnson County Auditor at 913 South Dubuque Street, Iowa City, Iowa, no later than 10:00 A.M. Central Time, October 29, 2021, and Notice to Bidders being published pursuant to *Iowa Code*; and

Whereas, at said time and place, the bids were opened and the amounts of all bids were announced, and after later examination of all bids, it was determined that the lowest responsive, responsible bids were as follows:

For Division 18: Schrader Tiling & Terrain of Atkins, IA, for \$59,028.00
For Division 19: Schrader Tiling & Terrain of Atkins, IA, for \$167,018.00

Now, Therefore, Be It Resolved, the lowest responsive, responsible bids for the CCW Bid Package 4, as shown in the plans previously adopted by the Board of Supervisors, are as follows:

For Division 18: Schrader Tiling & Terrain of Atkins, IA, for \$59,028.00
For Division 19: Schrader Tiling & Terrain of Atkins, IA, for \$167,018.00

Be It Further Resolved that the Board of Supervisors hereby awards contracts for Division 18 and Division 19 of the CCW Bid Package 4 to Schrader Tiling & Terrain of Atkins, IA and authorizes the Chairperson (or in the Chairperson's absence, the Vice Chairperson) to sign any documents, including the previously approved form of contract, necessary to effectuate said award of contract in such manner as is consistent with the law.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 4th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/4/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-04-21-02
RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 5 (CDBG #13-NDRI-007) LOCATED IN IOWA
TOWNSHIP, IOWA COUNTY, IOWA

Whereas, a public hearing was conducted on the 30th day of September, 2021, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 5, located in Iowa Township, Iowa County, Iowa, (hereinafter “CCW Bid Package 5”); and

Whereas, after said public hearing and hearing all of the evidence presented, and on that date the Johnson County Board of Supervisors gave due consideration to and adopted a resolution approving said proposed plans, specifications, and form of contract for, and estimated total cost of said public improvement, and providing that sealed bids for CCW Bid Package 5 be solicited for receipt by the Johnson County Auditor at 913 South Dubuque Street, Iowa City, Iowa, no later than 10:30 A.M. Central Time, October 29, 2021, and Notice to Bidders being published pursuant to *Iowa Code*; and

Whereas, at said time and place, the bids were opened and the amounts of all bids were announced, and after later examination of all bids, it was determined that the lowest responsive, responsible bids were as follows:

For Division 20: Schrader Tiling & Terrain of Atkins, IA, for \$209,975.50

Now, Therefore, Be It Resolved, the lowest responsive, responsible bids for the CCW Bid Package 5, as shown in the plans previously adopted by the Board of Supervisors, are as follows:

For Division 20: Schrader Tiling & Terrain of Atkins, IA, for \$209,975.50

Be It Further Resolved that the Board of Supervisors hereby awards contracts for Division 20 of the CCW Bid Package 5 to Schrader Tiling & Terrain of Atkins, IA and authorizes the Chairperson (or in the Chairperson’s absence, the Vice Chairperson) to sign any documents, including the previously approved form of contract, necessary to effectuate said award of contract in such manner as is consistent with the law.

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 4th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/4/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

**RESOLUTION NO. 11-04-21-03
ESTABLISHING FUND 35 DEPARTMENT 35
AMERICAN RESCUE PLAN ACT 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, it is both desirable and necessary for the Board of Supervisors to establish a new special revenue fund to hold the proceeds from the federal allocation provided to Johnson County under the American Rescue Plan Act that is to be used for the specific purposes and programs as described by the federal government in the American Rescue Plan Act and accompanying guidance; and

Whereas, it is prescribed that a special revenue fund is most appropriate for this specific situation where a specific revenue source and any resulting investment returns can be segregated from other county monetary resources to avoid comingling, and so all approved and allowable expenditures of those monetary resources as allowed by the American Rescue Plan Act can be aggregated together for accuracy, completeness and transparency.

Now therefore, be it resolved that the following American Rescue Plan Act fund will now be established: Fund 35, "American Rescue Plan Act Fund" and Department 35 "American Rescue Plan Act Department"; and

Be it further resolved that the Treasurer is authorized to transfer the American Rescue Plan Act monies and any subsequent investment earnings from the General Basic fund where it was originally deposited into this newly established fund and department;

Be it further resolved that the preceding Resolution NO. 09-30-21-05 ESTABLISHING DEPARTMENT 13 AMERICAN RESCUE PLAN ACT DEPARTMENT which established this department within the County's General Basic fund is now superseded upon the adoption of this resolution.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 4th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/4/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-09-21-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF KRUG FIRST ADDITION JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-21-28052 for approval of the preliminary and final plat of Krug 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:

Sensitive Areas Exhibit
Owner's Certificate
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
City of Swisher Resolution No. 2021-28
Covenant Concerning Fences
Grant of Easement for Highway Purposes
Access Easement Agreement
Future Dedication of Street, Access, and Utility Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 9th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/9/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-09-21-02

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

WHEREAS, the owner has filed application PZC-21-28107 for approval of the preliminary and final plat of Hesselstine 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Covenant Concerning Fences
Right-of-Way Dedication
Agreement for Improvements in the Right-of-Way
Establishment of Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/9/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-09-21-03

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

WHEREAS, the owner has filed application PZC-21-28108 for approval of the preliminary and final plat of Hodge Red Barn 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Mortgagee
Fence Agreement
Declaration of Covenant for Agricultural Access Easement
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/9/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-09-21-04
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 6, LOCATED IN CORALVILLE, JOHNSON COUNTY, IOWA

WHEREAS, a public hearing was conducted on the 9th day of November, 2021, 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 6, located in Coralville, Johnson 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 6, located in Coralville, Johnson 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 6, located in Coralville, Johnson County, Iowa, is \$311,360; 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 6, located in Coralville, Johnson 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, December 3, 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 6, 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 Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/9/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-09-21-05

APPROVING THE AMENDED AND SUBSTITUTED COUNTY ELECTRONIC SERVICES SYSTEM 28E AGREEMENT

WHEREAS, the Iowa County Recorders Association (hereinafter referred to as “Association”) and Johnson County and other participating Iowa counties, entered into the County Electronic Services System 28E Agreement in 2005; and

WHEREAS, the Electronic Services System (“ESS”) was created in 2005 and has implemented electronic recording and electronic transactions in Iowa and has developed a model statewide land record information system and website to provide electronic access to records and information in the State; and

WHEREAS, 2005 Iowa Acts, chapter 179, section 101 has been amended by the Iowa General Assembly to allow the ESS to amend the 2005 28E Agreement to provide for the ongoing implementation of the county land record information; and

WHEREAS, in accordance with the recent amendments by the Iowa legislature, the Iowa County Recorders Association has prepared an Amended and Substituted Electronic Services System 28E Agreement which establishes the ESS as a distinct 28E legal entity and authorizes the ESS to contract directly for services instead of the Iowa County Recorders Association on its behalf, while at the same time maintaining the representative governance system assuring continued leadership by elected County Recorders across the State; and

WHEREAS, Johnson County wishes to approve the Amended and Substituted County Electronic Services System 28E Agreement to which this resolution may be attached.

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors:

1. Approves the Amended and Substituted County Electronic Services System 28E Agreement prepared and submitted by the Iowa County Recorders Association; and
2. Authorizes the Chairperson of the Board to sign and execute page 13 of this amended and substituted agreement.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 9th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/9/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-18-21-01

**RESOLUTION SETTING A PUBLIC HEARING ON AN ORDINANCE AMENDMENT
ADOPTING VARIOUS INTERNATIONAL AND STATE BUILDING CODES**

WHEREAS, the Johnson County Board of Supervisors has adopted building codes for Johnson County, Iowa, and

WHEREAS, the Johnson County Building Code Board of Appeals has recommended that Johnson County adopt the 2021 International Building Code (IBC), the 2021 International Residential Code (IRC), the State Mechanical Code, the State Plumbing Code, and the State Electrical Code, with local amendments thereto, and

WHEREAS, the adoption of said uniform law first requires a public hearing.
NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Iowa Code Sections 331.305 is set for December 2, 2021 at 9:00 a.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following matter: An Ordinance adopting by reference and providing amendments to the 2021 International Building Code including Appendix K - Administrative Provisions, and the 2021 International Residential Code including Appendix F - Radon Control Methods and Appendix J - Existing Buildings and Structures, as adopted by the International Code Council; and also the Iowa State Electrical Code, the Iowa State Mechanical Code, and the Iowa State Plumbing Code.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 18th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors

11/18/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-18-21-02

RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS REZONING AND PLATTING APPLICATIONS

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on November 8, 2021 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 9, 2021 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following rezoning application: Merle Miller (PZC-21-28128), and on the following subdivision applications: Oberman Land LLC (PZC-21-28111), Evan and Kressa Evans (PZC-21-28117), Merle Miller (PZC-21-28129), Andrew Ahrens (PZC-21-28112), AV Investments LLC (PZC-21-28054), Jay and McKenzie Buline (PZC-21-28109), James and Mary Loan (PZC-21-28130), and Lucille Duwa (PZC-21-28132).
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 Green the Resolution be adopted this 18th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/18/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-18-21-03

**RESOLUTION SETTING A PUBLIC HEARING ON AN ORDINANCE TO ESTABLISH
THE NAPLES AVENUE AREA URBAN REVITALIZATION DISTRICT**

WHEREAS the Johnson County Planning, Development, and Sustainability Department, at the direction of the Board of Supervisors, has prepared an ordinance to establish the Naples Avenue Area Urban Revitalization District; and

WHEREAS Code of Iowa requires the Board of Supervisors hold a public hearing in order to exercise the authority conferred upon it by Iowa Code Chapter 404,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing in accordance with Section 404.2 of the Iowa Code is set for December 21, 2021 at 9:00 a.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on a proposed ordinance to establish the Naples Avenue Area Urban Revitalization District.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 18th day of November, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
11/18/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-02-21-01
AMENDING THE FISCAL YEAR 2022 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 2021-2022 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 departments of Sheriff's Office, General Basic Grants, and American Rescue Plan Act increased for operating expenses (\$512,494)

Physical Health & Social Services service area for the departments of Public Health, Board of Supervisors, Social Services, and American Rescue Plan Act increased for operating expenses (\$6,899,616)

Mental Health & Disability Services service area for the department of Mental Health and Disability Services increased for operating expenses (\$30,000)

County Environment & Education service area for the departments of Planning, Development, and Sustainability and American Rescue Plan Act increased for operating expenses (\$225,000)

Governmental Services to Residents service area for the departments of American Rescue Plan Act increased for operating expenses (\$10,000)

Administration service area for the departments of Auditor's Office, Board of Supervisors, and American Rescue Plan Act increased for operating expenses (\$1,073,950)

Other Capital Projects service area for County Poor Farm, Technology, Capital Expenditures, Conservation Trust Fund, Conservation Bond Fund, Capital Projects, and American Rescue Plan Act increased for the acquisition and construction of various capital assets (\$11,987,852)

Operating Transfer Out for General Basic Fund to American Rescue Plan Act Fund increased (\$14,700,000)

EXPENDITURES & OPERATING TRANSFERS OUT DECREASED FOR:

County Environment & Education service area for the departments of General Basic Grants decreased for operating expenses (-\$1,500)

REVENUES & OPERATING TRANSFERS IN INCREASED FOR:

Increase for Intergovernmental Revenues in the General Basic Fund (\$584,967), Technology Fund (\$10,000), and Conservation Trust Fund (\$1,376,759)

Increase for Miscellaneous Revenues in the Conservation Trust Fund (\$985,647)

Increase for Operating Transfers In from General Basic Fund to American Rescue Plan Act Fund (\$14,700,000)

REVENUES & OPERATING TRANSFERS IN DECREASED FOR:

Decrease for General Long-Term Debt Proceeds in the General Basic Fund (-\$235,000)

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 2021-2022 County Budget; and

WHEREAS, the amendment does not increase taxes to be collected in the fiscal year ending June 30, 2022.

THEREFORE, BE IT RESOLVED that the following expenditures and revenues for the Fiscal Year 2021-2022 County Budget be amended:

EXPENDITURE INCREASES (by Service Area):

- Public Safety & Legal Services service area increases by \$512,494 to \$31,712,301
- Physical Health & Social Services service area increases by \$6,899,616 to \$21,684,103
- Mental Health & Disability Services service area increases by \$30,000 to \$5,902,633
- County Environment & Education service area increases by \$223,500 to \$7,046,930
- Government Services to Residents service area increases by \$10,000 to \$3,399,092
- Administration service area increases by \$1,073,950 to \$13,035,130
- Capital Projects service area increases by \$11,987,852 to \$30,577,403
- Operating Transfers Out increases by \$14,700,000 to \$31,576,839

REVENUE INCREASES (by type):

- Intergovernmental increases by \$1,971,726 to \$24,792,334
- Miscellaneous increases by \$985,647 to \$2,002,186
- Operating Transfers In increases by \$14,700,000 to \$31,576,839
- General Long-Term Debt Proceeds decreases by \$235,000 to \$21,683,300

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 2nd day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/2/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-02-21-02
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 2021-2022 County Budget; and

WHEREAS, the explanation of changes is contained in Resolution No. 12-02-21-01; and

WHEREAS, the amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2022; 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. 03- Auditor's Office (Administration service area) increases \$81,755 for YTD appropriation of \$1,491,433
- Dept. 04- Public Health (Physical Health & Social Services service area) increases \$308,035 for YTD appropriation of \$6,001,202
- Dept. 05- Board of Supervisors (Public Health & Social Services service area) increases \$6,581 for YTD appropriation of \$98,190
- Dept. 05- Board of Supervisors (Administration service area) increases \$112,195 for YTD appropriation of \$1,563,715
- Dept. 08- Sheriff's Office (Public Safety & Legal Services service area) increases \$54,834 for YTD appropriation of \$13,736,028
- Dept. 19- Planning, Development, and Sustainability (County Environment and Education service area) increases \$25,000 for YTD appropriation of \$1,353,844
- Dept. 20- General Basic Block Grant (Public Safety & Legal Services service area) increases \$2,660 for YTD appropriation of \$4,844,522
- Dept. 20- General Basic Block Grant (County Environment and Education service area) decreases \$1,500 for YTD appropriation of \$919,861
- Dept. 25- County Farm (Other Capital Projects service area) increases \$415,000 for YTD appropriation of \$1,842,200
- Dept. 35- American Rescue Plan Act (Public Safety & Legal Services service area) increases \$455,000 for YTD appropriation of \$455,000
- Dept. 35- American Rescue Plan Act (Physical Health & Social Services service area) increases \$6,235,000 for YTD appropriation of \$6,235,000
- Dept. 35- American Rescue Plan Act (County Environment & Education service area) increases \$200,000 for YTD appropriation of \$200,000
- Dept. 35- American Rescue Plan Act (Government Services service area) increases \$10,000 for YTD appropriation of \$10,000

- Dept. 35- American Rescue Plan Act (Administration service area) increases \$880,000 for YTD appropriation of \$880,000
- Dept. 35- American Rescue Plan Act (Other Capital Projects service area) increases \$4,100,000 for YTD appropriation of \$4,100,000
- Dept. 40- Technology (Other Capital Projects service area) increases \$34,000 for YTD appropriation of \$2,050,225
- Dept. 44- Capital Expenditures (Other Capital Projects service area) increases \$418,976 for YTD appropriation of \$3,430,162
- Dept. 45 – Social Services (Physical Health & Social Services service area) increases \$350,000 for YTD appropriation of \$2,290,601
- Dept. 46 – Mental Health and Disability Services (Mental Health & Disability Services service area) increases \$30,000 for YTD appropriation of \$5,439,607
- Dept. 82- Conservation Trust (Other Capital Projects service area) increases \$136,780 for YTD appropriation of \$1,098,720
- Dept. 83- Conservation Bond (Other Capital Projects service area) increases \$2,824,127 for YTD appropriation of \$4,074,127
- Dept. 85- Capital Projects (Other Capital Projects service area) increases \$4,058,969 for YTD appropriation of \$10,493,969

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 2nd day of December, 2021.

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

/s/Pat Heiden, Chairperson
 Board of Supervisors
 12/2/21
 Date

ATTEST:
 /s/Travis Weipert, Auditor
 Johnson County, Iowa

RESOLUTION NO. 12-02-21-03
APPROVAL OF THE JOHNSON COUNTY BOARD OF SUPERVISORS' SUPPORT
FOR HOME BASE IOWA AND DECLARING JOHNSON COUNTY A HOME BASE
IOWA COMMUNITY

WHEREAS, The State of Iowa has launched a public-private partnership called Home Base Iowa, which is an effort to match military veterans with jobs available across Iowa; and.

WHEREAS, Home Base Iowa consists of two programs, Home Base Iowa Businesses and Home Base Iowa Communities; and Iowa businesses and communities have been requested to join, promote and support Home Base Iowa and one of the requirements for Johnson County to be a Home Base Community is that the Board of Supervisors adopt a resolution of support.

WHEREAS, The Johnson County Board of Supervisors finds that it is in the best interests of Johnson County and veterans everywhere to support Home Base Iowa and adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Johnson County Board of Supervisors hereby:

1. Approves this resolution of support for Home Base Iowa.
2. Declares Johnson County to be a Home Base Iowa Community.
3. Encourages Johnson County businesses to take whatever actions are necessary to become and continue to be a Home Base Iowa Business and other Johnson County municipalities to take whatever actions are necessary to become and continue to be a Home Base Iowa Community.

This Resolution shall be effective upon adoption.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 2nd day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/2/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-01
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF PLEASANT VALLEY CORNER
SUBDIVISION JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28111 for approval of the preliminary and final plat of Pleasant Valley Corner 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

C. *Acquisition Plat (5)*

It was moved by Sullivan and seconded by Green the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-02
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF PRAIRIE PLUM RIDGE JOHNSON
COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28117 for approval of the preliminary and final plat of Prairie Plum Ridge 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement - Bulechek
Fence Agreement - Kahler
Grant of Easement for Highway Purposes
Access Easement and Maintenance Agreement
Agreement for Improvements in the Right-of-Way
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

C. *Acquisition Plat (5)*

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-03
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
965 CORRIDOR COMMERCIAL SUBDIVISION
JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28054 for approval of a preliminary plat 965 Corridor Commercial 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.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-04
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF BULINE SUBDIVISION JOHNSON
COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28109 for approval of the preliminary and final plat of Buline 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Consent of Mortgagee
Grant of Easements
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Sullivan and seconded by Green the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-05
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
OAK MEADOW
JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28112 for approval of a preliminary plat Oak 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.
2. That the Chairperson be directed to sign said plat.

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-06
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF MERLE MILLER SUBDIVISION JOHNSON
COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28129 for approval of the preliminary and final plat of Merle Miller 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Covenant for Fences
Drainage Easement
Well and Water License Easement
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-07
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF COTTONWOOD CREEK ADDITION
JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28130 for approval of the preliminary and final plat of Cottonwood Creek 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:*

Sensitive Areas Exhibit
Owner's Certificate
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Mortgagee's Consent to Platting
Access Easement
Well and Water Main Easement Agreement
Grant of Easement for Highway Purposes
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

C. *Acquisition Plat (5)*

It was moved by Green and seconded by Sullivan the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/10/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-08
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF L&L DUWA ACRES SUBDIVISION
JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-21-28132 for approval of the preliminary and final plat of L&L Duwa Acres 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
Subdividers Agreement
Certificate of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-09-21-09
RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 6 (CDBG #13-NDRI-007) LOCATED IN
CORALVILLE,
JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 9th day of November, 2021, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 6, located in Coralville, Johnson County, Iowa, (hereinafter “CCW Bid Package 6”); and

Whereas, after said public hearing and hearing all of the evidence presented, and on that date the Johnson County Board of Supervisors gave due consideration to and adopted a resolution approving said proposed plans, specifications, and form of contract for, and estimated total cost of said public improvement, and providing that sealed bids for CCW Bid Package 6 be solicited for receipt by the Johnson County Auditor at 913 South Dubuque Street, Iowa City, Iowa, no later than 10:00 A.M. Central Time, December 3, 2021, and Notice to Bidders being published pursuant to *Iowa Code*; and

Whereas, at said time and place, the bids were opened and the amounts of all bids were announced, and after later examination of all bids, it was determined that the lowest responsive, responsible bid was as follows:

For Division 21: Brian Miller Excavating of Marengo, IA, for \$399,779

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the CCW Bid Package 6, as shown in the plans previously adopted by the Board of Supervisors, is as follows:

For Division 21: Brian Miller Excavating of Marengo, IA, for \$399,779

Be It Further Resolved that the Board of Supervisors hereby awards contracts for Division 21 of the CCW Bid Package 6 to Brian Miller Excavating of Marengo, IA and authorizes the Chairperson (or in the Chairperson’s absence, the Vice Chairperson) to sign any documents, including the previously approved form of contract, necessary to effectuate said award of contract in such manner as is consistent with the law.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/9/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

**RESOLUTION NO. 12-09-21-10
ESTABLISHING SPEED LIMIT ON
F46 / AMERICAN LEGION RD SE**

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 City of Iowa City and reviewed by the Johnson County Engineer including consideration of the geometry of road reconstruction project STP-U-3715(666)--70-52, historical and projected traffic types and volumes, and applicable Design Guidelines, and

Now Therefore, Be It Resolved by the Board of Supervisors of Johnson County that the speed limit of 25 mph is established and appropriate signs be erected at the location described as follows:

On F46 / American Legion Road SE from a point 910 feet east of the intersection of F46 and South Scott Boulevard to the intersection of F46 and Buckingham Lane;

In Section 18, Township 79 North, Range 5 West of the 5th P.M.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 9th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors

12/9/21
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

The Treasurer reported that the first Bond is in the amount of \$12,083,300.

Supervisor Green introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Green-Douglass . After due consideration and discussion, the Chairperson put the question upon the adoption of said resolution, and the roll being called, the following named Supervisors voted:

Ayes: Green, Green-Douglass, Heiden, Porter, Sullivan

Nays: None

Whereupon, the Chairperson declared the resolution duly adopted, as follows.

RESOLUTION NO. 12-09-21-11

Approving and authorizing a Loan Agreement and providing for the issuance of a \$12,083,300 Taxable General Obligation County Purpose Bond, Series 2021A

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 2021A Loan Agreement") and to make provision for the issuance of a Taxable General Obligation County Purpose Bond in the principal amount of \$12,083,300 (the "Series 2021A Bond") in evidence of the County's obligation under the Series 2021A 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 2021A 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 \$12,083,300 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 2021A Loan Agreement on behalf of the County, and the Series 2021A Loan Agreement is hereby approved.

Section 2. The Series 2021A Bond is hereby authorized to be issued in the principal amount of \$12,083,300, 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 2021A Bond and may be hereinafter referred to as the "Registrar" or the "Paying Agent".

Principal of the Series 2021A Bond shall be payable on April 15, 2021, along with interest at the rate of 0.50% 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 2021A Bond shall be made to the registered owner appearing on the registration books of the County, upon presentation and surrender of the Series 2021A Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2021A 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 2021A 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 2021A Bond shall cease to be such officer before the delivery of the Series 2021A 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 2021A 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 2021A 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 2021A Bond shall be in substantially the following form:

(Form of Series 2021A Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY

TAXABLE GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2021A

\$12,083,300

MATURITY DATE

BOND DATE

April 15, 2022

December 29, 2021

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 TWELVE MILLION EIGHTY THREE

THOUSAND THREE HUNDRED DOLLARS, together with interest on the outstanding principal hereof at the rate of 0.50% 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 29, 2021 (the "Series 2021A 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, 2021, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors adopted on December 9, 2021, authorizing and approving the Series 2021A 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 2021A 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 29th day of December, 2021.

JOHNSON COUNTY, IOWA

By (DO NOT SIGN)

Chairperson, Board of Supervisors

Attest:

(DO NOT SIGN)
County Auditor

Registration Date: December 29, 2021

REGISTRAR’S CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2021A 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 2021A 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 2021A 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 9, 2021.

/s/Pat Heiden
Chairperson, Board of Supervisors

Attest:
/s/Travis Weipert
County Auditor

The Treasurer reported that the second Bond is in the amount of \$9,600,000.

Supervisor Sullivan introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Green. After due consideration and discussion, the Chairperson put the question upon the adoption of said resolution, and the roll being called, the following named Supervisors voted:

Ayes: Green, Green-Douglass, Heiden, Porter, Sullivan

Nays: None

Whereupon, the Chairperson declared the resolution duly adopted, as follows.

RESOLUTION NO. 12-09-21-12

Approving and authorizing a Loan Agreement and providing for the issuance of a \$9,600,000 General Obligation County Purpose Bond, Series 2021B 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 2021B Loan Agreement") and to make provision for the issuance of a General Obligation County Purpose Bond in the principal amount of \$9,600,000 (the "Series 2021B Bond") in evidence of the County's obligation under the Series 2021B 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 2021B 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 \$9,600,000 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 2021B Loan Agreement on behalf of the County, and the Series 2021B Loan Agreement is hereby approved.

Section 2. The Series 2021B Bond is hereby authorized to be issued in the principal amount of \$9,600,000, 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 2021B Bond and may be hereinafter referred to as the "Registrar" or the

"Paying Agent".

Principal of the Series 2021B 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, 2022	0.50%	\$3,200,000
June 1, 2023	0.65%	\$3,200,000
June 1, 2024	0.85%	\$3,200,000

Accrued interest on the Series 2021B Bond shall be payable semiannually on the first day of June and December, commencing June 1, 2022. 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 2021B 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 2021B Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2021B 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 2021B 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 2021B Bond shall cease to be such officer before the delivery of the Series 2021B 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 2021B 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 2021B 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 2021B Bond shall be in substantially the following

form:

(Form of Series 2021B Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY

GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2021B

\$9,600,000

MATURITY DATE

BOND DATE

June 1, 2024

December 29, 2021

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 THOUSAND 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, 2022. 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</u> <u>Per Annum</u>	<u>Principal</u> <u>Installment</u>
June 1, 2022	0.50%	\$3,200,000
June 1, 2023	0.65%	\$3,200,000
June 1, 2024	0.85%	\$3,200,000

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 29, 2021 (the "Series 2021B 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 9, 2021, authorizing and approving the Series 2021B 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 2021B 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 29th day of December, 2021.

JOHNSON COUNTY, IOWA

By (DO NOT SIGN)
Chairperson, Board of Supervisors _____

Attest:

(DO NOT SIGN)
County Auditor

Registration Date: December 28, 2021

REGISTRAR’S CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2021B 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 2021B 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 2021B 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 2021B 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 2021B 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,
2022, sufficient to produce the net annual sum of
\$3,248,000;

For collection in the fiscal year beginning July 1,
2023, sufficient to produce the net annual sum of
\$3,227,200.

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 2021B 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 2021B 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 2021B 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 2021B 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 9, 2021.

/s/Pat Heiden
Chairperson, Board of Supervisors

Attest:

/s/Travis Weipert
County Auditor

RESOLUTION No. 12-16-21-01

RESOLUTION SETTING A FEE SCHEDULE FOR DEVELOPMENT APPLICATIONS AND GENERAL DEPARTMENT FEES.

WHEREAS, Sections 8:1.26(B)(3) and 8:1.27(B)(3) of the Johnson County Unified Development Ordinance provides that the Johnson County Board of Supervisors will set fees for the filing of certain permits and applications by resolution; and

WHEREAS, the Board of Supervisors adopted the current fee schedule on December 19, 2019; and

WHEREAS, it has been determined that the current fee schedule needs to be amended and the Board of Supervisors finds that it is in the public interest to amend said fee schedule.

NOW, THEREFORE BE IT RESOLVED by the Johnson County Board of Supervisors that the following fee schedule shall be established:

Zoning Amendment Applications:

- For Map changes of any zone to the A, AG-T, SF, ERP, P zone: **\$300**
- For Map changes of any zone to the RS, RM, RR, C, CH, C-AG, ML, MH, SWDRR zone: **\$400 plus \$40 per acre or fraction thereof**
 - *Where an application proposes one designation from each of the above categories in a single development, only the fee for the residential, commercial, or industrial rezoning shall apply.*
- For any modification to an application after its official publication that will require republication: **\$50**
- For Text Amendments to the Zoning Code: **\$750**

Subdivision Applications:

- For combined preliminary and final plat: **\$500 plus \$40/buildable lot, and \$20/outlot**
- For preliminary plat: **\$500 plus \$40 per buildable lot, and \$20/outlot**
- For final plat: **\$150**
- For any modification to an application after its official publication that will require republication: **\$50**

Board of Adjustment Applications:

- For appeal of zoning administrator's interpretation: **\$100**
- For Special Exceptions: **\$175**
- For a Variance from zoning regulations: **\$175**
- For modification of subdivision requirements: **\$750**
- For variance from Floodplain Management Regulations: **\$750**
- For Conditional Use Permit: **\$250**
- For Conditional Use Permit Tier 2 Battery Energy Storage Systems: **\$500**
- For Conditional Use Permit for Utility Scale Solar: **\$1,000 plus \$100/megawatt of proposed maximum production capacity.**
- For any modification to an application after its official publication that will require republication: **\$50.**

Site Plan Review Applications (including Administrator-approved site plans): **\$250**

Boundary Line Adjustment Applications: \$100

Permit for Soil Erosion Control Measure Applications: \$100

Grading Permit Applications: \$500

Waiver from Sensitive Area Regulation Applications: \$50

Waiver from Storm Water Management Regulation Applications: \$50

Agricultural Exemption Determination: \$0

Urban Revitalization Tax Exemption: \$0

Future Land Use Map Amendment Applications: \$1500

Zoning Compliance Letter: \$50

General Re-inspect Fee: \$50

Demolition Permit Applications:

- No site visit required: **\$0**
- With site visit required: **\$50**

Floodplain Development Applications:

- For Routine Maintenance of Existing Buildings and Facilities that requires a local building permit: **\$50**
- For grading, filling, and designed crossings: **\$100**
- For unenclosed accessory structures such as decks, gazebos, docks, fences, etc.: **\$150**
- For enclosed structures under 600 square feet which are accessory to a residential use: **\$250**
- For Primary structures (including all residential structures), structures accessory to a commercial or industrial use, or structures 600 square feet or larger which are accessory to a residential use: **\$500**

Zoning Administrator Approval Applications:

- For special exception: **\$50**
- For home occupation (w/visit by public): **\$100**
- For Limited Slaughter Facilities: **\$250**
- For emergency special event (max 1 event every 2 years): **\$250**

BE IT FURTHER RESOLVED that this Fee Schedule shall set forth the costs for various applications, reviews, and permits in Johnson County until such time as this resolution is either rescinded, replaced or amended by the Board of Supervisors; and that this fee schedule shall replace any prior schedule of fees for the above-listed items, no matter when or how adopted; and

BE IT FURTHER RESOLVED that the Chair of the Board of Supervisors is hereby directed to execute this resolution and that this fee schedule shall become effective January 1, 2022.

It was moved by Green-Douglass and seconded by Porter the Resolution be adopted this 16th day of December, 2021.

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

ATTEST:

/s/Pat Heiden, Chairperson
Board of Supervisors
12/16/21
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-16-21-02

**RESOLUTION APPROVING THE BUILDING PERMIT FEE SCHEDULE
FOR JOHNSON COUNTY BUILDING CODE**

WHEREAS, the Johnson County Building Code requires individuals to secure a building permit prior to commencing certain work on buildings under its jurisdiction in Johnson County, Iowa; and

WHEREAS, the Johnson County Building Code provides that fees for said building permits shall be as set out in the Building Permit Fee Schedule established by Resolution by the Johnson County Board of Supervisors; and

NOW, THEREFORE, BE IT RESOLVED by the Johnson County Board of Supervisors that the following Building Permit Fee Schedule be adopted:

All permit fees collected by Johnson County may be included under the Building Permit

TOTAL VALUATION	FEE
\$1 to \$ 500	\$24.72
\$501 to \$2,000	\$24.72 for the first \$500; plus \$3.09 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 to \$40,000	\$71.07 for the first \$2,000; plus \$11.33 for each additional \$1,000 or fraction thereof, to and including \$40,000
\$40,001 to \$100,000	\$501.61 for the first \$40,000; plus \$9.27 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 to \$500,000	\$1,057.81 for the first \$100,000; plus \$7.28 for each additional \$1,000 or fraction thereof, to and including \$500,000
\$500,001 to \$1,000,000	\$3,969.81 for the first \$500,000; plus \$5.25 for each additional \$1,000 or fraction thereof, to and including \$1,000,000
\$1,000,001 to \$5,000,000	\$6,594.81 for the first \$1,000,000; plus \$3.15 for each additional \$1,000 or fraction thereof, to and including \$5,000,000
\$5,000,001 and over	\$19,194.81 for the first \$ 5,000,000; plus \$1.05 for each additional \$1,000 or fraction thereof

PLAN REVIEW FEES

1. Projects permitted under the International Residential Code..... No plan review fee
2. Projects permitted under the International Building Code: The plan review fee shall be a separate additional fee equal to 10% of the building permit fee.
3. Additional plan review required by changes, additions, or revisions to approved plans:
(minimum charge – one half hour)..... \$50.00 per hour
4. Use of outside consultants for plan checking and inspections or both.....Actual costs

MECHANICAL PERMIT FEES

1. Work Related To One and Two Family Dwellings and Accessory Buildings..... \$50.00
2. Fees for all other occupancies, including commercial and industrial, are based on the total value of the electrical work and shall use the same fee table as for building permits.

PLUMBING PERMIT FEES

1. Work Related To One and Two Family Dwellings and Accessory Buildings.....\$50.00
2. Fees for all other occupancies, including commercial and industrial, are based on the total value of the electrical work and shall use the same fee table as for building permits.

ELECTRICAL PERMIT FEES

- 1. Work Related To One and Two Family Dwellings and Accessory Buildings..... \$50.00
- 2. Fees for all other occupancies, including commercial and industrial, are based on the total value of the electrical work and shall use the same fee table as for building permits.

OTHER FEES

- 1. Inspection outside of normal business hours..... \$50.00 per hour
- 2. Re-inspection fee\$50.00 per hour
- 3. Special inspection fee for which there is no permit* \$50.00 per hour
- 4. Hearing before the Board of Appeals..... \$30.00
- 5. Renewal of expired permit \$50.00
- 6. Change of occupancy permit..... \$35.00
- 7. Investigation for work started without a permit Equal to Permit Fee
- 8. Issuance of Temporary Certificate of Occupancy..... \$50.00
- 9. Issuance of a Certificate of OccupancyNo charge
- 10. Re-roof application.....\$50.00
- 11. Retaining walls/fences.....\$100.00
- 12. In-ground swimming pools..... \$250.00
- 13. Above ground swimming pools..... \$50.00
- 14. Mobile Home placed in manufactured home communities.....\$100.00
- 15. Sign Permit.....\$50.00

*The special inspection fee may be used for a site visit prior to receiving a permit. At the discretion of the Building Official the special inspection fee may be deducted from the permit fee upon permit approval if the permit pertains to the special inspection.

BE IT FURTHER RESOLVED that this Building Permit Fee Schedule shall set forth the costs for various building-related permits in Johnson County until such time as this resolution is either rescinded, replaced or amended by the Board of Supervisors; and that this resolution specifically rescinds the previously adopted Building Permit Fee Schedule set forth in Resolution 06-29-17-01; and

BE IT FURTHER RESOLVED that the Chair of the Board of Supervisors is hereby directed to execute this resolution and that this fee schedule shall become effective January 1, 2022.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 16th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/16/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-16-21-03

Authorizing Johnson County, Iowa to Enter into Settlement Agreements with McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc., Agree to the Terms of the Iowa Opioid Allocation Memorandum of Understanding and Authorize Entry Into that Memorandum of Understanding

WHEREAS, in 2018, the County Board of Supervisors authorized Johnson County (the “County”) to enter into an engagement agreement with Crueger Dickinson LLC, Simmons Hanly Conroy LLC and von Briesen & Roper, s.c. (the “Law Firms”) to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the “Opioid Defendants”) in an effort to hold the Opioid Defendants financially responsible for the impact of the Opioid Epidemic on the County and resources necessary to combat the opioid epidemic;

WHEREAS, on behalf of the County, the Law Firms filed a lawsuit against the Opioid Defendants in 2018 and have been litigating against the Opioid Defendants since that time;

WHEREAS, negotiations to settle claims against several of the Opioid Defendants, specifically McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (the “Settling Defendants”) have been ongoing for several years;

WHEREAS, negotiations with the Settling Defendants have resulted in proposed nationwide settlements of state and local government claims involved in the Litigation;

WHEREAS, copies of the proposed terms of those proposed nationwide settlements have been set forth in the Distributors Master Settlement Agreement and the J&J Master Settlement Agreement (collectively “Settlement Agreements”);

WHEREAS, copies of the Settlement Agreements as well as the deadlines for submitting the Participation Agreements to the Settlement Agreements and the MDL Court’s Order setting deadlines for any Plaintiff who declines to enter into the Settlement Agreements have been provided to the County prior to the execution of this Resolution;

WHEREAS, the Settlement Agreements provide, among other things, for the payment of a certain sum to settling government entities in Iowa including to the State of Iowa and Participating Subdivisions, as that term is defined in the Settlement Agreements, upon occurrence of certain events as defined in the Settlement Agreements (“Iowa Opioid Funds”);

WHEREAS, the Law Firms have engaged in extensive discussions with the State Attorney General’s Office (“AGO”) as to how the Iowa Opioid Funds will be allocated, which has resulted in the proposed Iowa Opioid Allocation Memorandum of Understanding (“Allocation MOU”), which is an agreement between all of the entities who are signatories to the Allocation MOU;

WHEREAS, a copy of the Allocation MOU and the Exhibits to that MOU has been provided with this Resolution;

WHEREAS, the Allocation MOU divides Iowa Opioid Funds as follows: (i) 50% to the State (“the Iowa Abatement Share”) and (ii) 50% to Participating Local Governments (“LG Share”), less fees and costs allocated to the Iowa Backstop Fund as set forth in Section D of the Allocation MOU and in this Resolution (“LG Abatement Share”).

WHEREAS, the LG Abatement Share shall be distributed in direct payments to the Counties that are Participating Local Governments according to the allocation model developed in connection with the proposed negotiating class in the National Prescription Opiate Litigation (MDL No. 2804) in the amounts set forth on Exhibit 2 to the Allocation MOU (“Direct Distribution Percentage”). The Direct Distribution Percentage will be multiplied by the total LG Abatement Share to arrive at the total allocation to the County as a Participating Local Government (the “Direct Distribution Amount”).

WHEREAS, 100% of the Iowa Abatement Share and the LG Abatement Share, regardless of allocation, shall be utilized only for Opioid Related Expenditures incurred after the Effective Date of this MOU. The list of approved Opioid Related Expenditures are set forth in Exhibit 1 to this MOU.

WHEREAS at least 75% of the Iowa Abatement Share and 75% of the LG Abatement Share shall be utilized for only the “Core Strategies” listed in Schedule A of Exhibit 1 to this MOU.

WHEREAS, every Participating Local Government that receives a Direct Distribution Amount shall create a separate fund on its financial books and records that is designated for the receipt and expenditure of the entity’s Direct Distribution Amount, called the “LG Abatement Fund.” Funds in an LG Abatement Fund shall not be commingled with any other money or funds of the Participating Local Government. A Participating Local Government may invest LG Abatement Fund funds consistent with the investment of other funds of a Participating Local Government.

WHEREAS, Funds in a LG Abatement Fund may be expended by a Participating Local Government only for Opioid Related Expenditures. For avoidance of doubt, funds in a LG Abatement Fund may not be expended for costs, disbursements or payments made or incurred prior to the Settlement.

WHEREAS, each LG Abatement Fund shall be subject to audit in a manner consistent with Code of Iowa §§331.402(2)(i) and 11.6. Any such audit shall be a financial and performance audit to ensure that the LG Abatement Fund disbursements are consistent with the terms of this MOU. If any such audit reveals an expenditure inconsistent with the terms of this MOU, the Participating Local Government shall immediately redirect the funds associated with the inconsistent expenditure to an Opioid Related Expenditure.

WHEREAS, County has contracted with the Law Firms for representation in the Litigation and the Law Firms have been representing those entities since 2018 and in consideration for the Law Firms’ representation, the County entered into a contract with the Law Firms for a 25% contingency fee applied to County’s total recovery from any settlement.

WHEREAS, the Settlement Agreements provide for the payment of attorney’s fees and legal expenses owed by States and Participating Local Governments to outside counsel retained for Opioid Litigation. To effectuate this, the Court in the MDL Litigation has established a fund to compensate attorneys representing plaintiffs in the Litigation (the “National Attorney Fee Fund”).

WHEREAS, the Law Firms intend to make application to the National Attorney Fee Fund. However, because there is still uncertainty regarding what counsel for litigating local governments will recover as compensation for the large volume of work done and the large out of pocket expense of the Litigation, and whereas the Parties to the Allocation MOU desire to fairly compensate outside counsel for the work done on behalf of the Participating Local Governments in Iowa, the Allocation MOU provides that a fund be created from approximately 15 % of the LG Share attributable to the Litigating Local Governments (“Iowa Backstop Fund”).

WHEREAS, the Iowa Backstop Fund is meant to compensate outside counsel for participating local governments only for amounts not recovered at the National Fee Fund attributable to their Iowa clients;

WHEREAS, to be eligible for the Iowa Backstop Fund, the Law Firms must first seek payment from the National Attorneys’ Fees Fund and may not recover amounts attributable to Counsel’s representation of the County received at the National Attorneys’ Fees Fund from the Iowa Backstop Fund;

WHEREAS, the County, by this Resolution, agrees to the creation of the Iowa Backstop Fund in the amount of 15% of the LG Share attributable to the Litigating Local Governments in order to fund a state-level “backstop” for payment of the fees, costs, and disbursements of the Law Firms;

WHEREAS, in no event shall the total of the amounts received by the Law Firms at the National Attorney’s Fees Fund related to the County and the amount received at the Iowa Backstop Fund exceed the amount the Law Firms would have been entitled to pursuant their fee contract with the County;

WHEREAS, the County, by this Resolution, shall establish an account for the receipt of the LG Abatement Share consistent with the terms of this Resolution (“the LG Abatement Fund”);

WHEREAS, the County’s LG Abatement Fund shall be separate from the County’s general fund, shall not be commingled with any other County funds, and shall be dedicated to funding opioid abatement measures as provided in the Settlement Agreements and the Allocation MOU;

WHEREAS, the County must comply annually with the reporting requirements in the Allocation MOU;

WHEREAS, the if the County elects to become a Participating Subdivision in the Settlement Agreements it will receive the benefits associated with the Settlement Agreement and the Allocation MOU, provided the County (a) approves the Settlement Agreements; (b) executes the Participation Agreements stating the County’s intention to be bound by the Settlement

Agreements; (3) approves the Allocation MOU; (4) executes the Acknowledgement and Agreement to be Bound to Memorandum of Understanding necessary to execute the Allocation MOU;

WHEREAS, the intent of this Resolution is to authorize the County to enter into the Settlement Agreements by executing the Participation Agreements and to enter into the Allocation MOU by executing the Acknowledgement and Agreement to be Bound to Memorandum of Understanding necessary to execute the Allocation MOU;

NOW, THEREFORE, BE IT RESOLVED: the County Board of Supervisors hereby approves and authorizes Pat Heiden, the Chairperson of the Johnson County Board of Supervisors, to settle and release the County's claims against the Settling Defendants in exchange for the consideration set forth in the Settlement Agreements, Allocation MOU and all exhibits thereto, including taking the following measures:

1. The execution of the Participation Agreement to the Distributors Settlement Agreement and any and all documents ancillary thereto.
2. The execution of the Participation Agreement to the Janssen Settlement Agreement and any and all documents ancillary thereto.
3. The execution of the Allocation MOU by executing the Acknowledgement and Agreement to be Bound to Memorandum of Understanding.

BE IT FURTHER RESOLVED: the County hereby establishes an account separate and distinct from the County's general fund which shall be titled "LG Abatement Fund" to receive the LG Abatement Share from the Settlement Agreements.

BE IT FURTHER RESOLVED that all actions heretofore taken by the Board of Supervisors and other appropriate public officers and agents of the County with respect to the matters contemplated under this Resolution are hereby ratified, confirmed and approved.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 16th day of December, 2021.

Roll Call:

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

/s/Pat Heiden, Chairperson
Board of Supervisors

ATTEST:

/s/Travis Weipert, Auditor (or designee)
Johnson County, Iowa

Date: 12/16/21

RESOLUTION No. 12-21-21-01
ESTABLISHING A TEMPORARY MORATORIUM ON THE ISSUANCE OF
CONDITIONAL USE PERMITS FOR UTILITY SCALE SOLAR ENERGY SYSTEMS
WITH CUMULATIVE NAMEPLATE ALTERNATING CURRENT (AC) CAPACITY
GREATER THAN 10 MEGAWATTS (MW)

WHEREAS, Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW have the potential to create an excessive burden on the County's infrastructure, and nearby property owners; and

WHEREAS, Utility Scale Solar Energy Systems are conditionally permitted in the A-Agricultural zoning district, pursuant to Section 8:1.28 of the Johnson County Unified Development Ordinance, subject to consideration and action by the Johnson County Zoning Board of Adjustment; and

WHEREAS, the Johnson County Board of Supervisors recognizes that Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW may affect the character of the surrounding area and the Board desires that all applications for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW be considered consistently within the purpose and intent of the Johnson County Unified Development Ordinance so that the most appropriate uses of land are encouraged throughout unincorporated Johnson County; and

WHEREAS, the Johnson County Board of Supervisors desires to explore the possibility of changing the procedural review and approval requirements for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW from that of a conditional use permit considered by the Zoning Board of Adjustment to a rezoning request considered and acted upon by the Johnson County Board of Supervisors; and

WHEREAS, changing said procedural review requirements would necessitate amendment of the Unified Development Ordinance to create a new zoning district, and also necessitate amendment of the Johnson County 2018 Comprehensive Plan to provide guidance for considering said zoning district in the context of the Future Land Use Map and Future Land Use Categories;

NOW, THEREFORE, BE IT RESOLVED that the Johnson County Board of Supervisors hereby establishes a temporary moratorium on the issuance of any conditional use permit for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW, expiring at 11:59 p.m. Central Time on Sunday, June 5, 2022, unless extended by further action of the Board of Supervisors, to allow the above referenced changes to the Johnson County Unified Development Ordinance and Comprehensive Plan concerning Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW to be duly considered by the Johnson County Planning and Zoning Commission and the Johnson County Board of Supervisors; and

BE IT FURTHER RESOLVED that the Johnson County Board of Supervisors reserves the right to end the moratorium prior to the approved term of the moratorium upon completion of the amendments to the Unified Development Ordinance and Comprehensive Plan and satisfactory resolution of the issues as determined by the Johnson County Board of Supervisors; and

BE IT FURTHER RESOLVED that the moratorium approved by this Resolution shall become effective immediately upon adoption of this Resolution.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 21st day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/21/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-21-21-02

RESOLUTION APPROVING THE NAPLES AVENUE AREA URBAN REVITALIZATION DISTRICT LEGALLY DESCRIBED AS LOT 1 OF SCOTT'S FIRST ADDITION, LOTS 2 AND 3 OF SCOTT'S SECOND ADDITION, LOT 1 OF SCOTT'S THIRD ADDITION, LOTS 1-7 OF SCOTT'S FOURTH ADDITION, LOTS 1 AND 2 OF SCOTT'S FIFTH ADDITION ALL IN JOHNSON COUNTY, IOWA

WHEREAS, the Johnson County Board of Supervisors has the authority under Section 404 of the Code of Iowa to establish an area to be an Urban Revitalization Area; and

WHEREAS, on October 7, 2021 Johnson County Board of Supervisors passed Resolution 10-07-21-01 which found that conditions as established in Section 404.1 of the *Code of Iowa*, requiring conservation, rehabilitation, redevelopment, and economic development measures exist in the Naples Avenue Area.

WHEREAS, on October 7, 2021 the Johnson County Board of Supervisors passed Resolution 10-07-21-01 which also directed staff to prepare a plan for the Naples Avenue Area Urban Revitalization District and set a public hearing for said plan on November 18, 2021; and

WHEREAS, the Johnson County Board of Supervisors has determined that encouraging the economic development of the Naples Avenue Area Urban Revitalization District is in the interest of the public welfare of the residents of Johnson County; and

WHEREAS, after careful consideration, the Johnson County Board of Supervisors finds that it is necessary to adopt the Naples Avenue Area Urban Revitalization Plan to establish the Naples Avenue Area Urban Revitalization District in order to allow the incentives and tools provided in Chapter 404 to be employed within the Naples Avenue Area Urban Revitalization District in Johnson County, Iowa,

NOW, THEREFORE, BE IT RESOLVED by the Johnson County Board of Supervisors that the Board of Supervisors hereby adopts the Naples Avenue Area Urban Revitalization District Plan.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 21st day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/21/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-21-21-03

Resolution Setting a Public Hearing on the proposed 2022 Johnson County, Iowa, Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns

WHEREAS the Johnson County Planning, Development, and Sustainability Department, at the direction of the Board of Supervisors, has prepared the 2022 Johnson County, Iowa Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns; and

WHEREAS the Johnson County Economic Development Committee has recommended approval of said plan;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing is set for January 13, 2022 at 5:30 p.m. CT in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the proposed 2022 Johnson County, Iowa, Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns.
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 Green the Resolution be adopted this 21st day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/21/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-21-21-04

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on December 13, 2021 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 13, 2022 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following rezoning application: Don Kulish (PZC-21-28127), Aaron Horn (PZC-21-28145), and Kyle Johnson (PZC-21-28146); and on the following subdivision applications: Maureen McGowan (PZC-21-28110), William and Donna Wilford (PZC-21-28131), Thomas and Sandra Kaloupek (PZC-21-28133), Kyle Johnson (PZC-21-28147), and Ray Frank (PZC-21-28150).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 21st day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/21/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 12-30-21-01

**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE AMERICAN RESCUE PLAN ACT (ARPA) FUND IN THE FY22
BUDGET**

Whereas, it is desired to transfer the first tranche of monies received for the American Rescue Plan Act (ARPA) funding and its subsequent investment earnings from the General Basic Fund to the American Rescue Plan Act (ARPA) Fund during the 2021-2022 fiscal year; and

Whereas, the ARPA fund was established by the Board of Supervisors to consolidate all of the financial activity associated with this specific funding and its future uses, and

Whereas, the budgeted amount to be transferred that was established in the FY22 fall budget amendment is not adequate to allow for the transfer of the entire balance of the ARPA funding and its investment earnings since its initial receipt,

Therefore be it resolved that the Auditor is authorized to make a transfer from the General Basic Fund to the American Rescue Plan Act Fund during the 2021-2022 fiscal year, not to exceed the sum of \$14,800,000.

It was moved by Green-Douglass and seconded by Porter the Resolution be adopted this 30th day of December, 2021.

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

/s/Pat Heiden, Chairperson
Board of Supervisors
12/30/21
Date

ATTEST:
/s/Travis Weipert, Auditor
Johnson County, Iowa