

RESOLUTION NO. 01-03-22-01

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

It was moved by Porter and seconded by Green-Douglass the Resolution be adopted this 3rd day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01-03-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 01-06-22-01

RESOLUTION CONFIRMING SCHEDULE OF ZONING VIOLATION ABATEMENT ASSESSMENT

WHEREAS, on November 6, 2020, Johnson County, Iowa filed a county infraction citation for construction of an unpermitted structure on property located at 4398 Cosgove Road SW, Oxford, Johnson County, Iowa in violation of Chapter 8:6 of the Johnson County Unified Development Ordinance and §R105.1 of the International Residential Building Code; and

WHEREAS the property located at 4398 Cosgove Road SW, Oxford, Johnson County, Iowa is located in the unincorporated area of Johnson County and the property is owned by Mildred Roe Graham and Edward Charles Seydel; and

WHEREAS, on April 19, 2021 the Johnson County Magistrate Court ordered the property owners to obtain a building permit or remove the unpermitted structure by June 1, 2021; and

WHEREAS, on June 26, 2021 the Johnson County District Court upheld the ruling on appeal and ordered the property owners to obtain a building permit or remove the unpermitted structure by August 23, 2021; and

WHEREAS, both the Johnson County Magistrate Court and the Johnson County District Court ordered that if the property owners failed to obtain a building permit or remove the structure by a date certain that the County was authorized to abate or correct the violation and assess any costs for abatement against the property in the same manner as a property tax; and

WHEREAS, the Johnson County Planning, Development, and Sustainability (PDS) Department solicited multiple bids to perform the abatement and contracted with GLP Enterprises, Inc. to remove the unpermitted structure; and

WHEREAS, on September 16, 2021 the property owners had failed to obtain a building permit, PDS staff found that the unpermitted structure had not been removed, and the deadline imposed by the Court had passed; and

WHEREAS, on September 16, 2021 GLP Enterprises, Inc. performed the work necessary to abate and correct the violation and removed the unpermitted structure at a cost of \$6,500. The invoice from GLP Enterprises, Inc. was paid for said work on October 7, 2021; and

WHEREAS, Iowa Code §331.384 describes the process to assess the County's cost of abatement of the violation against the property for collection in the same manner as property tax; and

WHEREAS, following notice to the respective property owner and subsequent failure of the property owner to abate the violation as ordered by the Court, the County has expended public funds to abate the violation on the property; and

WHEREAS, the Planning, Development and Sustainability Department has filed with the Auditor the attached Johnson County Abatement Assessment Schedule showing the parcel where the violation was abated at public expense, a description of the lot to be assessed for such abatement, the value of the lot, and the amount to be assessed against the lot.

THEREFORE BE IT RESOLVED by the Board of Supervisors of Johnson County, Iowa;

The valuation of the lot described on the attached Johnson County Abatement Assessment Schedule (the Schedule) is hereby fixed at the amount shown for that lot in the "Property Value" column of the Schedule.

The Schedule is hereby adopted by this Board and declared to be final and received and filed as such.

The assessment against the lot as shown in the “Assessment Amount” column of the Schedule with respect to that lot is hereby confirmed and levied. The deficiency which may be subsequently assessed against each lot under Iowa Code §384.63 is hereby conditionally levied, subject to application of and compliance with Iowa Code §384.63, in the amount, if any, shown in the “Deficiency” column of the Schedule with respect to this lot.

Assessments less than five hundred dollars (\$500) shall be paid in full. Each assessment of five hundred dollars or more shall be divided into and is payable in ten (10) equal annual installments payable in accordance with Iowa Code §384.65. Interest on all unpaid installments shall accrue and be payable, in accordance with Iowa Code §384.65, at a rate of nine percent (9%) unless on the date of adoption of this Resolution a lower rate is in effect pursuant to Iowa Code §§74A.4 and 74A.6(2), in which event the lower rate shall apply.

The Assessment shown on the Schedule shall be payable by July 1, 2022. Installments into which an assessment is divided shall be payable July 1 of each year commencing in 2022.

The County Auditor as Clerk to this Board shall certify the Schedule of assessments to the Johnson County Treasurer for collection in the same manner as property taxes. The Auditor shall further cause notice of the Schedule to be published once each week for two consecutive weeks in a newspaper having general circulation in the County, the first such publication to be within fifteen (15) days of the adoption of this Resolution. The notice shall be in substantially the form attached to this Resolution as Exhibit A. On or before the second publication of the notice, the Auditor shall send by certified mail to the property owner whose property is subject to assessment for the abatement, as shown by the records in the office of the Auditor, a copy of the notice setting forth the information required by Iowa Code §384.60(2).

Payments received by the Treasurer shall be credited to the County’s PDS fund, from which the abatement costs were originally appropriated.

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 6th day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01/06/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

PUBLIC NOTICE OF FILING OF JOHNSON COUNTY ABATEMENT ASSESSMENT SCHEDULE

EXHIBIT A

TO: THE OWNERS AND OTHER PERSONS HAVING AN INTEREST IN THE REAL ESTATE SITUATED IN JOHNSON COUNTY, IOWA, DESCRIBED ON THE SCHEDULE SET OUT BELOW

Parcel number	Legal Description	Property Address	Township	Abatement Date	Property Value	Assessment Amount	Owner Names
1225352003	Commencing at the Southwest corner of Section 25, Township 79 North, Range 8 West of the 5 th P.M., thence East along the South line of said Southwest Quarter 880 feet, thence Northwesterly to a point on the West line of said Southwest Quarter 615 feet North of the point of beginning, thence South along the West line of said Southwest Quarter 615 feet to the place of beginning.	4398 Cosgrove Road SW, Oxford, IA 52322	Hardin – Clear Creek	09-16-2021	\$96,000	\$6,500	Mildred Roe Graham Edward Seydel

You are hereby notified that the schedule of assessments against said properties for Johnson County zoning violation abatement, the Johnson County Abatement Assessment Schedule, has been adopted and the assessments shown thereon levied by the Johnson County Board of Supervisors and said Schedule has been certified to the Johnson County Treasurer. The amount of each assessment is set forth opposite the property description on the Schedule.

Assessments may be paid in full or in part without interest within thirty (30) days after the date of the first publication of this notice of the final assessment schedule. Thereafter all unpaid special assessments bear interest at the rate of nine percent (9%) per annum commencing February 10, 2022 computed to December 1 next following the due date of the respective installments as provided in Iowa Code §384.65(3). Assessments of less than \$500 are payable in full in one installment. Assessments of \$500 or more are payable in up to ten annual installments. Installments are payable on July 1 of each year commencing with 2022, and each installment will be delinquent from October 1 following its due date, however when the last day of September is a Saturday or Sunday, that amount shall be delinquent from the second Johnson County business day of October. Delinquent installments will draw the same delinquent interest as ordinary taxes. Property owners may elect to pay any installment semi-annually in advance. Assessments are payable at the office of the Johnson County Treasurer, 913 South Dubuque Street, Iowa City, Iowa 52240. The last day to pay assessments without interest is February 10, 2022.

A person having an interest in property subject to special assessment may, within twenty (20) days after the adoption of a resolution of necessity, test the regularity of proceedings or legality of the assessment procedure by a petition in equity filed in the district court of the county where the property is located. A person having an interest in any property specially assessed may appeal from the amount of the assessment, at any stage of the special assessment procedure up to twenty (20) days after the final publication of notice of filing of the final assessment schedule, by petition to the district court of the county where the property is located. No action shall be brought appealing the amount of any special

assessment from and after twenty (20) days after said final publication. Additional information regarding appeals may be found in Iowa Code §384.66.

By the Order of the Johnson County Board of Supervisors

/s/Travis Weipert, Auditor, Johnson County

1/6/22

Date

RESOLUTION NO. 01-13-22-01

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

WHEREAS, the owner has filed application PZC-21-28110 for approval of the preliminary and final plat of County Line Garden 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Covenant for Fences
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 13th day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 01-13-22-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF WILFORDS SIXTH ADDITION JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-21-28131 for approval of the preliminary and final plat of Wilfords Sixth 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Shueyville City Council Approval
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 13th day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 01-13-22-03

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

WHEREAS, the owner has filed application PZC-21-28133 for approval of the preliminary and final plat of Intensity Drive 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Mortgagee
City of Coralville Resolution No. 2021-201
Articles of Incorporation
Bylaws of Intensity Drive Homeowners Association, Inc.
Declaration of Common Access Road Easement and Septic Easement
Resolution Affirming the Stability of the Current Road System

B. *Subdivision Plat (5)*

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

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

RESOLUTION NO. 01-13-22-04

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF HALF MOON CORNER SUBDIVISION JOHNSON COUNTY,
IOWA**

WHEREAS, the owner has filed application PZC-21-28147 for approval of the preliminary and final plat of Half Moon 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Mortgagee
Fence Agreement
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 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

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

RESOLUTION NO. 01-13-22-05

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

WHEREAS, the owner has filed application PZC-21-28150 for approval of the preliminary and final plat of Frank Place 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Grant of Access Easement
Covenant for Fences
Grant of Easement for Public Highway
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 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

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

RESOLUTION NO. 01-13-22-06

**RESOLUTION APPROVING APPLICATION UR-21-30592 FOR URBAN REVITALIZATION
TAX EXEMPTION FOR PROPERTY WITHIN THE NAPLES AVENUE URBAN
REVITALIZATION DISTRICT**

WHEREAS, Chapter 404, Code of Iowa provides for partial exemption from property tax for the actual value added by improvements to property located in a designated Urban Revitalization Area which are consistent with the Urban Revitalization Plan for such area; and

WHEREAS, the Board of Supervisors of Johnson County, Iowa adopted the Naples Avenue Area Urban Revitalization Plan via Resolution 12-21-21-02 and established the Naples Avenue Area Urban Revitalization District via Ordinance 12-22-21-02; and

WHEREAS, Rantizo, Inc. has filed application UR-21-30592 for Urban Revitalization Tax Exemption for improvements made at property legally described as Lot 3 of Scott's Second Addition ("Application UR-21-30592"), which is wholly within the Naples Avenue Area Urban Revitalization District; and

WHEREAS, the applicant received prior approval of eligibility for a tax exemption from the Board of Supervisors of Johnson County, Iowa via resolution 3-18-21-02 where it was resolved to approve the local match policy requirement of the Iowa Economic Development Authority and approve a local match utilizing a 100% tax abatement on the increase in assessed value over a 3-year period; and

WHEREAS, the application and all improvements are consistent with Chapter 404, Code of Iowa, the Naples Avenue Urban Revitalization Plan and all applicable county codes and ordinances; and

WHEREAS, Application UR-21-30592 has been received, reviewed and recommended for approval by the Planning, Development, and Sustainability Department and the County Assessor's Office.

NOW, THEREFORE, BE IT RESOLVED By the Board of Supervisors of Johnson County, Iowa that Application UR-21-30592 is found to be in compliance with the purpose and intent of Chapter 404 of the Code of Iowa and the Naples Avenue Urban Revitalization Plan; and

BE IT FURTHER RESOLVED that the tax exemption of one hundred percent (100%) of that portion of actual value added by the improvements described in Application UR-21-30592, as determined by the County Assessor, is hereby approved for a period of three (3) years, provided such improvements actually made increase the assessed valuation of the qualified real estate by at least fifteen percent (15%).

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

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

RESOLUTION NO. 01-13-22-07

RESOLUTION APPROVING THE 2022 JOHNSON COUNTY, IOWA, ECONOMIC DEVELOPMENT PLAN: OPPORTUNITIES FOR THE UNINCORPORATED AREA, VILLAGES AND SMALLER TOWNS

WHEREAS Johnson County must take an innovative approach to equitable rural economic development and resilient communities by empowering them to identify, build, and leverage assets for economic advancement; and,

WHEREAS the COVID-19 pandemic and ensuing economic crisis, which started in 2020, exposed vulnerabilities and renewed the imperative to invest in rural communities; and,

WHEREAS Johnson County is committed to equitable economic development, which promotes the belief that all communities have the right to exist in a pollution-free, inclusive, and just economic environment that is free from persistent and systemic discrimination; and,

WHEREAS a goal of the Johnson County 2018 Comprehensive Plan was to adopt an economic development plan; and,

WHEREAS, the Board of Supervisors' Strategic Plan includes several economic development goals; and,

WHEREAS the Johnson County Planning, Development, and Sustainability Department, at the direction of the Board of Supervisors and in consultation with The Bill Menner Group and the Economic Development Committee, has prepared the *2022 Johnson County, Iowa Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns*; and,

WHEREAS the proposed plan lists recommendations and potential steps the County can take to expand business and employment opportunities, diversify the tax base and improve quality of life in Johnson County; and,

WHEREAS Johnson County, amongst several other efforts to solicit stakeholder input on the plan, hosted 31 different stakeholder entities during the Johnson County Rural Economic Development Stakeholder Meeting on July 13, 2021; and,

WHEREAS the Johnson County Planning and Zoning Commission, the Food Policy Council, and the Economic Development Committee have recommended approval of said plan; and,

WHEREAS, after careful consideration during a public hearing, the Johnson County Board of Supervisors finds that it is necessary to adopt the *2022 Johnson County, Iowa Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns*.

NOW, THEREFORE, BE IT RESOLVED by the Johnson County Board of Supervisors that the Board of Supervisors hereby adopts the *2022 Johnson County, Iowa Economic Development Plan: Opportunities for the Unincorporated Area, Villages and Smaller Towns*.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

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

RESOLUTION NO. 01-13-22-08
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 Board of Supervisors passed Resolution 10-14-21-04 on October 14, 2021 extending the requirement to wear face coverings while inside county buildings regardless of vaccination status; and

WHEREAS the Johnson County Board of Supervisors approved the Vaccination, Testing and Face Covering policy on December 2, 2021 in compliance with the federal Occupational Health and Safety Administration Emergency Temporary Standards promulgated November 3, 2021; 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 January 13, 2022; now

THEREFORE BE IT RESOLVED the Johnson County Board of Supervisors requires:

- (1) 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
- (2) Fully vaccinated Johnson County employees are required to wear a face covering that covers both their nose and mouth completely while inside county buildings unless at their desk and socially distanced from others; and
- (3) Johnson County employees that are not fully vaccinated are required to wear a face covering at all times including: when inside county buildings and any other indoor location for work purposes unless teleworking from the employee's home, and when occupying a vehicle with another person for work purposes. Limited exceptions are when the employee is alone in a room with floor to ceiling walls and a closed door; when the employee is eating or drinking; for identification purposes in compliance with safety and security requirements; or if the employee is wearing a respirator or other facemask.

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

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 13th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
01/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 01-20-22-01

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY QUINT HOLDINGS, LLC
FOR THE PROPERTY DESCRIBED AS LOT 2 OF S&K SUBDIVISION**

WHEREAS, the owner has filed application PZC-21-28156 seeking site plan approval to build a warehouse and two rick houses on Lot 2 of S&K Subdivision; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

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

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

1. That said Site Plan be approved.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 20th day of January, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors

01/20/2022
Date

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

RESOLUTION NO. 01-20-22-02

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on January 10, 2022 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 February 10, 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: Rick Streb (PZC-21-28159), and Marcia Gingerich (PZC-21-28160); and on the following subdivision applications: Don Kulish (PZC-21-28149), Rick Streb (PZC-21-28158), Marcia Gingerich (PZC-21-28161), and Eric Bekker (PZC-21-28162).
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 20th day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01/20/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 01-20-22-03

**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR
THE CLERK OF COURT REMODELING PROJECT AT THE JOHNSON COUNTY
COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA**

Whereas, the Clerk of Court Remodeling Project Bid Package to be performed at the Johnson County Courthouse, Iowa City, 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 Neumann Monson Architects, 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 Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa City, 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 2022 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 Clerk of Court Remodeling Project at the Johnson County Courthouse, for Thursday, the 3rd day of February, 2022, 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 Heiden and seconded by Green-Douglass the Resolution be adopted this 20th day of January, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
01/20/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 02-03-22-01

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR THE PROPOSED CLERK OF COURT REMODELING PROJECT AT THE JOHNSON COUNTY COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 3rd day of February, 2022 concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Proposed Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa, 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 Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Iowa, is in the best interest of Johnson County; and be it further

Resolved, That the estimated total cost of the Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Johnson County, Iowa, is \$900,000; and be it further

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

Resolved, That sealed bids for the Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa City, 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, February 25, 2022. 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 Clerk of Court Remodeling Project at the Johnson County Courthouse, located in Iowa, Johnson County 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, Ray Forsythe, Special Projects Manager, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 3rd day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
02-03-2022
Date

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

RESOLUTION NO. 02-10-22-01

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

WHEREAS, the owner has filed application PZC-21-28149 for approval of the preliminary and final plat of Kulish First 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:

City of Swisher Resolution No. 2021-55
Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Grant of Easement for Highway Purposes
Agreement for Improvements in the Right-of-Way
Fence Agreement
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 10th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

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

RESOLUTION NO. 02-10-22-02

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

WHEREAS, the owner has filed application PZC-21-28158 for approval of the preliminary and final plat of Kabela Farm Subdivision and

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

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

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

A. Resolution & Documents:

Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Mortgagee
Covenant to Erect and Maintain Fences
Access Easement Agreement
Water Service Agreement
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 10th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

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

RESOLUTION NO. 02-10-22-03

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

WHEREAS, the owner has filed application PZC-21-28161 for approval of the preliminary and final plat of Roberts Ranch 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Mortgagee Consent to Platting
Covenant for Fences
Agreement for Improvements in the Right-of-Way
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 10th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

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

RESOLUTION NO. 02-10-22-04

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

WHEREAS, the owner has filed application PZC-21-28162 for approval of the preliminary and final plat of Bekker 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:

City of Riverside Resolution #122021-03
Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Consent of Mortgagee
Covenant Concerning Fences
Grant of Easement for Highway Purposes
Agreement for Improvements in the Right-of-Way
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 10th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

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

RESOLUTION NO. 02-10-22-05
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 Board of Supervisors passed Resolution 10-14-21-04 on October 14, 2021 extending the requirement to wear face coverings while inside county buildings regardless of vaccination status; and

WHEREAS the Johnson County Board of Supervisors approved the Vaccination, Testing and Face Covering policy on December 2, 2021 and amended it on February 3, 2022; and

WHEREAS the Johnson County Board of Supervisors passed Resolution 01-13-22-08 on January 13, 2022 extending the requirement to wear face coverings while inside county buildings with additional requirements for employees that were not fully vaccinated in compliance with a federal mandate; and

WHEREAS the federal mandate concerning face coverings was withdrawn by the federal Occupational Safety and Health Administration on January 26, 2022; 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 February 9, 2022; now

THEREFORE BE IT RESOLVED the Johnson County Board of Supervisors requires:

- (1) 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
- (2) All Johnson County employees are required to wear a face covering that covers both their nose and mouth completely while inside county buildings regardless of COVID-19 vaccination status unless at their desk and socially distanced from others.

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

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 10th day of February, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 02-10-22-06
RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR
THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID PACKAGE 7
(CDBG #13-NDRI-007) LOCATED IN JOHNSON COUNTY, IOWA

Whereas, the Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 7 to be performed in 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 7, located in 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 7, for Thursday, the 24th day of February 2022, 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 10th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

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

RESOLUTION NO. 02-10-22-07

SUSPENDING COLLECTION OF THE 2020 PROPERTY TAXES FOR JOHNSON COUNTY PARCEL No. 1010390200, OWNED BY PAUL B. DIEHL, IOWA CITY, IOWA

WHEREAS: Iowa Code section 427.9 provides for the suspension of taxes if a person presents evidence to the Board of Supervisors from the state Department of Human Services that shows the person's eligibility for tax suspension on parcels owned or possessed by them; and

WHEREAS: Paul B. Diehl has presented such evidence to the Board of Supervisors that he is eligible for suspension of taxes on Parcel No. 1010390200 pursuant to Iowa Code section 427.9; and

WHEREAS: Johnson County has verified with the Iowa Department of Human Services that collection of the 2020 property taxes against property owned by Paul B. Diehl, located 221 E. College Street, Unit 701, Iowa City, Iowa and designated in the County records as Parcel No. 1010390200, in the amount of \$4,593.00, including interest, is to be suspended. Now, therefore,

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

1. The request for a suspension of the collection of taxes and interest on Parcel No. 1010390200 is hereby approved;
2. Collection of all property taxes assessed against Parcel No. 1010390200 remaining unpaid shall be suspended for such time as Paul B. Diehl remains the owner of said property and receives assistance as described in Iowa Code Section 427.9;
3. The County Treasurer is hereby directed to make entry on the records accordingly and suspend collection of the above-stated taxes, thereby establishing a lien on said property as required by law, with future collection to include statutory interest; and
4. That this resolution shall take effect immediately.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 10th day of February, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
2/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 02-17-22-01

AUTHORIZING WEIGHT EMBARGOES ON SECONDARY ROADS

Whereas, the recent weather conditions have caused soft subgrade and surface conditions to develop on some Secondary Roads; and

Whereas, it is deemed to be in the best public interest and welfare to preserve the road system in the best possible condition; and

Whereas, Sections 321.471, 321.472, and 321.473 of the *Code of Iowa* provide local authorities the right to restrict the weight of vehicles;

Therefore, be it resolved that an embargo be authorized where necessary on the Secondary Roads System for Johnson County. The County Engineer is authorized beginning on February 17, 2022, to restrict gross loads on certain sections of the road system showing extreme distress at this time. He shall be authorized to restrict all traffic to an 8-ton gross load if necessary and to place temporary signs to comply with Section 321.472.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 17th day of February, 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
2/17/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 02-23-22-01
APPROVING THE GENERAL AND RURAL COUNTY SERVICES MAXIMUM
PROPERTY TAX DOLLARS IN FISCAL YEAR 2022-2023

Whereas, the Johnson County Board of Supervisors conducted a public hearing on February 23, 2022 whereupon the proposed fiscal year 2022-2023 county maximum property tax dollars for both General County Services and Rural County Services were considered by the Board and was presented to the citizens of Johnson County; and

Whereas, the citizens of Johnson County and general public were invited to comment on the proposed fiscal year 2022-2023 county maximum property tax dollars for both General County Services and Rural County Services, and notice was duly published in the official publications of Johnson County and on the County's website and social media accounts; and

Whereas, the Board of Supervisors appreciates the attendance at the public hearing and the comments from citizens who spoke at the public hearing, and encourages all citizens to be informed and participate in county government; and

Now therefore, as required to comply with Iowa Code Section 331.433A (2020), be it resolved by the Board of Supervisors of Johnson County that the total maximum property tax dollars that may be certified for levy for General County Services and Rural County Services for fiscal year 2022-2023 shall not exceed the following:

Total maximum levy for General County Services - \$37,829,120

Total maximum levy for Rural County Services - \$7,036,630

The Maximum Property Tax Dollars requested in both the General County Services and the Rural County Services for fiscal year 2022-2023 represents greater than 102% of the Maximum Property Tax Dollars requested for fiscal year 2021-2022.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 23rd day of February, 2022.

Roll Call

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 02-24-22-01

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

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on February 14, 2022 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 March 10, 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: Neal Chapman (PZC-22-28176) and on the following subdivision application: Nick Hemann (PZC-20-27962).
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 Heiden the Resolution be adopted this 24th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
02/24/22
Date

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

RESOLUTION NO. 02-24-22-02
RESOLUTION TO FIX A DATE FOR PUBLIC HEARINGS ON
GENERAL OBLIGATION COUNTY PURPOSE LOAN
AGREEMENTS IN AN AMOUNT NOT TO EXCEED \$18,164,500
TO FINANCE EQUIPMENT FOR AND IMPROVEMENTS TO
COUNTY BUILDINGS, PAYMENT OF INSURANCE EXPENSES,
ACQUISITION OF PEACE OFFICER AND EMERGENCY
SERVICES COMMUNICATION EQUIPMENT, ACQUISITION OF
VOTING EQUIPMENT, FUNDING OF PROGRAMS TO ASSIST
IN PROVIDING AFFORDABLE HOUSING, AND ACQUISITION
OF VEHICLES AND EQUIPMENT FOR THE COUNTY SHERIFF,
AMBULANCE AND OTHER DEPARTMENTS

Whereas, Sections 331.402, 331.441 and 331.443 of the Code of Iowa authorize counties to enter into loan agreements and borrow money for the purposes of acquiring equipment and making improvements to county buildings; paying the cost of various county insurance programs; acquisition of peace officer and emergency services communication equipment; acquisition of voting equipment; and the funding of programs to assist in providing affordable housing (the “Essential County Purposes”); and

Whereas, Sections 331.402, 331.441 and 331.442 also authorize counties to enter into loan agreements and borrow money for the purpose of acquiring vehicles and equipment for various County departments; and

Whereas, the Board of Supervisors (the “Board”) of Johnson County, Iowa (the “County”), proposes to enter into a loan agreement (the “Essential County Purposes Loan Agreement”) in an aggregate principal amount not to exceed \$14,215,400, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purposes of paying the costs, to that extent, of the following projects:

Various County insurance programs	\$12,220,000
Peace officer/emergency services communication equipment	\$1,295,000
Grant to Housing Trust of Johnson County	\$700,400

; and

Whereas, the Board also proposes to enter into additional essential county purposes loan agreements as follows: the “SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement,” the “Courthouse Renovation and Improvements Loan Agreement,” the “County Building ADA Improvements Loan Agreement,” the “Information Technology Improvements and Equipment Loan Agreement,” the “Voting Equipment Loan Agreement,” and the “County Farm Building Renovations and Improvements Loan Agreement,” in an aggregate principal amount not to exceed \$3,287,105, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa for the purposes of paying the costs, to that extent, of the following projects:

SEATS and Secondary Roads Fuel Station Paving Improvements	\$125,000
Courthouse Renovation and Improvements	\$750,000
County Building ADA Improvements	\$2,000
Information Technology Improvements and Equipment	\$1,195,105
Acquisition of Voting Equipment	\$15,000
County Farm Building Renovations and Improvements	\$1,200,000

; 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 Essential County Purposes Loan Agreement, the SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement, the Courthouse Renovation and Improvements Loan Agreement, the County Building ADA Improvements Loan Agreement, the Information Technology Improvements and Equipment Loan Agreement, the Voting Equipment Loan Agreement, and the County Farm Building Renovations and Improvements Loan Agreement, and to give notice thereof; and

Whereas, the Board also proposes to enter into a loan agreement (the “County Sheriff Vehicles Loan Agreement”) in a principal amount not to exceed \$276,185, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring vehicles for the county sheriff; 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 County Sheriff Vehicles Loan Agreement and to give notice thereof, including notice of the right to petition for an election under the provisions of Section 331.442 of the Code of Iowa; and

Whereas, the Board also proposes to enter into a loan agreement (the “SEATS Fleet Shop Equipment Loan Agreement”) in a principal amount not to exceed \$11,550, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring equipment for the SEATS fleet shop; 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 SEATS Fleet Shop Equipment Loan Agreement and to give notice thereof, including notice of the right to petition for an election under the provisions of Section 331.442 of the Code of Iowa; and

Whereas, the Board also proposes to enter into a loan agreement (the “Ambulance Vehicles Loan Agreement”) in a principal amount not to exceed \$290,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring vehicles for the ambulance department; 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 Ambulance Vehicles Loan Agreement and to give notice thereof, including notice of the right to petition for an election under the provisions of Section 331.442 of the Code of Iowa; and

Whereas, the Board also proposes to enter into a loan agreement (the “Ambulance Equipment Loan Agreement”) in a principal amount not to exceed \$82,260, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring equipment for the ambulance department; 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 Ambulance Equipment Loan Agreement and to give notice thereof, including notice of the right to petition for an election under the provisions of Section 331.442 of the Code of Iowa; and

Whereas, the Board also proposes to enter into a loan agreement (the “County Vehicle Equipment Loan Agreement”) in a principal amount not to exceed \$2,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of acquiring snow plow equipment for a vehicle for the County physical plant department; 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 County Vehicle Equipment Loan Agreement and to give notice thereof, including notice of the right to petition for an election under the provisions of Section 331.442 of the Code of Iowa; and

Whereas, the Internal Revenue Service has issued Section 1.150-2 of the Income Tax Regulations (the “Regulations”) dealing with the issuance of bonds, all or a portion of the proceeds of which are to be used to reimburse the County for project expenditures made by the County prior to the date of issuance.

Now, Therefore, Be It Resolved by the Board of Supervisors of Johnson County, Iowa, as follows:

Section 1. This Board shall meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m., at which time and place hearings will be held and proceedings will be instituted and action taken to enter into the Essential County Purposes Loan Agreement, the SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement, the Courthouse Renovation and Improvements Loan Agreement, the County Building ADA Improvements Loan Agreement, the Information Technology Improvements and Equipment Loan Agreement, the Voting Equipment Loan Agreement, the County Farm Building Renovations and Improvements Loan Agreement, the County Sheriff Vehicles Loan Agreement, the SEATS Fleet Shop Equipment Loan Agreement, the Ambulance Vehicles Loan Agreement, the Ambulance Equipment Loan Agreement, and the County Vehicle Equipment Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Essential County Purposes Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 3. The Essential County Purposes Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$14,215,400
(GENERAL OBLIGATION ESSENTIAL COUNTY PURPOSES)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the “Essential County Purposes Loan Agreement”) in a principal amount not to exceed \$14,215,400 for the purpose of paying costs, to that extent, of the following projects:

Various County insurance programs:	\$12,220,000
Peace officer/emergency services communication equipment	\$1,295,000
Grant to Housing Trust of Johnson County	\$700,400

The Essential County Purposes Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Essential County Purposes Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Essential County Purposes Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 4. The County Auditor is hereby directed to give notice of the proposed action on the SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 5. The SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$125,000
(GENERAL OBLIGATION SEATS AND SECONDARY ROADS FUEL STATION
PAVING IMPROVEMENTS)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose

of instituting proceedings and taking action to enter into a loan agreement (the “SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement”) in a principal amount not to exceed \$125,000, for the purpose of paying costs, to that extent, of making paving improvements to a fuel station for SEATS and Secondary Roads Department.

The SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Fuel Island Paving Improvements Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 6. The County Auditor is hereby directed to give notice of the proposed action on the Courthouse Renovation and Improvements Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 7. The Courthouse Renovation and Improvements Loan Agreement notice shall be substantially as follows:

**NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$750,000
(GENERAL OBLIGATION COURTHOUSE RENOVATION AND
IMPROVEMENTS)**

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the “Courthouse Renovation and Improvements Loan Agreement”) in a principal amount not to exceed \$750,000, for the purpose of paying costs, to that extent, of renovations and improvements to the Courthouse.

The Courthouse Renovation and Improvements Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Courthouse Renovation and Improvements Loan Agreement. After

receiving objections, the Board of Supervisors may determine to enter into the Courthouse Renovation and Improvements Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 8. The County Auditor is hereby directed to give notice of the proposed action on the County Building ADA Improvements Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 9. The County Building ADA Improvements Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,000
(GENERAL OBLIGATION COUNTY BUILDING ADA IMPROVEMENTS)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022 at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "County Building ADA Improvements Loan Agreement") in a principal amount not to exceed \$2,000, for the purpose of paying costs, to that extent, of making ADA improvements to County buildings.

The County Building ADA Improvements Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the County Building ADA Improvements Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the County Building ADA Improvements Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 10. The County Auditor is hereby directed to give notice of the proposed action on the Information Technology Improvements and Equipment Loan Agreement, setting

forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 11. The Information Technology Improvements and Equipment Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,195,105
(GENERAL OBLIGATION INFORMATION TECHNOLOGY IMPROVEMENTS
AND EQUIPMENT)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Information Technology Improvements and Equipment Loan Agreement") in a principal amount not to exceed \$1,195,105, for the purpose of paying costs, to that extent, of making improvements to and acquiring information technology equipment for County buildings.

The Information Technology Improvements and Equipment Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Information Technology Improvements and Equipment Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Information Technology Improvements and Equipment Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 12. The County Auditor is hereby directed to give notice of the proposed action on the Voting Equipment Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 13. The Voting Equipment Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$15,000
(GENERAL OBLIGATION VOTING EQUIPMENT)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Voting Equipment Loan Agreement") in a principal amount not to exceed \$15,000, for the purpose of paying costs, to that extent, of acquiring voting equipment and related technology for County buildings.

The Voting Equipment Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Voting Equipment Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Voting Equipment Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 14. The County Auditor is hereby directed to give notice of the proposed action on the County Farm Building Renovations and Improvements Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 15. The County Farm Building Renovations and Improvements Loan Agreement notice shall be substantially as follows:

**NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,200,000
(GENERAL OBLIGATION COUNTY FARM BUILDING RENOVATIONS AND
IMPROVEMENTS)**

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "County Farm Building Renovations and Improvements Loan Agreement") in a principal amount not to exceed \$1,200,000, for the purpose of paying costs, to that extent, of remodeling, reconstructing, and equipping the County Farm historic site and grounds thereof.

The County Farm Building Renovations and Improvements Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.443 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the County Farm Building Renovations and Improvements Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the County Farm Building Renovations and Improvements Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 16. The County Auditor is hereby directed to give notice of the proposed action on the County Sheriff Vehicles Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 17. The County Sheriff Vehicles Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$276,185
(GENERAL OBLIGATION COUNTY SHERIFF VEHICLES)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "County Sheriff Vehicles Loan Agreement") in a principal amount not to exceed \$276,185, for the purpose of acquiring vehicles for the county sheriff.

The County Sheriff Vehicles Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.442 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the County Sheriff Vehicles Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the County Sheriff Vehicles Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the County Sheriff Vehicles Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the County Sheriff Vehicles Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 18. The County Auditor is hereby directed to give notice of the proposed action on the SEATS Fleet Shop Equipment Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 19. The SEATS Fleet Shop Equipment Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,550
(GENERAL OBLIGATION SEATS FLEET SHOP EQUIPMENT)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "SEATS Fleet Shop Equipment Loan Agreement") in a principal amount not to exceed \$11,550, for the purpose of acquiring equipment for the SEATS fleet shop.

The SEATS Fleet Shop Equipment Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.442 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the SEATS Fleet Shop Equipment Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the SEATS Fleet Shop Equipment Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the SEATS Fleet Shop Equipment Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the SEATS Fleet Shop Equipment Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 20. The County Auditor is hereby directed to give notice of the proposed action on the Ambulance Vehicles Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 21. The Ambulance Vehicle Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$290,000
(GENERAL OBLIGATION AMBULANCE VEHICLES)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the “Ambulance Vehicles Loan Agreement”) in a principal amount not to exceed \$290,000, for the purpose of acquiring vehicles for the ambulance department.

The Ambulance Vehicles Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.442 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Ambulance Vehicles Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Ambulance Vehicles Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the Ambulance Vehicles Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Ambulance Vehicles Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 22. The County Auditor is hereby directed to give notice of the proposed action on the Ambulance Equipment Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 23. The Ambulance Equipment Loan Agreement notice shall be substantially as follows:

NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$82,260
(GENERAL OBLIGATION AMBULANCE EQUIPMENT)

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the “Ambulance

Equipment Loan Agreement”) in a principal amount not to exceed \$82,260, for the purpose of acquiring equipment for the ambulance department.

The Ambulance Equipment Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.442 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Ambulance Equipment Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the Ambulance Equipment Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the Ambulance Equipment Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Ambulance Equipment Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 24. The County Auditor is hereby directed to give notice of the proposed action on the County Vehicle Equipment Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Section 25. The County Vehicle Equipment Loan Agreement notice shall be substantially as follows:

**NOTICE OF PUBLIC HEARING ON LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,000
(GENERAL OBLIGATION COUNTY VEHICLE EQUIPMENT)**

The Board of Supervisors of Johnson County, Iowa, will meet on March 15, 2022, at the Johnson County Administration Building, Iowa City, Iowa, at 5:30 p.m. for the purpose of instituting proceedings and taking action to enter into a loan agreement (the “County Vehicle Equipment Loan Agreement”) in a principal amount not to exceed \$2,000, for the purpose of acquiring snow plow equipment for a vehicle for the County physical plant department.

The County Vehicle Equipment Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402, 331.441 and 331.442 of the Code of Iowa and will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the County Vehicle Equipment Loan Agreement. After receiving objections, the Board of Supervisors may determine to enter into the County Vehicle Equipment Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

At any time before the date fixed for taking action to enter into the County Vehicle Equipment Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the County Vehicle Equipment Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Johnson County, Iowa.

Travis Weipert
County Auditor

Section 26. The County proposes to undertake the previously referenced projects and to make original expenditures with respect thereto prior to the issuance of reimbursement bonds, and reasonably expects to issue reimbursement bonds for all or a portion of the projects in the maximum principal amounts shown above and hereby declares such project expenditures be permitted to be reimbursed pursuant to Section 1.150-2(f)(2) of the Regulations.

Section 27. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved February 24, 2022.

/s/Royceann Porter
Chairperson, Board of Supervisors

Attest:

/s/Travis Weipert
County Auditor

RESOLUTION No. 02-24-22-03
**RESOLUTION APPROVING THE ESTABLISHMENT, ELIGIBILITY, SELECTION,
AND REQUIREMENTS FOR THE JOHNSON COUNTY DIRECT ASSISTANCE
PROGRAM FUNDED BY AN APPROPRIATION FROM LOCAL FISCAL RECOVERY
FUNDS FROM THE AMERICAN RESCUE PLAN ACT**

Whereas, the U.S. Department of the Treasury (hereafter “Treasury”) has allocated \$29,357,173 of federal funding through the American Rescue Plan Act (hereafter “ARPA”) to Johnson County to be used only for those limited purposes identified in Section 603 of the Social Security Act, Interagency Agreement between the Treasury and Johnson County, the Coronavirus State and Local Fiscal Recovery Funds Interim Final Rule, the Coronavirus State and Local Fiscal Recovery Funds Final Rule (hereafter “Final Rule”), and the Compliance and Reporting Guidance for State and Local Fiscal Recovery Funds; and

Whereas, the ARPA authorizes the County to expend ARPA funds awarded to respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; and

Whereas, the Constitution of the State of Iowa and Iowa code Sec. 331.301, empower counties under Home Rule authority and general assistance to provide for the health, welfare, and comfort of their residents; and

Whereas, the economic crisis caused by the pandemic worsened economic outcomes for workers in many low- and moderate-income households; and

Whereas, households presumed to be impacted by the COVID-19 public health emergency are defined by the Final Rule as follows:

- Low- to moderate-income;
- Those who experienced unemployment;
- Those who experienced increased food or housing insecurity;
- Those who qualified for specific federal programs;
- And those who reside in Qualified Census Tracts; and

Whereas, cash transfers are an enumerated eligible use under the Final Rule; and

Whereas, the Board reviewed and discussed options and parameters for the Johnson County Direct Assistance Program in work sessions that took place on November 17, 2021; December 8, 2021; December 15, 2021; December 21, 2021; and January 19, 2022; and

Whereas, the Board acknowledges that the number of applicants may exceed available funds, and prioritizes equity through the application process; and

Whereas, random selection is a precise, scientific procedure whereby each individual in a population has an equal chance of selection for inclusion; and now therefore be it

Resolved, that the Board finds the Direct Assistance Program as articulated herein serves a public purpose by providing resources that lay the foundation for a strong, equitable economic recovery, not only by providing immediate economic stabilization for households, but also by addressing systemic public health and economic challenges that may have contributed to more severe impacts of the pandemic among low- and moderate-income communities, and that the Board of Supervisors hereby determines that such support will be conducive to the beneficiaries' welfare and the best interests of the public; and be it further

Resolved, that the Johnson County Direct Assistance Program provides one-time \$1,400 payments to Johnson County residents who experienced a negative economic impact as a result of the COVID-19 pandemic, such as unemployment, housing insecurity, food insecurity, or exclusion from previous federal stimulus payments; are low- to moderate-income; and have lived in Johnson County since March 1, 2020; and be it further

Resolved, that the Johnson County Direct Assistance Program will accept applications from eligible residents for a set application period and determine recipients by random selection from the pool of eligible applicants; and be it further

Resolved, by the Board of Supervisors of the County of Johnson, Iowa that the above described program is authorized and approved and that \$2,000,000 shall be appropriated from Department 35 to fund expenditures in furtherance of the Johnson County Direct Assistance Program.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 24th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
02/24/22
Date

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

RESOLUTION No. 02-24-22-04
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 7, LOCATED IN
JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 24th day of February, 2022, 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 7, located in 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 7, located in 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 7, located in Johnson County, Iowa, is \$183,275; 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 7, located in 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, March 18, 2022. 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 7, 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 Heiden and seconded by Green, the Resolution be adopted this 24th day of February, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
02/24/22
Date

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

RESOLUTION NO. 03-03-22-01
RESOLUTION RESCINDING THE REQUIREMENT FOR ALL VISITORS AND
EMPLOYEES TO WEAR A FACE COVERING 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; and

WHEREAS the Johnson County Board of Supervisors passed Resolution 10-14-21-04 on October 14, 2021 extending the requirement to wear face coverings while inside county buildings; and

WHEREAS the Johnson County Board of Supervisors passed Resolution 01-13-22-08 on January 13, 2022 extending the requirement to wear face coverings while inside county buildings; and

WHEREAS the Johnson County Board of Supervisors passed Resolution 02-10-22-05 on February 10, 2022 continuing the requirement to wear face coverings while inside county buildings in compliance with the county Vaccination, Testing and Face Covering policy; and

WHEREAS the Centers for Disease Control (CDC) updated its guidance about face coverings on February 24, 2022, using additional metrics including community vaccination rate and hospital bed space to determine the level of community risk; and

WHEREAS the CDC and the Johnson County Public Health Department continue to recommend the wearing of face coverings in any indoor public setting when community risk for COVID-19 is high; and

WHEREAS the Johnson County Board of Supervisors recognizes that high quality face coverings are an effective mitigation tool and 71.7 percent of Johnson County residents are fully vaccinated; and

WHEREAS as of February 24, 2022 Johnson County is at a medium level of risk per CDC guidelines; now

THEREFORE BE IT RESOLVED the Johnson County Board of Supervisors rescinds the requirement to wear a face covering when inside county buildings effective immediately.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 3rd day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/03/2022
Date

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

RESOLUTION NO. 03-03-22-02
POSTING WEIGHT LIMITS ON JOHNSON COUNTY STRUCTURE NUMBER D-24-3

Whereas, the Johnson County Secondary Roads Department, following the guidelines of a continued structure inspection program;

Whereas, all bridges are inspected, analyzed, and rated;

Whereas, the Operating Rating for Johnson County Structure Number D-24-3, located in the NW ¼ SW ¼ Section 24, Township 81 North, Range 08 West, has been lowered to twenty-two (22) Tons; and

Therefore Be It Resolved by the Johnson County Board of Supervisors, upon recommendation of the County Engineer, that

1. the twenty-two (22) Ton load limit for all vehicles be established on the above structure and its approaches, and
2. the load limit shall be legal, valid and enforceable under the provision of the Code of Iowa, effective immediately.

It was moved by Sullivan and seconded by Green the Resolution be adopted this 3rd day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/03/2022
Date

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

RESOLUTION NO. 03-03-22-03
RESOLUTION AWARDDING AND AUTHORIZING EXECUTION OF CONTRACT FOR
JOHNSON COUNTY COURTHOUSE – CLERK OF COURTS RENOVATION
LOCATED IN JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 3rd day of February, 2022, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Johnson County Courthouse – Clerk of Court Renovation; 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 Johnson County Courthouse – Clerk of Court Renovation 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, February 25, 2022, 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:

Swanson Construction Company, Bettendorf, IA, for \$1,685,000

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the Johnson County Courthouse – Clerk of Court Renovation, as shown in the plans previously adopted by the Board of Supervisors, is as follows:

Swanson Construction Company, Bettendorf, IA, for \$1,685,000

Be It Further Resolved that the Board of Supervisors hereby awards contract for Johnson County Courthouse – Clerk of Court Renovation for \$1,685,000 to Swanson Construction Company of Bettendorf, 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 Heiden and seconded by Green the Resolution be adopted this 3rd day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/03/2022
Date

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

RESOLUTION NO. 03-10-22-01
RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF PLEASANT VALLEY PRESERVE JOHNSON COUNTY,
IOWA

WHEREAS, the owner has filed application PZC-21-28148 for approval of the final plat of Pleasant Valley Preserve and

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

WHEREAS, the 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.
 - a. Per subsection 8:2.8(D)(3)(b)(iii) of the Johnson County Unified Development Ordinance, the proposed private road shown on this preliminary plat may exceed 1,000 feet in length, but shall not exceed 1,250 feet in length (excluding required turnarounds).
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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Easement for Public Highway
Bylaws of Pleasant Valley Preserve Owners Association
Articles of Incorporation for Pleasant Valley Preserve Owners Association
Well and Water Line Easement Agreement
Agreement for Private Storm Water Management
Declaration of Private Storm Water Detention Easement and Water Line Easement
Resolution Affirming the Stability of the Current Road System
Roadway Easement Agreement
Bank Performance Agreement
Letter of Credit
Turn Around Easement

B. Subdivision Plat (5)

It was moved by Green and seconded by Heiden the Resolution be adopted this 10th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors

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

RESOLUTION NO. 03-17-22-01

**RESOLUTION APPROVING THE PRELIMINARY PLAT OF
SPARTAN HOLLOW
JOHNSON COUNTY, IOWA**

WHEREAS, the applicant has filed application PZC-20-27962 for approval of a preliminary plat Spartan Hollow, 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 the Resolution be adopted this 17th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors

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

RESOLUTION No. 03-17-22-02
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION AND
ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID
PACKAGE 3, DIVISION 16 WITH A FINAL PROJECT COST IN THE AMOUNT OF
\$124,098.85

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 3, Division 16; and

Whereas, said project has been completed by Brian Miller Excavating of Marengo, 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 3, Division 16 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 Brian Miller Excavating, including payment for items called for in said contract and Statement of Completion.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 17th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors

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

RESOLUTION No. 03-17-22-03
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION AND
ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID
PACKAGE 3, DIVISION 17 WITH A FINAL PROJECT COST IN THE AMOUNT OF
\$94,602.91

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 3, Division 17; and

Whereas, said project has been completed by Brian Miller Excavating of Marengo, 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 3, Division 17 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 Brian Miller Excavating, including payment for items called for in said contract and Statement of Completion.

It was moved by Sullivan and seconded by Green the Resolution be adopted this 17th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors

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

RESOLUTION NO. 03-24-22-01
RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS REZONING AND
PLATTING APPLICATIONS

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on March 14, 2022 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 April 14, 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 applications: Chad Williams (PZC-22-28180), Dan Bartlett (PZC-22-28181) and Barb Taylor (PZC-22-28182); and on the following subdivision applications: Chris Lehman (PZC-21-28163), Dan Bartlett (PZC-22-28183) and Jerry Crozier (PZC-22-28184).
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 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-02
RESOLUTION AWARDED AND AUTHORIZING EXECUTION OF CONTRACT FOR
THE CLEAR CREEK WATERSHED IMPROVEMENT PROJECT, BID PACKAGE 7
(CDBG #13-NDRI-007) LOCATED IN
JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 24th day of February, 2022, 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 7, located in Johnson County, Iowa, (hereinafter “CCW Bid Package 7”); 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 7 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, March 18, 2022, 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 22: Schrader Tiling & Terrain, LLC of Atkins, IA, for \$214,829.55

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the CCW Bid Package 7, as shown in the plans previously adopted by the Board of Supervisors, is as follows:

For Division 22: Schrader Tiling & Terrain, LLC of Atkins, IA, for \$214,829.55

Be It Further Resolved that the Board of Supervisors hereby awards contracts for Division 22 of the CCW Bid Package 7 to Schrader Tiling & Terrain, LLC 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 Sullivan and seconded by Heiden the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-03
RESOLUTION APPROVING A POST BID GENERAL CONTRACTOR QUALITY
ASSURANCE QUESTIONNAIRE POLICY

Whereas, pursuant to Iowa Code §26.9 which requires that contracts for public improvements be awarded to the “lowest responsive, responsible bidder”; and

Whereas, Iowa law recognizes that a governmental entity may obtain information from the lowest responsive bidder to determine bidder’s responsibility relating to the bidder’s experience, number of employees, and ability to finance the cost of the public improvement; and

Whereas, the Board of Supervisors, in recognition of this, and that Vertical Infrastructure Projects are designed for human occupancy and construction of these projects can be complex and difficult, desires to establish a policy requiring submission of the General Contractor Quality Assurance Questionnaire by the apparent lowest bidder on Vertical Infrastructure Projects as defined in the attached Johnson County Post Bid General Contractor Quality Assurance Questionnaire Policy; and now, therefore be it

Resolved, that the Board of Supervisors of the County of Johnson, Iowa hereby approves the attached Johnson County Post Bid General Contractor Quality Assurance Questionnaire Policy.

It was moved by Sullivan and seconded by Green the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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



BOARD OF SUPERVISORS

Royceann Porter, Chairperson

Lisa Green-Douglass, Vice Chairperson

Jon Green

Pat Heiden

Rod Sullivan

Johnson County Post Bid General Contractor Quality Assurance Questionnaire Policy

Background and Policy

Pursuant to Iowa Code §26.9 which requires that contracts for public improvements be awarded to the "lowest responsive, responsible bidder," Iowa law recognizes that a governmental entity may obtain information from the lowest responsive bidder to determine bidder's responsibility relating to the bidder's experience, number of employees, and ability to finance the cost of the public improvement; accordingly, the Board of Supervisors hereby adopts this policy requiring submission of the General Contractor Quality Assurance Questionnaire by the apparent lowest bidder on Vertical Infrastructure Projects. The fully completed Questionnaire shall be submitted to the Johnson County Special Projects Manager within 14 calendar days of notification to the apparent lowest bidder. Contractors who do not complete the following questionnaire may be deemed non-responsive or non-responsible.

Definition of Vertical Infrastructure Project

"Vertical Infrastructure Project" for purposes of the Policy is defined as construction, addition, or major alteration of a facility that will require a certificate of occupancy that:

1. is to be bid and constructed by Johnson County;
2. with an estimated construction cost in excess of \$500,000,
3. is funded without federal, state or other funding that would prohibit or limit use of the Questionnaire.

The Board of Supervisors will be provided with the General Contractor Quality Assurance Questionnaire of the apparent lowest bidder for the Board's consideration in determining the lowest responsive, responsible bidder in accordance with Section 26.9 of the Iowa Code.



JOHNSON COUNTY, IOWA Post-Bid Information

GENERAL CONTRACTOR QUALITY ASSURANCE QUESTIONNAIRE

Pursuant to Iowa Code §26.9 which requires that contracts for public improvements be awarded to the "lowest responsive, responsible bidder," and also recognizes that a governmental entity may obtain information from the lowest responsible bidder to determine bidder's responsibility relating to the bidder's experience, number of employees, and ability to finance the cost of the public improvement, and in accordance with Iowa law allowing public entities to consider factors other than price in determining who is the lowest responsible bidder; Johnson County does hereby provide the following Questionnaire to the bidder to whom award of a Contract is under consideration ("Contractor") submitting bids for work on the _____ ("Project"). The fully completed Questionnaire, with attachments, shall be submitted to the Special Project Manager **within 14 calendar days of notification** to the apparent lowest bidder. Contractors who do not complete the following questionnaire may be deemed to be non-responsive or non-responsible.

1. Full name of Contractor _____
 Address _____
 Telephone _____ Fax _____
 Email _____

2. All other names under which Contractor has operated in the past five (5) years: _____

3. Provide Contractors' Registration Number and full names of Registration Holders as per Iowa Construction Contractor Registration requirements: _____

 Contractor Registration Expiration Date _____

4. Has Registration ever been suspended or revoked in any jurisdiction?
 - a. Yes ____
 - b. No ____
 If "yes", provide information regarding suspension/revocation and attach all relevant documents.

5. Within the past five (5) years, has Contractor been debarred by any federal, state or local governmental entity from bidding on projects?
 - a. Yes ____
 - b. No ____If "yes", provide information related to debarment.
6. On a separate sheet, list construction projects in value in excess of \$5 million dollars that Contractor has in progress, giving the name of the project, owner, architect, contract amount, key Contractor personnel, percent complete and scheduled completion date.
7. On a separate sheet, list the major projects Contractor has completed in the past three (3) years, giving the name of the project, owner, architect, contract amount, Officer in Charge, Project Manager, Project Superintendent and any other key Contractor personnel, date of completion and percentage of the total project performed by your own employees.
8. On a separate sheet, identify the individuals Contractor intends to be the Officer in Charge, Project Manager, Project Superintendent and any other key personnel on this project.
9. On a separate sheet, list the Contractors last five (5) completed projects, and for each, the scheduled completion date and the final completion date, noting any owner approved extensions.
10. Within the past three (3) years, has Contractor defaulted on a contract, or been disqualified, removed or otherwise prevented from bidding on or completing any project?
 - a. Yes ____
 - b. No ____If "yes", provide the year of the incident, name, address and telephone number of the owner of the project, project name and location.
11. Has Contractor ever been unable to obtain a bond or been denied a bond?
 - a. Yes ____
 - b. No ____If "yes", please provide all relevant details.
12. On a separate sheet, list all surety/bonding companies Contractor has utilized in the past five (5) years.
13. Has Contractor ever declared bankruptcy or been in receivership?
 - a. Yes ____
 - b. No ____If "yes", please provide all relevant details.
14. Is Contractor currently being investigated for or previously been found to have violated in the past five (5) years any of the following state or federal laws: Iowa Minimum Wage Act; Iowa

Non-English Speaking Employees Act; Iowa Child Labor Act; Iowa Labor Commissioner's Right to Inspect Premises, Iowa Compensation Insurance Act; Iowa Employment Security Act; Iowa Competition Act; Iowa Income, Corporate and Sales Tax Code; a "willful" violation of the Iowa or Federal Occupational Safety and Health Act; Iowa Employee Registration Requirements; Iowa Hazardous Chemical Risks Act; Iowa Wage Payment Collection Act; Federal Income and Corporate Tax Code; The National Insurance and Social Security Act; The Fair Labor Standards Act:

a. Yes ____

b. No ____

If "yes", please explain:

15. Has Contractor ever failed to complete any work awarded to it?

a. Yes ____

b. No ____

If "yes", please provide all relevant details.

16. Are there any judgments, arbitration proceedings or suits pending or outstanding against Contractor or its officers that relate to, arise out of or are in the course of the Contractor's business?

a. Yes ____

b. No ____

If "yes", please provide all relevant details.

17. Has Contractor filed any lawsuit or demanded arbitration with regard to any construction contract within the past five (5) years?

a. Yes ____

b. No ____

If "yes", please provide all relevant details.

18. Has Contractor been found by a court or agency of competent jurisdiction to be delinquent in meeting its obligations under local, state or federal tax laws within the last five (5) years? ("delinquent" shall include, but is not limited to: failure to file, failure to pay or imposition of tax liens)

a. Yes ____

b. No ____

If "yes", please provide all relevant details.

19. Contractor affirms that it will retain only subcontractors who can fully comply with the bid specifications, including those that address requirements concerning the Subcontractor Quality Assurance Bid Requirements.

- a. Yes ____
- b. No ____

20. Contractor affirms that it will be responsible for ensuring that each subcontractor meets the Subcontractor Quality Assurance Bid Requirements.

- a. Yes ____
- b. No ____

21. Contractor agrees to submit to the Johnson County Special Projects Manager a list of all intended subcontractors **within 14 calendar days on notification** to the apparent lowest bidder. (In the event Contractor wishes to replace any originally- designated subcontractor or add a subcontractor, such may only occur with the approval of Johnson County. Such approval will not be unreasonably withheld)

- a. Yes ____
- b. No ____

22. Contractor attests that it will comply with each of the following:

Iowa's Minimum Wage Law:

- a. Yes ____
- b. No ____

Maintain workers' compensation insurance or be qualified as a self-insurer and provide proof of insurance or ability to self-insure upon request.

- a. Yes ____
- b. No ____

Properly license Contractor employees with the appropriate licensing authority.

- a. Yes ____
- b. No ____

23. Contractor will make available to the County or County's representative, upon County's request, documentation to satisfy the County, in Counties' sole discretion, that the Contractors' workers utilized on this project are actual employees, with unemployment and workers' compensation coverage not "leased employees" or independent contractors.

- a. Yes ____
- b. No ____

24. That Contractor will provide with this Questionnaire, the name, address, phone number and name of contact for three (3) entities which will provide references.

- a. Yes ____
- b. No ____

25. Contractor will only utilize on-site employees who have completed the Occupational Safety and Health Act (OSHA) 10 hour Construction Industry Training Program.

- a. Yes ____
b. No ____

Provide Contractor's Federal ID Number _____

Provide Name and address of Contractor's Registered Agent _____

I hereby certify, that (1) all of the information provide by me in this Questionnaire is true and correct to the best of my knowledge; (2) I am authorized to sign this Questionnaire on behalf of the Contractor whose name appears in Question #1; (3) if any of the information I have provided herein becomes inaccurate, prior to execution of any Project Contract. I will immediately provide the Special Project Manager with updated accurate information in writing; and (4) I hereby authorize any person or entity named herein to provide the Special Project Manager with whatever information might be required to verify this Questionnaire.

THIS STATEMENT MUST BE NOTORIZED

NAME OF CONTRACTOR _____

BY: _____

Signature

Title

Type/Print Name

Date

STATE OF IOWA, _____ County, ss:

Subscribed and sworn to before me by the said _____ on this day of

_____, 20____

Notary Public in and for the State of Iowa

Contractor Name

JOHNSON COUNTY

SPECIAL PROVISION
CONTRACTURAL REQUIREMENTS
ON
<PROJECT NAME>

SUBCONTRACTOR QUALITY ASSURANCE
BID REQUIREMENTS

The following requirements are intended to be included in the Quality Assurance Sections of the Bid Specifications which the General Contractor will, along with all other quality assurance requirements, be required to manage:

FOR ALL SUBCONTRACTORS

Subcontractor must not be under current investigation for or previously have been found to have violated in the last five (5) years any of the following state or federal laws: Iowa Minimum Wage Act, Iowa Non-English Speaking Employees Act, Iowa Child Labor Act, Iowa Labor Commissioner's Right to Inspect Premises, Iowa Compensation Insurance Act, Iowa Employment Security Act, Iowa Competition Act, Iowa Income, Corporate and Sales Tax Code, a "willful" violation of the Iowa or Federal Occupational Safety and Health Act, Iowa Employee Registration Requirements, Iowa Hazardous Chemical Risks Act, Iowa Wage Payment Collection Act, Federal Income and Corporate Tax Code, The National Insurance and Social Security Act, The Fair Labor Standards Act. Subcontractor must notify the Contractor of any current investigation of Subcontractor for violation of any of the above laws.

Subcontractor will only utilize Subcontractor on-site employees that have completed the Occupational Safety and Health Act (OSHA) 10 hour Construction Industry Training Program.

Subcontractor must properly license employees with the appropriate licensing authority.

Subcontractor at all levels, that is even a subcontractor of a subcontractor, will only utilize workers on this Project that have unemployment and workers compensation coverage provided by the subcontractor by which the worker is employed. Subcontractor will make available to General Contractor or Owner such documentation that is necessary to satisfy Owner, in Owner's sole discretion, that subcontractor is in compliance with this provision.

FOR SELECTIVE SUBCONTRACTS

List those subcontracts that will apply

RESOLUTION NO. 03-24-22-04
FY23 BIWEEKLY SALARIES FOR ELECTED OFFICIALS

WHEREAS, the Johnson County Compensation Board meets annually to recommend a compensation schedule for elected county officials for the succeeding fiscal year, in accordance with Iowa Code Chapters 331.905 and 331.907; and

WHEREAS, the Johnson County Compensation Board met on January 20, 2022, to prepare a compensation schedule for elected county officials for the succeeding fiscal year; and

WHEREAS, for the March 15, 2022 Public Hearing on the FY23 County Budget Estimate, the Johnson County Compensation Board submitted its recommended compensation schedule to the Johnson County Board of Supervisors as set forth below:

<u>County Official</u>	<u>Recommended change to FY22 biweekly salary</u>	<u>Recommended FY23 biweekly salary</u>
County Attorney	18% increase	\$ 7,270.26
County Auditor	18% increase	\$ 5,274.79
County Recorder	18% increase	\$ 5,274.79
County Treasurer	18% increase	\$ 5,274.79
County Sheriff	18% increase	\$ 7,393.69
County Supervisor	18% increase	\$ 3,956.09

WHEREAS, the Johnson County Board of Supervisors reviewed the compensation schedule as recommended by the Johnson County Compensation Board and determined the final compensation schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA, to adopt the following final biweekly compensation schedule for the fiscal year beginning July 1, 2022, that is 13.58% lower than that recommended by the Johnson County Compensation Board for the County Attorney, Auditor, Recorder, Treasurer, and Sheriff, and 15.75% lower than that recommended by the Johnson County Compensation Board for the County Supervisors:

<u>County Official</u>	<u>Current biweekly salary</u>	<u>Proposed increase to biweekly FY22 salary</u>	<u>Recommended FY23 biweekly salary</u>
County Attorney	\$ 6,161.24	4.42% increase	\$ 6,433.57
County Auditor	\$ 4,470.16	4.42% increase	\$ 4,667.74
County Recorder	\$ 4,470.16	4.42% increase	\$ 4,667.74
County Treasurer	\$ 4,470.16	4.42% increase	\$ 4,667.74
County Sheriff	\$ 6,265.84	4.42% increase	\$ 6,542.79
County Supervisor	\$ 3,352.62	2.25% increase	\$ 3,428.05

It was moved by Heiden and seconded by Green the Resolution be adopted this 24th day of March, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 03-24-22-05
ADOPTING THE FISCAL YEAR 2022-2023 COUNTY BUDGET AND
CERTIFICATE OF TAXES

Whereas, the Board of Supervisors conducted a public hearing on March 15, 2022 whereupon the proposed fiscal year 2022-2023 county budget was presented to the citizens of Johnson County; and

Whereas, the citizens of Johnson County were invited to comment on the proposed fiscal year 2022-2023 county budget, as duly published in the official publications of Johnson County; and

Whereas, the Board of Supervisors appreciates the attendance at the public hearing and the comments from citizens who spoke at the public hearing, and encourages all citizens to be informed and participate in county government; and

Whereas, the Board of Supervisors has carefully taken into consideration the opinions expressed at the public hearing.

Therefore, be it resolved that the fiscal year 2022-2023 county budget and certificate of taxes are adopted as per the Proposed Johnson County Budget Summary for fiscal year 2022-2023.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-06
RESOLUTION EXPRESSING INTENT TO AUTHORIZE LOAN AGREEMENTS
AND ISSUE BONDS IN AN AMOUNT NOT TO EXCEED \$18,164,500

WHEREAS, Sections 331.402, 331.441 and 331.443 of the Code of Iowa authorize counties to enter into loan agreements and borrow money for the purposes of acquiring equipment and making improvements to county buildings; paying the cost of various county insurance programs; acquisition of peace officer and emergency services communication equipment; acquisition of voting equipment; and funding programs to assist in providing affordable housing (the “Essential County Purposes”); and

WHEREAS, Sections 331.402, 331.441 and 331.442 also authorize counties to enter into loan agreements and borrow money for the purposes of acquiring vehicles and equipment for various County departments; and

WHEREAS, the Board of Supervisors (the “Board”) of Johnson County, Iowa (the “County”), has proposed to enter into a loan agreement (the “Essential County Purposes Loan Agreement”) in a principal amount not to exceed \$14,215,400, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of the Essential County Purposes set out above, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement”) in a principal amount not to exceed \$125,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of making paving improvements to a fuel station for the SEATS and Secondary Roads Department, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “Courthouse Renovation and Improvements Loan Agreement”) in a principal amount not to exceed \$750,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of renovations and improvements to the Courthouse, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “County Building ADA Improvements Loan Agreement”) in a principal amount not to exceed \$2,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of making ADA improvements to County buildings, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022 and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “Information Technology Improvements and Equipment Loan Agreement”) in a principal amount not to exceed \$1,195,105, pursuant to the provisions of Sections 331.402,

331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of making improvements to and acquiring information technology equipment for County buildings, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “Voting Equipment Loan Agreement”) in a principal amount not to exceed \$15,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring voting equipment and related technology for County buildings, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “County Farm Building Renovations and Improvements Loan Agreement”) in a principal amount not to exceed \$1,200,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the cost, to that extent, of remodeling, reconstructing, and equipping the County Farm historic site and grounds thereof, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “County Sheriff Vehicles Loan Agreement”) in a principal amount not to exceed \$276,185, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring vehicles for the County Sheriff, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and no petition has been filed asking that the question of entering into the County Sheriff Vehicles Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “SEATS Fleet Shop Equipment Loan Agreement”) in a principal amount not to exceed \$11,550, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring equipment for the SEATS fleet shop, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and no petition has been filed asking that the question of entering into the SEATS Fleet Shop Equipment Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “Ambulance Vehicles Loan Agreement”) in a principal amount not to exceed \$290,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring vehicles for the Ambulance Department, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and no petition has been filed asking that the question of entering into the Ambulance Vehicles Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “Ambulance Equipment Loan Agreement”) in a principal amount not to exceed \$82,260, pursuant to

the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring equipment for the Ambulance Department, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and no petition has been filed asking that the question of entering into the Ambulance Equipment Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, the Board has also proposed to enter into a loan agreement (the “County Vehicle Equipment Loan Agreement”) in a principal amount not to exceed \$2,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of acquiring snow plow equipment for a vehicle for the County physical plant department, and has published notice of the proposed action and has held a hearing thereon on March 15, 2022, and no petition has been filed asking that the question of entering into the County Vehicle Equipment Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, the Essential County Purposes Loan Agreement, the SEATS and Secondary Roads Fuel Station Paving Improvements Loan Agreement, the Courthouse Renovation and Improvements Loan Agreement, the County Building ADA Improvements Loan Agreement, the Information Technology Improvements and Equipment Loan Agreement, the Voting Equipment Loan Agreement, the County Farm Building Renovations and Improvements Loan Agreement, the County Sheriff Vehicles Loan Agreement, the SEATS Fleet Shop Equipment Loan Agreement, the Ambulance Vehicles Loan Agreement, the Ambulance Equipment Loan Agreement, and the County Vehicle Equipment Loan Agreement are hereinafter referred to collectively as the “2022 Loan Agreements”; and

WHEREAS, it is necessary at this time for the Board to express its intent to authorize the 2022 Loan Agreements for the purposes set out above and to express its intent to issue General Obligation County Purpose Bonds in a principal amount not to exceed \$18,164,500 (the “Bonds”) in the future in evidence of the obligation of the County under the 2022 Loan Agreements;

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

Section 1. The Board hereby expresses its intention to enter into the 2022 Loan Agreements and to issue the Bonds in the future, in a principal amount not to exceed \$18,164,500, and the Board hereby declares that this resolution constitutes the additional action required by Section 331.402 of the Code of Iowa.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved on March 24, 2022.

/s/Royceann Porter
Chairperson, Board of Supervisors

Attest:
/s/Travis Weipert
County Auditor

RESOLUTION NO. 03-24-22-07
DEPARTMENTAL APPROPRIATIONS FOR FISCAL YEAR 2023

Be it resolved that the amounts itemized by Fund, Department, and Service Area on the following schedule are appropriated for the fiscal year beginning July 1, 2022, from the resources of each fund so itemized.

General Basic Fund:

Dept. 01-Ambulance (Public Safety & Legal Services) budget \$7,165,370, this appropriation \$7,165,370 or 100% of original budget;

Dept. 02-County Attorney (Public Safety & Legal Services) budget \$2,530,942, this appropriation \$2,530,942 or 100% of original budget; (Administration) budget \$2,026,984 this appropriation \$2,026,984 or 100% of original budget;

Dept. 03-Auditor/Accounting (Administration) budget \$1,544,254, this appropriation \$1,544,254 or 100% of original budget;

Dept. 04-Public Health (Physical Health & Social Services) budget \$5,875,251, this appropriation \$5,875,251 or 100% of original budget;

Dept. 05-Board of Supervisors (Physical Health & Social Services) budget \$105,851, this appropriation \$105,851 or 100% of original budget; (Administration) budget \$1,967,667, this appropriation \$1,967,667 or 100% of original budget;

Dept. 06-Human Resources (Administration) budget \$784,450, this appropriation \$784,450 or 100% of original budget;

Dept. 07-Information Services (Administration) budget \$2,265,225, this appropriation \$2,265,225 or 100% of original budget;

Dept. 08-Sheriff (Public Safety & Legal Services) budget \$14,947,698, this appropriation \$14,947,698 or 100% of original budget;

Dept. 10-Medical Examiner (Public Safety & Legal Services) budget \$1,262,668, this appropriation \$1,262,668 or 100% of original budget;

Dept. 11-Recorder (Government Services to Residents) budget \$930,815, this appropriation \$930,815 or 100% of original budget;

Dept. 12-SEATS (Physical Health & Social Services) budget \$4,471,209, this appropriation \$4,471,209 or 100% of original budget;

Dept. 14-Treasurer (Government Services to Residents) budget \$1,219,783, this appropriation \$1,219,783 or 100% of original budget; (Administration) budget \$615,565, this appropriation \$615,565 or 100% of original budget;

Dept. 15-Finance (Administration) budget \$479,189, this appropriation \$479,189 or 100% of original budget;

Dept. 17-Physical Plant (Administration) budget \$2,240,170, this appropriation \$2,240,170 or 100% of original budget;

Dept. 18-Central Services (Physical Health & Social Services) budget \$1,600, this appropriation \$1,600 or 100% of original budget; (County Environment & Education) budget \$2,300, this appropriation \$2,300 or 100% of original budget; (Government Services to Residents) budget \$6,600, this appropriation \$6,600 or 100% of original budget; (Administration) budget \$1,799,290, this appropriation \$1,799,290 or 100% of original budget;

Dept. 19-Planning, Development & Sustainability (County Environment & Education) budget \$1,607,944, this appropriation \$1,607,944 or 100% of original budget;

Dept. 20-General Basic Block Grants (Public Safety & Legal Services) budget \$4,564,903, this appropriation \$4,564,903 or 100% of original budget; (Physical Health & Social Services) budget \$1,687,516, this appropriation \$1,687,516 or 100% of original budget; (County Environment & Education) budget \$1,126,021, this appropriation \$1,126,021 or 100% of original budget;

Dept. 24-Conservation (County Environment & Education) budget \$3,637,874, this appropriation \$3,637,874 or 100% of original budget;

Dept. 25-County Farm (Non-program Current Expenditures) budget \$170,800, this appropriation \$170,800 or 100% of original budget; (Capital Projects) budget \$1,681,700, this appropriation \$1,681,700 or 100% of original budget;

Dept. 26-GuideLink Center (Physical Health & Social Services) budget \$482,561, this appropriation \$482,561 or 100% of original budget;

Dept. 41-Substance Abuse (Physical Health & Social Services) budget \$60,200, this appropriation \$60,200 or 100% of original budget;

Dept. 42-Targeted Case Management (Administration) budget \$491,584, this appropriation \$491,584 or 100% of the original budget;

Dept. 43-Behavioral Health (Administration) budget \$912,494, this appropriation \$912,494 or 100% of the original budget;

Dept. 45-Human Services (Physical Health & Social Services) budget \$2,770,954, this appropriation \$2,770,954 or 100% of original budget;

Dept. 50-Veterans Affairs (Physical Health & Social Services) budget \$225,827, this appropriation \$225,827 or 100% of original budget;

Dept. 54-Juvenile Crime Prevention (Public Safety & Legal Services) budget \$356,500, this appropriation \$356,500 or 100% of original budget;

General Supplemental Fund:

Dept. 22-Insurance (Administration) budget \$1,299,000, this appropriation \$1,299,000 or 100% of original budget;

Dept. 27-Juvenile Justice/Court Services (Public Safety & Legal Services) budget \$787,635, this appropriation \$787,635 or 100% of original budget;

Dept. 28-Court Services/Attorney (Public Safety & Legal Services) budget \$235,750, this appropriation \$235,750 or 100% of original budget; (Administration) budget \$4,100, this appropriation \$4,100 or 100% of original budget;

Dept. 33-Auditor/Elections (Government Services to Residents) budget \$1,174,928, this appropriation \$1,174,928 or 100% of original budget;

Dept. 47-Court Services/Sheriff (Public Safety & Legal Services) budget \$44,200, this appropriation \$44,200 or 100% of original budget;

Rural Services Basic Fund:

Dept. 23-Rural Services Block Grants (Public Safety & Legal Services) budget \$122,839, this appropriation \$122,839 or 100% of original budget; (County Environment & Education) budget \$1,318,481, this appropriation \$1,318,481 or 100% of original budget;

Special Resource Enhancement Fund:

Dept. 32-Special Resource Enhancement (Capital Projects) budget \$40,000, this appropriation \$40,000 or 100% of original budget;

American Rescue Plan Act Fund:

Dept. 35-American Rescue Plan Act (Public Safety & Legal Services) budget \$610,000, this appropriation \$610,000 or 100% of original budget; (Physical Health & Social Services) budget \$3,040,000, this appropriation \$3,040,000 or 100% of original budget; (County Environment & Education) budget \$1,036,000, this appropriation \$1,036,000 or 100% of original budget; (Government Services to Residents) budget \$10,000, this appropriation \$10,000 or 100% of original budget; (Administration) budget \$281,000, this appropriation \$281,000 or 100% of original budget; (Capital Projects) budget \$1,223,000, this appropriation \$1,223,000 or 100% of original budget;

Technology Fund:

Dept. 40-Technology (Capital Projects) budget \$2,005,133, this appropriation \$2,005,133 or 100% of original budget;

Capital Expenditures Fund:

Dept. 44-Capital Expenditures (Capital Projects) budget \$3,248,776, this appropriation \$3,248,776 or 100% of original budget;

Secondary Roads Fund:

Dept. 49-Secondary Roads (Roads & Transportation) budget \$13,700,743, this appropriation \$13,700,743 or 100% of original budget; (Capital Projects) budget \$3,803,000, this appropriation \$3,803,000 or 100% of original budget;

Debt Services Fund:

Dept. 65-Debt Service (Debt Service) budget \$21,463,210, this appropriation \$21,463,210 or 100% of original budget;

Law Enforcement Proceeds Fund:

Dept. 68-Law Enforcement Proceeds (Public Safety & Legal Services) budget \$200,000, this appropriation \$200,000 or 100% of original budget;

Prosecutor Forfeiture Fund:

Dept. 69-Prosecutor Forfeiture (Public Safety & Legal Services) budget \$7,500, this appropriation \$7,500 or 100% of original budget;

Energy Reinvestment Fund:

Dept. 81-Energy Reinvestment (Capital Projects) budget \$65,000, this appropriation \$65,000 or 100% of original budget;

Conservation Trust Fund:

Dept. 82-Conservation Trust (Capital Projects) budget \$1,383,570, this appropriation \$1,383,570 or 100% of original budget;

Conservation Bond Fund:

Dept. 83-Conservation Bond (Capital Projects) budget \$2,128,500, this appropriation \$2,128,500 or 100% of original budget

Capital Projects Fund:

Dept. 85-Capital Projects (Capital Projects) budget \$7,116,232, this appropriation \$7,116,232 or 100% of original budget;

Recorder's Records Management Fund:

Dept. 87-Recorder's Records Management (Government Services to Residents) budget \$64,000, this appropriation \$64,000 or 100% of original budget.

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 03-24-22-08
**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE CAPITAL EXPENDITURES FUND IN THE FY23 BUDGET**

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Capital Expenditures Fund during the 2022-2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.427 Code of Iowa, and

Whereas, the budgeted amount to be transferred is \$1,300,000

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Capital Expenditures Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$1,300,000.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-09
**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE CAPITAL PROJECTS FUND IN THE FY23 BUDGET**

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Capital Projects Fund during the 2022-2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.427 *Code of Iowa*, and

Whereas, the budgeted amount to be transferred is \$1,500,000

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Capital Projects Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$1,500,000.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-10
**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE ENERGY REINVESTMENT FUND IN THE FY23 BUDGET**

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Energy Reinvestment Fund during the 2022-2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.427 Code of Iowa, and

Whereas, the budgeted amount to be transferred is \$25,000

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Energy Reinvestment Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$25,000.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-11
**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE SECONDARY ROADS FUND IN THE FY23 BUDGET**

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Secondary Roads Fund during the 2022-2023 fiscal year as needed; and

Whereas, these transfers are made in accordance with sections 331.429 and 312.2, Code of Iowa; and

Whereas, the budgeted amount to be transferred is \$1,578,801.

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Secondary Roads Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$1,578,801.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-12
DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE TECHNOLOGY FUND IN THE FY23 BUDGET

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Technology Fund during the 2022-2023 fiscal year; and

Whereas, this transfer is made in accordance with section 331.427 Code of Iowa, and

Whereas, the Board of Supervisors desires to designate this amount for specific technology projects; and

Whereas, the budgeted amount to be transferred is \$2,207,733

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Technology Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$2,207,733.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-13
DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL
SUPPLEMENTAL FUND TO THE GENERAL BASIC FUND IN THE FY23
BUDGET

Whereas, property taxes are levied in the General Supplemental Fund for allowable expenditures made from the General Basic Fund; and

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Supplemental Fund to the General Basic Fund during the 2022-2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.424, Code of Iowa; and

Whereas, the budgeted amount to be transferred is \$3,624,810

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Supplemental Fund to the General Basic Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$3,624,810.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-14
DESIGNATING FUNDS TO BE TRANSFERRED FROM THE RURAL BASIC
FUND TO THE SECONDARY ROADS FUND IN THE FY23 BUDGET

Whereas, it is desired to make periodic transfers of the budgeted amount from the Rural Services Basic Fund to the Secondary Roads Fund during the 2022-2023 fiscal year as needed; and

Whereas, these transfers are made in accordance with sections 331.429 and 312.2, Code of Iowa; and

Whereas, the budgeted amount to be transferred is \$5,726,474

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the Rural Basic Fund to the Secondary Roads Fund during the 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$5,726,474.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 03-24-22-15

**DESIGNATING FUNDS TO BE TRANSFERRED FROM THE AMERICAN
RESCUE PLAN ACT (ARPA) FUND TO THE CAPITAL PROJECTS FUND IN THE
FY23 BUDGET**

Whereas, it is desired to make periodic transfers of the budgeted amount from the American Rescue Plan Act (ARPA) Fund to the Capital Projects Fund during the 2022-2023 fiscal year as needed; and

Whereas, these transfers are made in accordance with sections 331.432, Code of Iowa; and

Whereas, the budgeted amount to be transferred is \$2,500,000.

Therefore be it resolved that the Auditor is authorized to make a transfer from the American Rescue Plan Act Fund to the Capital Projects Fund during the 2022-2023 fiscal year, not to exceed the sum of \$2,500,000.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 24th day of March, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
03/24/2022
Date

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

RESOLUTION NO. 04-14-22-01

**RESOLUTION APPROVING THE PRELIMINARY PLAT OF
FLAT TOP FARM SUBDIVISION
JOHNSON COUNTY, IOWA**

WHEREAS, the applicant has filed application PZC-21-28163 for approval of a preliminary plat Flat Top Farm Subdivision, and

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

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

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

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-14-22-02

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF KESSLERS 80 SUBDIVISION JOHNSON COUNTY, IOWA.**

WHEREAS, the owner has filed application PZC-22-28183 for approval of the preliminary and final plat of Kesslers 80 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Easement for Public Highway
Non-Exclusive Easement Agreement
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Sullivan, and seconded by Green-Douglass, the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-14-22-03

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

WHEREAS, the owner has filed application PZC-22-28184 for approval of the preliminary and final plat of Crozier Hilltop 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Easement for Public Highway
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-14-22-04
RESOLUTION APPROVING THE FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF JOCO 50 SUBDIVISION JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-21-28125 for approval of the final plat of JoCo 50 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:

City of Cedar Rapids Resolution 1673-11-21
Agreement to Annex
Agreement for Private Storm Water Management
Agreement for Private Water Main Facilities
Agreement for Private Storm Sewer Facilities
Agreement for Private Sanitary Sewer Main and Facilities
Letter from the City of Cedar Rapids Re: JOCO Sanitary Sewer Needs Study
Sensitive Areas Exhibit
Owner's Certificate
Title Opinion
Subdivider's Agreement
Certificate of County Auditor
Certificate of County Treasurer
Fence Agreement
Consent to Platting and Release of Streets (Swisher 50, LLC)
Consent to Platting and Release of Streets (Ohnward Bank & Trust)
Declaration of Easements
Amended and Restated Articles of Incorporation of Swisher 50 Owners Association, Inc.
Amended and Restated By-Laws of Swisher 50 Owners Association, Inc.
Declaration of Protective Covenants
Performance Agreement
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-14-22-05

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY ALEX NELSON ON
BEHALF OF MIDNIGHT GEM, LLC FOR THE PROPERTY DESCRIBED AS LOT 8 OF
JOCO 50 SUBDIVISION.**

WHEREAS, the owner has filed application PZC-21-28139 seeking site plan approval to build an event center on Lot 8 of JoCo 50 Subdivision; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

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

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

1. That said Site Plan be approved.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Heiden, and seconded by Sullivan, the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-14-22-06

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY WILLIS SCHLABACH
FOR THE PROPERTY DESCRIBED AS LOT 1 OF STRINGTOWN ACRES THIRD.**

WHEREAS, the owner has filed application PZC-22-28188 seeking site plan approval to expand existing commercial structures on Lot 1 of Stringtown Acres Third; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

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

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

1. That said Site Plan be approved.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 14th day of April, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
04/14/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 04-21-22-01

Resolution Setting a Public Hearing on Unified Development Ordinance and Comprehensive Plan Amendments

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on April 11, 2022 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 May 05, 2022 at 9:00 a.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following items: An Ordinance amending the Johnson County Unified Development Ordinance to create a new zoning district and revise certain requirements related to utility scale solar energy systems, battery energy storage systems, and public utility facilities; and an amendment to the Johnson County 2018 Comprehensive Plan, proposing to add language to address renewable energy. Said amendment would modify or add language to the narrative text, priorities, goals, strategies, and/or actions steps in the Sustainability, Local Economy, Infrastructure and Amenities, and Land Use chapters of the plan.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 21st day of April, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
April 21, 2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION NO. 04-21-22-02

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on April 11, 2022 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 May 12, 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: Corey Johnson (PZC-22-28197); and on the following subdivision applications: Larry Jenn (PZC-22-28185), Corey Johnson (PZC-22-28198), and John and Ann Buatti (PZC-22-28186).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Green the Resolution be adopted this 21st day of April, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
April 21, 2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION NO. 04-21-22-03

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. 09-16-21-03;

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	\$ 55,000,000
	Farmers and Merchants Bank, Lone Tree	\$ 5,000,000
	First Interstate Bank, North Liberty	\$ 1,000,000
	Hills Bank & Trust, Hills	\$ 325,000,000
	Midwest One Bank, Iowa City	\$ 30,000,000
	Solon State Bank, Solon	\$ 1,000,000
	US Bank, Iowa City	\$ 1,000,000
	West Bank, Coralville	\$ 1,000,000

It was moved by Green and seconded by Heiden the Resolution be adopted this 21st day of April, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
April 21, 2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION NO. 05-05-22-01

**RESOLUTION APPROVING AMENDMENTS TO THE JOHNSON COUNTY 2018
COMPREHENSIVE PLAN TO UPDATE THE ZONING COMPATIBILITY MATRIX, FUTURE
LAND USE DEVELOPMENT GUIDELINES, AND WRITTEN DESCRIPTIONS OF CERTAIN
FUTURE LAND USE CATEGORIES**

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

WHEREAS, the Board of Supervisors has initiated an update to the Johnson County Unified Development Ordinance to create a new zoning district and update various other provisions related to utility scale solar development; and

WHEREAS, the Board of Supervisors desires that any changes to the Unified Development Ordinance be in accordance with the 2018 Comprehensive Plan pursuant to Iowa Code Section 335.5 (2021); and

WHEREAS, certain amendments to the 2018 Comprehensive Plan are necessary to ensure that the changes to the Unified Development Ordinance are in accordance with the 2018 Comprehensive Plan; and

WHEREAS, the County Planning and Zoning Commission, having studied said amendments including holding a public hearing thereon on April 11, 2022, recommends that the amendments to the Johnson County 2018 Comprehensive Plan be approved;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA, that the amendments to the, Zoning Compatibility Matrix, and Future Land Use Development Guidelines, and written descriptions of the Future Land Use Categories attached hereto, and included in the online agenda packet for the meeting of the Board of Supervisors held on May 5, 2022, copies of which can be obtained at the Johnson County Planning, Development and Sustainability Office, the Johnson County Auditor's Office, or at www.johnsoncountyiowa.gov, are hereby adopted.

BE IT FURTHER RESOLVED that the Planning, Development, and Sustainability Director be directed to update the 2018 Comprehensive Plan accordingly.

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 5th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/05/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

Chapter 2 Sustainability - [Section 2.1] - Profile

Sustainability Policies & Programs – Green Buildings and Renewable Energy subsection – Solar Permitting (Pg. 32)

This section references solar permitting processes, including the Solarize programs. It also mentions how the County has previously streamlined the utility-scale [solar] inspection process.

Staff recommends adding a statement to this paragraph as follows:

From 2015 to 2017, the county improved the process for solar array permitting. Checklists and other guidance are now provided online. An ordinance amendment in 2017 ensured that solar is allowed as an accessory use in all zoning districts. In addition, Building Services streamlined the application process to three days for approval of a non-utility scale installation. They The County also streamlined the utility scale inspection process-, and ~~in 2017, Johnson County~~ earned SolSmart Gold for its solar improvement efforts. Looking forward, Johnson County intends to continue being a leader in supporting the development of renewable energy production in the county, including both private- and utility-scale solar and wind.

Chapter 2 Sustainability - [Section 2.2] - Priorities

Leader in Green Practices (Pg. 40)

The Plan discusses the County's efforts in being a leader in green practices including soil and water conservation assistance, sustainability grants programs, and education and public awareness.

Staff recommends adding a statement to this paragraph as follows:

Johnson County provides soil and water conservation services to homeowners and businesses, and guidance on solar installations. The County supports expanded renewable energy production, including both private and utility scale solar and wind, to reduce dependency on fossil fuels. A sustainability grants program provides funding and technical assistance for nonprofit groups to compile energy efficiencies and other projects. However, there is opportunity to increase public awareness and education about sustainability as the County models best management practices. Creating new partnerships and seeking out new ways to share the benefits of these programs is one way to accomplish this goal.

Chapter 2 – Sustainability – [Section 2.3] – Goals

Goal SUSTAINABILITY 4 (Pg. 43 [13, 48, 143])

Staff recommends amending Sustainability Goal 4 as follows to incorporate a new strategy and associate action steps with direct reference to supporting renewable energy development in the county, including utility-scale solar.

SUSTAINABILITY 4 – Support and advance energy efficiency, resource conservation, and renewable energy programs, policies, and uses.

Strategy 1 – Continue partnerships with nonprofit organizations to improve their operations.

Strategy 2 – Continue to be a resource to the community on sustainable practices.

Action 1 – Complete website enhancements to better promote available services.

Action 2 – Provide educational events.

Action 3 – Establish other programs through partnerships with cities, the University of Iowa, community school districts, and other organizations

Strategy 3 – Support the development of utility scale solar in Johnson County.

Action 1 – Identify and mitigate barriers to the appropriate development and use of energy efficiency, energy conservation, and renewable energy, including utility scale solar.

Action 2 – Incorporate best practices into programs, policies, and code.

Action 3 – Ensure consideration of natural resource and agricultural protection.

Chapter 3 Local Economy – [Section 3.3] – Goals

Goal LOCAL ECONOMY 3 (Pg. 71 [75, 146])

Staff recommends amending Local Economy Goal 3 as follows to incorporate a new strategy with direct reference to supporting renewable energy development in the county, including utility-scale solar.

LOCAL ECONOMY 3 – Encourage sustainable agricultural activities.

Strategy 4 - Support the development of utility scale solar in Johnson County.

Chapter 4 – Infrastructure and Amenities – [Section 4.2] – Priorities

Provision of Infrastructure & Utilities (Pg. 87)

The Plan discusses provision of water, wastewater, energy, and telecommunications services. It also references the County's role in ensuring utilities *can be* provided when reviewing a development application even though the County itself is not the provider of those utilities.

Staff recommends emending this section to add several statements to this paragraph as follows:

Provision of Infrastructure & Utilities

Potable water and waste water systems are site specific. ~~While E~~energy and telecommunication utilities are provided by private companies or cooperatives, ~~not the County,~~ the County encourages the development of forward-thinking infrastructure such as utility scale solar and universally available high-speed internet in Johnson County. Johnson County's role in permitting and reviewing these elements is twofold: 1) to assure ~~these existing~~ services can be made available to new buildable lots before approving a development application, and are done so per county and state law for public health, safety and welfare; and 2) to support applications that seek to responsibly establish or expand these infrastructure and utility facilities in the county.

Chapter 4 – Infrastructure and Amenities – [Section 4.3] – Goals

Goal INFRASTRUCTURE & AMENITIES 5 (Pg. 90 [94, 149])

Staff recommends amending Infrastructure and Amenities Goal 2 as follows to incorporate a new Strategy 6 to provide direct reference to supporting development of renewable energy in the county at both private- and utility-scale.

INFRASTRUCTURE & AMENITIES 5 – Support amenities that enhance livability and quality of life.

Strategy 6 - Support the development of renewable energy in Johnson County, including both private and utility scale solar and wind.

Chapter 5 – Land Use – [Section 5.3] – Goals

Goal LAND USE 5 (Pg. 108-109 [121, 153])

Staff recommends amending Land Use Goal 5 as follows to incorporate a new Strategy 3 to provide direct reference to ensuring the consideration of natural resource impact and agricultural protection while reviewing development of renewable energy in the county at both private- and utility-scale.

LAND USE 5 – Continue to protect and improve Johnson County’s natural resources: land, water, and air.

Strategy 3 - Ensure consideration of natural resource and agricultural protection while supporting the development of renewable energy in Johnson County, including both private and utility scale solar and wind.

Chapter 5 – Land Use – [Section 5.3] – Future Land Use Tools

Goal LAND USE 5 (Pg. 112)

Staff recommends amending written description of the Agricultural Future Land Use Category within the Future Land Use Tools section to incorporate language to provide direct reference to utility-scale being a potential land use in the Agricultural Future Land Use Category.

Agricultural

Typical uses include land devoted to agriculture, including crop production and animal husbandry, and very limited residential development to include farmstead splits and small farm development. Less typical uses may also include commercial uses related to and/or supporting agricultural uses, rural recreation and park areas, utility scale renewable energy generation including wind and solar, mining and mineral extraction, and other land-intensive uses which may not be appropriate in other future land use categories. This land use category ~~may~~ also include areas of land significantly impacted by wetlands or floodplain and areas of steep topography or natural tree cover or other sensitive areas preserved as open space.

Limited residential development may be allowed on a case-by-case basis (rezoning a maximum of 21.99 acres to allow no more than one dwelling) if all elements in the Future Land Use Development Guidelines are achieved. Residential development should be associated with food production or be consistent with the historic use of the property and area. The intent of allowing limited residential development is to allow the Board of Supervisors to correct legal non-conforming uses and zoning packages and/or to allow an existing dwelling to be separated from a larger farm where the established use of the property is residential, ~~and it may~~ also create/serve as a mechanism to allow for small farm development that does not otherwise qualify for agricultural exemption. Rezoning that result in the creation of residential development that does not reflect the agricultural nature of this category should not be approved.

Found on page 114 of the Comp Plan

Future Land Use Categories	Comptible Zoning																	
	A-Agricultural	AR - Ag Residential ***	SF - Small Farmstead	RS - Residential Single-Family	RM - Residential Multiple-Family	RC - Rural Conservation	RMH - Manufactured Housing Residential	RR - Rural Recreation	C - Commercial	CH - Highway Commercial	AG-T - Agritourism	C-AG - Agribusiness	ML - Light Industrial	MH - Heavy Industrial	SWDRR - Solid Waste Disposal and Resource Reclamation	RE - Renewable Energy	ERP - Environmental Resource Preservation	P - Public
	Agricultural	●		●	○			○			○	○			○	●	●	●
	Residential	●		○	●	●	●	○	○		○				○	○	●	●
	Commercial	○						○	●	●	○	●					●	●
	Intense Commerical/Low-Intensity industrial	○							●	●		●	○	○	○		○	●
	Industrial	○										●	●	●	●		○	●
	Conservation Development	●		○	○	●	●		○								●	●
	Preservation	○						○									○	●
	Public	○							○								○	●
Village*	●		●	●	●	●	○	○	○	○	○	○	○	○	○	○	●	●
City Fringe **	●		○	○	○	○	○	○	○	○	○	○	○	○	○	○	●	●

● = Compatible

○ = Potentially Compatible

[blank] = Not Compatible

* All development within villages should comply with adopted village plan.

** All development within two miles of any city may be subject to city review and should comply with any adopted fringe area agreement.

*** As a closed district, rezoning to change property to AR - Agricultural Residential is no longer allowed.

Found on page 116 of the Comp Plan

Development Elements	A	AR	SF	RS, RC	RM, RMH	RR	C, CH, C-AG	AG-T	ML, MH, SWDBR	ERP	P	RE
Future Land Use Map - The proposed rezoning or use is consistent with the land use designation shown on the Future Land Use Map and any applicable Land Use Overlays.	•		•	•	•	•	•	•	•	•	•	•
Development Regulations - The proposed rezoning or use complies or can comply with all development regulations set forth in the Unified Development Ordinance (UDO).	•		•	•	•	•	•	•	•	•	•	•
Road Standards - The proposed rezoning or use has sufficient access to the Secondary Road network, and the property is accessed - or proposes to access - a road that meets the surfacing and traffic standards set forth in the Road Performance Standards and Site Planning Standards (where applicable).			•	•	•	•	•	•	•	•	•	
Public Health Regulations - The proposed use has the ability to meet Public Health Department standards for water and wastewater.			•	•	•	•	•	•	•	•	•	
Emergency Services - The proposed use <u>has use proposed by the rezoning will have</u> adequate access to sheriff, fire, and EMS protection.			○	○	•	•	•	•	•	○	•	○
Environmental Impact - The proposed rezoning or use <u>use proposed by the rezoning</u> complies - or is likely to comply - with the Environmental Regulations set forth in Chapter 8:3 <u>of the UDO. and does not is</u> <u>The Board will give consideration to the need to balance development and environmental conservation by supporting developments with the ability to minimize and/or mitigate potential</u> negative impacts to <u>the sensitive areas identified in the Environmental Regulations</u> historic or archaeologically significant sites , or areas with unique features such as wetlands, water areas, floodplains , nature preserves and parks, special native vegetation areas, critical wildlife habitat, steep slopes , and sensitive soils.	○		•	•	•	•	•	•	•	○	•	○
Negative Impact - The proposed rezoning or use <u>use proposed by the rezoning</u> does not <u>cause undue</u> negatively impact <u>to</u> the appearance, use, or enjoyment of neighboring properties. Such impacts may include excessive noise, traffic, light, glare, heat, vibration, dust, fumes, smells, vagrancy, and other negative matters <u>impacts</u> .			○	○	○	•	•	•	•	○	○	○
Agricultural Impact - If the proposed rezoning or use is located in the Agricultural area of the Future Land Use Map, the use or rezoning <u>the Board will give consideration to the need to balance development and agricultural preservation and seek to minimize, to the extent reasonable, the amount of high-quality farmland</u> should minimize the amount of farmland that is removed from active production. The proposed rezoning or use is not likely to create potential future conflict with neighboring agricultural operations.			○	•	•	•	•	•	•	•	○	○

• = Required Development Element

○ = Recommended Development Element

[blank] = Not a Required Development Element

RESOLUTION NO. 05-05-22-02

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 16, 2021; 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 (pro-rated to the hundredth-acre (0.01 acre))**
 - *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 Map changes of any zone to the RE zone: **\$1000 plus \$25 per acre above 40 acres (pro-rated to the hundredth-acre (0.01 acre))**
- 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: **\$500**
- 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: **\$1000**
- 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**
- For temporary storage of materials by a public utility or authorized sub-contractor: **\$100**

BE IT FURTHER RESOLVED that this Fee Schedule shall set forth the fees charged 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 upon adoption.

It was moved by Sullivan and seconded by Green the Resolution be adopted this 5th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/05/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION NO. 05-12-22-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF JENN BAYERTOWN SECOND SUBDIVISION JOHNSON
COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-22-28185 for approval of the preliminary and final plat of Jenn Bayertown Second Subdivision and

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

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

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

A. *Resolution & Documents:*

Owner's Certificate
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Subdividers Agreement
Easement for Highway Purposes
Mortgagee Consent to Platting
Fence Agreement
Resolution Affirming the Stability of the Road System

B. *Subdivision Plat (5)*

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 12th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/12/2022
Date

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

RESOLUTION NO. 05-12-22-02

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

WHEREAS, the owner has filed application PZC-22-28198 for approval of the preliminary and final plat of Calkins Ridge Subdivision and

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

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

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

A. *Resolution & Documents:*

Owner's Certificate
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
Mortgagee Consent to Platting
Common Access Easement and Maintenance Agreement
Resolution Affirming the Stability of the Road System

B. *Subdivision Plat (5)*

It was moved by Sullivan and seconded by Green-Douglass the Resolution be adopted this 12th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/12/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 05-12-22-03

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

WHEREAS, the owner has filed application PZC-22-28186 for approval of the preliminary and final plat of Sledding Hill 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Subdividers Agreement
Protective Covenant
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 12th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/12/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 05-12-22-04

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on May 9, 2022, has 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 **June 9, 2022 at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications:
 - a. Rezoning applications filed by Chad Williams (PZC-22-28180), Dan Bartlett (PZC-22-28181) Barb Taylor (PZC-22-28182), Randall Kessler (PZC-22-28206), William Olin (PZC-22-28207), and Brandon Meade (PZC-22-28212); and
 - b. Subdivision applications filed by Dan Bartlett (PZC-22-28183), Jerry Crozier (PZC-22-28184), David Hahn (PZC-22-28208), Steve and Kandy Smith (PZC-22-28209), and Brandon Meade (PZC-22-28213).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 12th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/12/2022
Date

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

RESOLUTION NO. 05-12-22-05

**VACATING A PORTION OF A JOHNSON COUNTY SECONDARY ROAD
530th Street Southwest in Section 20-T78N-R07W**

WHEREAS, A public hearing was conducted on February 24, 2022 following publication and service of notice as required by law on the proposed vacation and closure of 530th Street Southwest (formerly known as the "Ropp Road", as established in Auditor's Road Book Volume 6 at Page 35) in Section 20, Township 78 North, Range 07 West, excepting therefrom the Easterly 975 feet as shown on attached Exhibit "A". The centerline of the portion of 530th Street Southwest to be vacated and closed is more particularly described as follows:

Commencing at the East Quarter Corner of Section 20, Township 78 North, Range 07 West of the 5th P.M., Sharon Township, Johnson County, Iowa;

thence due West along the half-section line of said Section 20, a distance of 975.00 feet to the Point of Beginning of the herein described centerline;

thence continuing due West along said half-section line a distance of approximately 4277 feet to a point of intersection with the Easterly Right-of-Way line of Hazelwood Avenue Southwest, and the end of the herein described centerline.

WHEREAS, No objections have been received, either in writing or by persons present regarding lack of access to their properties, if this segment is vacated.

NOW THEREFORE BE IT RESOLVED by the Johnson County Board of Supervisors that;

1. the subject section of road be ordered vacated and closed; and
2. there being no timely claims filed for damages arising from said vacations and closures, as proposed or as ordered, no damages are allowed; and
3. all of the above described road and/or right-of-way, together with any and all rights of Johnson County in and to the same are hereby abandoned, and Johnson County hereby disclaims any right, title or interest in and to said part of present right-of-way to the use thereof, for any purpose whatsoever.

It was moved by Heiden and seconded by Green the Resolution be adopted this 12th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/12/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

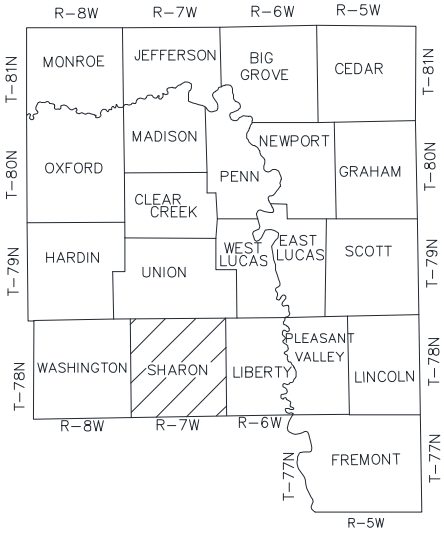
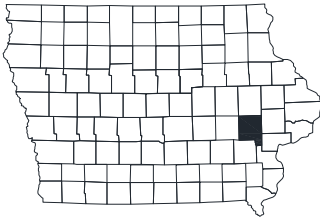


Exhibit A

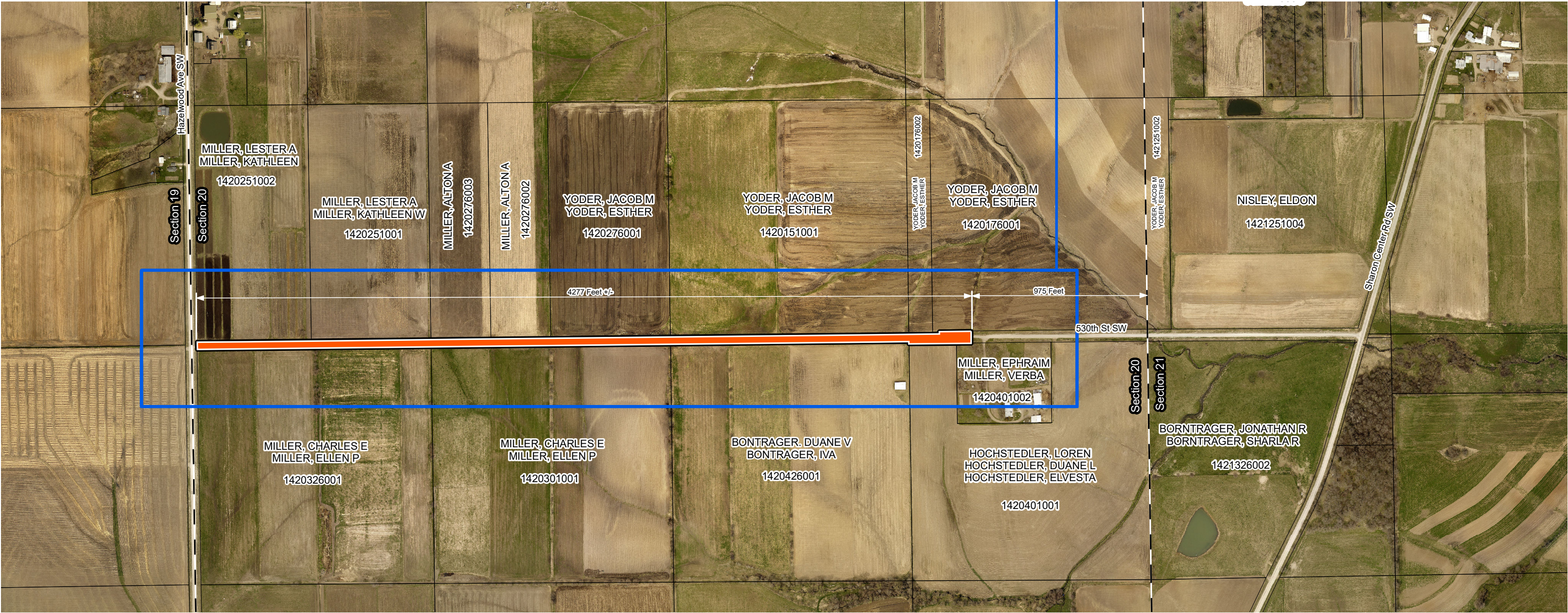
530th St SW

Roadway Vacation Request

Section 20 T78N-R07W
Sharon Township



2021 Aerial Photo showing condition of road



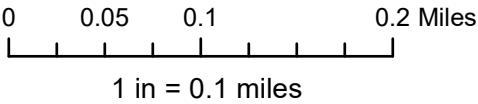
Attachment associated with Resolution 05-12-22-05



Portion of 530th St SW requested to be vacated



Section Line



RESOLUTION NO. 05-19-22-01

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY TODD SCOTT, ON
BEHALF OF RIVER PRODUCTS, INC, FOR THE PROPERTY LOCATED AT 3147
CHARBON RD SE**

WHEREAS, the owner has filed application PZC-22-28216 seeking site plan approval to build a cold storage building, hoop house, and parking area expansion on Lot 2 of River Products Industrial Park Subdivision – Part Two, addressed as 3147 Charbon Rd SE; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

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

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

1. That said Site Plan be approved.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 19th day of May, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors

May 19, 2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 05-26-22-01
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 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 and offices of Ambulance, County Attorney, Sheriff, Medical Examiner, General Basic Grants, and Rural Basic increased for operating expenditures (\$144,155)

Physical Health & Social Services service area for the departments of SEATS/Fleet, General Basic Grants, GuideLink, Social Services, and Veterans Affairs increased for operating expenditures (\$381,628)

Mental Health service area for the departments of Targeted Case Management and Mental Health & Disabilities Services increased for operating expenditures (\$805,538)

County Environment & Education service area for the departments of Planning, Development, and Sustainability, Conservation, and Rural Basic increased for operating expenditures (\$39,965)

Roads and Transportation service area for the department of Secondary Roads increased for operating expenditures (\$8,775)

Government Services service area for the department of Recorder and Auditor/Elections increased for operating expenditures (\$1,418)

Administration service area for the departments and offices of County Attorney, Auditor/Accounting, Board of Supervisors, Human Resources, Information Services, Treasurer, Finance, and Physical Plant increased for operating expenditures (\$220,753)

Capital Projects service area for the departments of Technology, Capital Expenditures, Special Resource Enhancement, and Capital Projects increased for the acquisition and construction of various capital assets (\$1,244,770)

EXPENDITURES & OPERATING TRANSFERS OUT DECREASED FOR:

Physical Health & Social Services service area for the departments of Public Health decreased for operating expenditures (\$161,766)

Government Services service area for the department of Treasurer decreased for operating expenditures (\$79,601)

Administration service area for the department of Central Services decreased for operating expenditures (\$394,501)

REVENUES & OPERATING TRANSFERS IN INCREASED FOR:

Increase for Intergovernmental Revenues in the General Basic Fund (\$1,349,896), Technology Fund (\$43,200), Special Resource Enhancement Fund (\$9,100), and ARPA Fund (\$14,678,586) and

Increase for Licenses and Permits in the General Basic Fund (\$80,000), and

Increase for Charges for Services in the General Basic Fund (\$252,000), and

Increase for Use of Money and Property in the ARPA Fund (\$65,000), and

Increase for Miscellaneous Revenues in the General Basic Fund (\$700), and

REVENUES & OPERATING TRANSFERS IN DECREASED FOR:

Decrease for Use of Money and Property in the Technology Fund (\$28,500), and the Capital Projects Fund (\$10,000), and

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 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 Fiscal Year 2022 County Budget be amended:

EXPENDITURE INCREASES (by Service Area)

- Public Safety & Legal Services service area increases by \$144,155 to \$31,856,456
- Physical Health & Social Services service area increases by \$219,862 to \$21,903,965
- Mental Health Services service area increases by \$805,538 to \$6,708,171
- County Environment & Education service area increases by \$39,965 to \$7,086,895
- Roads & Transportation service area increases by \$8,775 to \$12,386,839
- Capital Projects service area increases by \$1,244,770 to \$31,822,173

EXPENDITURE DECREASES (by Service Area):

- Government Services service area decreases by \$78,183 to \$3,320,909
- Administration service area decreases by \$173,748 to \$12,861,382

REVENUE INCREASES (by type):

- Intergovernmental increases by \$16,080,782 to \$40,873,116
- Licenses and Permits increases by \$80,000 to \$879,150
- Charges for Services increases by \$252,000 to \$5,214,242
- Use of Money and Property increases by \$26,500 to \$810,296
- Miscellaneous increases by \$700 to \$2,002,886

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 26th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/26/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 05-26-22-02
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. 05-26-22-01; 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. 01-Ambulance (Public Safety & Legal Services service area) increases \$10,499 for YTD appropriation of \$6,169,288
- Dept. 02-County Attorney's Office (Public Safety & Legal Services service area) increases \$19,871 for YTD appropriation of \$3,527,135
- Dept. 02-County Attorney's Office (Administration service area) increases \$2,162 for YTD appropriation of \$883,924
- Dept. 03-Auditor's Office (Administration service area) increases \$45,577 for YTD appropriation of \$1,537,010
- Dept. 04- Public Health (Physical Health & Social Services service area) decreases \$161,766 for YTD appropriation of \$5,839,436
- Dept. 05- Board of Supervisors (Administration service area) increases \$10,011 for YTD appropriation of \$1,573,726
- Dept. 06- Human Resources (Administration service area) increases \$3,769 for YTD appropriation of \$684,213
- Dept. 07- Information Technology (Administration service area) increases \$13,401 for YTD appropriation of \$1,893,786
- Dept. 08- Sheriff's Office (Public Safety & Legal Services service area) increases \$90,569 for YTD appropriation of \$13,826,597
- Dept. 10- Medical Examiner (Public Safety & Legal Services service area) increases \$5,631 for YTD appropriation of \$1,260,430
- Dept. 11- Recorder's Office (Government Services service area) increases \$1,083 for YTD appropriation of \$897,101
- Dept. 12- SEATS/Fleet (Physical Health and Social Services service area) increases \$6,410 for YTD appropriation of \$4,172,041
- Dept. 14- Treasurer's Office (Government Services service area) decreases \$79,710 for YTD appropriation of \$1,180,577
- Dept. 14- Treasurer's Office (Administration service area) increases \$84,109 for YTD appropriation of \$538,461
- Dept. 15- Finance (Administration service area) increases \$3,286 for YTD appropriation of \$398,462
- Dept. 17- Physical Plant (Administration service area) increases \$58,547 for YTD appropriation of \$2,000,898

- Dept. 18- Central Services (Administration service area) decreases \$394,501 for YTD appropriation of \$1,236,911
- Dept. 19- Planning, Development, and Sustainability (County Environment and Education service area) increases \$11,128 for YTD appropriation of \$1,364,972
- Dept. 20- General Basic Grants (Public Safety & Legal Services service area) increases \$12,460 for YTD appropriation of \$4,856,982
- Dept. 20- General Basic Grants (Physical Health and Social Services service area) increases \$50,875 for YTD appropriation of \$1,759,584
- Dept. 23- Rural Basic (Public Safety and Legal Services service area) increases \$5,125 for YTD appropriation of \$135,439
- Dept. 23- Rural Basic (County Environment and Education service area) increases \$900 for YTD appropriation of \$1,276,469
- Dept. 24- Conservation (County Environment and Education service area) increases \$27,937 for YTD appropriation of \$3,323,293
- Dept. 26- GuideLink (Physical Health and Social Services service area) increases \$265,000 for YTD appropriation of \$937,000
- Dept. 32- Special Resource Enhancement (Other Capital Projects service area) increases \$10,000 for YTD appropriation of \$50,000
- Dept. 33- Elections (Government Services service area) increases \$335 for YTD appropriation of \$1,186,522
- Dept. 40- Technology (Other Capital Projects service area) increases \$33,500 for YTD appropriation of \$2,083,725
- Dept. 42- Targeted Case Management (Mental Health and Disability Services service area) increases \$212 for YTD appropriation of \$463,238
- Dept. 44- Capital Expenditures (Other Capital Projects service area) increases \$1,105,270 for YTD appropriation of \$4,535,432
- Dept. 45 – Social Services (Physical Health & Social Services service area) increases \$55,373 for YTD appropriation of \$2,345,974
- Dept. 46 – Mental Health and Disability Services (Mental Health & Disability Services service area) increases \$805,326 for YTD appropriation of \$6,244,933
- Dept. 49- Secondary Roads (Roads and Transportation service area) increases \$8,775 for YTD appropriation of \$12,386,839
- Dept. 50- Veterans Affairs (Physical Health and Social Services service area) increases \$3,970 for YTD appropriation of \$218,540
- Dept. 85- Capital Projects (Other Capital Projects service area) increases \$96,000 for YTD appropriation of \$10,589,969

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 26th day of May, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
05/26/2022
Date

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

RESOLUTION NO. 06-09-22-01
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF KESSLERS 80 SUBDIVISION JOHNSON COUNTY,
IOWA AND RATIFYING RESOLUTION NO. 04-14-22-02

WHEREAS, the owner has filed application PZC-22-28183 for approval of the preliminary and final plat of Kesslers 80 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 and is hereby approved and all prior actions to approve same, including but not limited to Board of Supervisors Resolution No. 04-14-22-02, are hereby ratified and deemed to be effective.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents, which has been satisfied by prior recording of said documents:

A. Resolution & Documents:

Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Easement for Public Highway
Non-Exclusive Easement Agreement
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 9th day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

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

RESOLUTION NO. 06-09-22-02
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF CROZIER HILLTOP SUBDIVISION JOHNSON
COUNTY, IOWA AND RATIFYING RESOLUTION NO. 04-14-22-03

WHEREAS, the owner has filed application PZC-22-28184 for approval of the preliminary and final plat of Crozier Hilltop 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 and is hereby approved and all prior actions to approve same, including but not limited to Board of Supervisors Resolution No. 04-14-22-03, are hereby ratified and deemed to be effective.
2. That the Chairperson be directed to sign said plat and Subdivider's Agreement.
3. This Resolution requires the recording of the following documents, which has been satisfied by prior recording of said documents:

A. Resolution & Documents:

Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Easement for Public Highway
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Green-Douglass the Resolution be adopted this 9th day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

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

RESOLUTION NO. 06-09-22-03
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF RAPID CREEK OVERLOOK SUBDIVISION JOHNSON
COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28208 for approval of the preliminary and final plat of Rapid Creek Overlook Subdivision, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers' Agreement
Mortgagee Consent to Subdivision
Common Access Easement Agreement
Easement for Public Highway
Agreement for Improvements in the Right of Way
Septic System Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 9th day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

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

RESOLUTION NO. 06-09-22-04
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF SMITH HOMESTEAD JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28209 for approval of the preliminary and final plat of Smith Homestead, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement (Mahoney)
Fence Agreement
Fence Agreement (Sippy's)
Grant of Easement for Highway Purposes
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 Sullivan and seconded by Heiden the Resolution be adopted this 9th day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

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

RESOLUTION NO. 06-09-22-05
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF CJ ACRES JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28213 for approval of the preliminary and final plat of CJ 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:

Owner's Certificate
Subdividers Agreement
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Fence Agreement
Access Easement
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 9th day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

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

RESOLUTION NO. 06-09-22-06
RESOLUTION SETTING FORTH PROPOSAL FOR TRANSFER OF REAL PROPERTY
LOCATED ALONG MELROSE AVENUE, IOWA CITY, IOWA AND SETTING PUBLIC
HEARING

WHEREAS, Johnson County is a municipal corporation under Iowa Code Chapter 331 and the City of Iowa City, Iowa (herein “City of Iowa City” or “City”) is a municipal corporation under Iowa Code Chapter 362; and

WHEREAS, Johnson County acquired a right-of-way easement in 0.05 acres of undeveloped real property located in the SE ¼ SW ¼ of Section 12, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, depicted and more particularly described on that Acquisition Plat attached hereto as **Exhibit A**, as well as 0.03 acres of undeveloped real property located in the NE ¼ NW ¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, depicted and more particularly described on that Acquisition Plat attached hereto as **Exhibit B** (herein altogether, the “County Property”); and

WHEREAS, the Johnson County Board of Supervisors (herein “Board”) approved on May 5, 2019 and Johnson County and the City of Iowa City thereafter entered into that certain agreement entitled “28E Agreement between Johnson County, Iowa and the City of Iowa City, Iowa for Improvements to Melrose Avenue / F46 (IWV Road) from Highway 218 to Hebl Avenue” (the “28E Agreement”); and

WHEREAS, in furtherance of the road improvement project contemplated by the 28E Agreement, the County acquired real estate interests that included the County Property as needed additional right-of-way to accommodate the designed improvements to Melrose Avenue; and

WHEREAS, the portion of Melrose Avenue adjoining the County Property lies within the corporate limits of the City of Iowa City, jurisdiction and control thereof being vested in the city council of said City and therefore, the County Property should be transferred to the City of Iowa City for right-of-way purposes; and

WHEREAS, the City of Iowa City will pay to the County the sum of \$1,159.62 as consideration for conveyance to the City of the County Property, an amount equal to the proportionate cost to the County of acquiring the County Property; and

WHEREAS, based upon the monetary consideration set forth above, as well as the mutual consideration in the 28E Agreement, the benefits to be obtained by Johnson County residents arising from road improvements contemplated by the 28E Agreement, and jurisdiction over the applicable roadway segment set by Iowa Code, the Board hereby determines that conveying the County Property to the City of Iowa City is in the best interests of the County and for a public purpose;

WHEREAS, Section 331.361(2) of the 2022 Code of Iowa requires Johnson County, in disposing of an interest in real property, to set forth its proposed plan in a resolution, to publish notice of the time and place of a public hearing on the proposed plan and, after the public hearing, make a final determination on the proposed plan;

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors proposes to convey to the City of Iowa City, as and for the consideration and purposes set forth above, Johnson County’s interests in the County Property, the legal descriptions of which are:

COUNTY PROPERTY

Part of the SE ¼ SW ¼ of Section 12, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa further described as follows:

Commencing at the S ¼ corner of said Section 12; thence S89°06'45"W along the South line of the SW ¼ of said Section 12, 300.04 feet to the West line of the East 300 feet of the SE ¼ SW ¼ of said Section 12; thence N00°00'48"E along said West line, 40.00 feet to the North right-of-way line of IWW Road SW and the Point of Beginning; Thence continuing N00°00'48"E along said West line, 65.01 feet; thence N89°06'45"E, 33.55 feet; thence S00°53'15"E, 65.00 feet to said North right-of-way line; thence S89°06'45"W along said North right-of-way line, 34.57 feet to the Point of Beginning containing 0.05 acres (2,214 sq.ft.) more or less. Subject to existing easements and restrictions of record.

And

Part of the NE ¼ NW ¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa further described as follows:

Commencing at the North Quarter Corner of said Section 13; thence S89°06'45"W along the North line of the NW ¼ of said Section 13, 300.04 feet to the West line of the East 300 feet of the NE ¼ NW ¼ of said Section 13; thence S00°00'45"W along said West line, 40.00 feet to the South right-of-way line of IWW Road SW and the Point of Beginning; Thence N89°06'45"E along said South right-of-way line, 35.83 feet, thence S00°53'15"E, 29.18 feet; thence S67°18'40"W, 29.12 feet; thence S89°06'45"W, 9.42 feet to said West line; thence N00°00'45"E along said West line, 40.00 feet to the Point of Beginning containing 0.03 acres (1,300 sq. ft.) more or less. Subject to existing easements and restrictions of record.

BE IT FURTHER RESOLVED that the transfer of Johnson County's rights, title and interests in the County Property, if approved, shall be by quitclaim deed, the specific language of which to be as approved by the Johnson County Attorney's Office, and otherwise consistent with the 28E Agreement, and that the Board Chairperson will be given the authorization to execute any documents necessary to effectuate the conveyance of Johnson County's interests in the County Property.

BE IT FURTHER RESOLVED that in accordance with Section 331.361(2) of the 2022 Code of Iowa, a public hearing on said proposed plan to dispose of the County Property is set for the 23rd day of June, 2022 at 9:00 A.M., in the Boardroom of the Johnson County Board of Supervisors, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa.

BE IT FURTHER RESOLVED that the Johnson County Auditor is directed to maintain a copy of this resolution and a draft quitclaim deed, altogether constituting the proposed plan for disposal, on file in their office and publish 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 and seconded by Green-Douglass the Resolution be adopted this 9th day of June, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
06/09/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

T:\ACAD\219007\DWG\EASEMENT PLATS\Exhibit A.dwg 2-24-22 03:09:09 PM RKlien



ACQUISITION PLAT

IWV ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629

EXHIBIT A



NOTES:

- DISTANCES ARE IN FEET AND DECIMALS THEREOF.
- BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 SOUTH ZONE.
- WEST LINE OF THE EAST 300' SE1/4 SW1/4 SEC. 12-79-7 IS IDENTIFIED BY THE COUNTY AUDITOR AS THE CORPORATE LIMITS AT THE TIME OF THIS SURVEY.

PROPRIETOR: IWV HOLDINGS, LLC
PARCEL #: 1112376002

Legal Description

PART OF THE SE1/4 SW1/4 OF SECTION 12, TOWNSHIP 79 NORTH, RANGE 7 WEST OF THE 5TH P.M., JOHNSON COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS;

COMMENCING AT THE S1/4 CORNER OF SAID SECTION 12;

THENCE S89°06'45"W ALONG THE SOUTH LINE OF THE SW1/4 OF SAID SECTION 12, 300.04 FEET TO THE WEST LINE OF THE EAST 300 FEET OF THE SE1/4 SW1/4 OF SAID SECTION 12;

THENCE N00°00'48"E ALONG SAID WEST LINE, 40.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF IWV ROAD SW AND THE POINT OF BEGINNING;

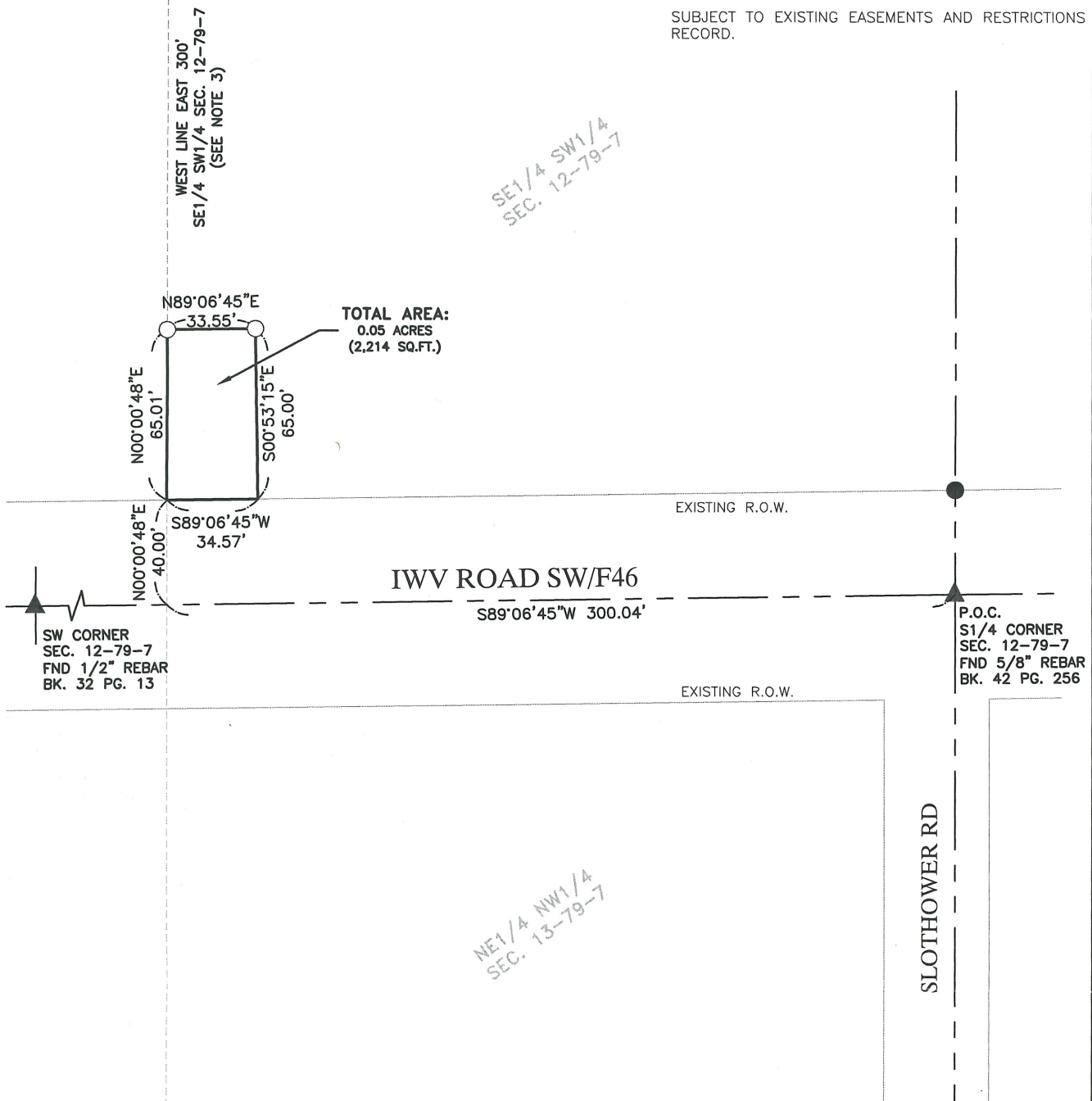
THENCE CONTINUING N00°00'48"E ALONG SAID WEST LINE, 65.01 FEET;

THENCE N89°06'45"E, 33.55 FEET;

THENCE S00°53'15"E, 65.00 FEET TO SAID NORTH RIGHT-OF-WAY LINE;

THENCE S89°06'45"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 34.57 FEET TO THE POINT OF BEGINNING CONTAINING 0.05 ACRES (2,214 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



ACQUISITION PLAT

Project Number: 219007

Approved By: RRK
Scale: 1"=60'

Drawn By: DCN
Date: 02/17/22
Field Book #335



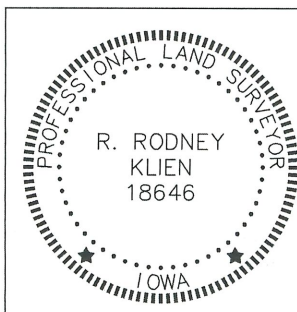
Client: CITY OF IOWA CITY
410 E. WASHINGTON ST.
IOWA CITY, IOWA 52240
PHONE: (319) 356-5000

ANDERSON BOGERT

Sheet No.
1
Of
1

Legend

- Boundary Line —————
- Adjoining Lot Line - - - - -
- Section Line ————
- Building Setback Line - - - - -
- Found 5/8" Rebar w/ Orange Cap #12802 (unless noted) •
- Set 1/2"x30" Rebar w/Orange Cap #18646 o
- Found Cut "X" X
- Set Section/Quarter Corner △
- Found Section/Quarter Corner ▲
- Measured (M)
- Record (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: R. Rodney Klien DATE: 2-17-22
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2023

PAGES OR SHEETS COVERED BY THIS SEAL:
THIS SHEET



ACQUISITION PLAT

IWV ROAD
Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629

EXHIBIT B



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N89°06'45"E	35.83
L2	S00°53'15"E	29.18
L3	S67°18'40"W	29.12
L4	S89°06'45"W	9.42
L5	N00°00'45"E	40.00

NOTES:

- DISTANCES ARE IN FEET AND DECIMALS THEREOF.
- BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 SOUTH ZONE.
- WEST LINE OF THE EAST 300' NE1/4 NW1/4 SEC. 13-79-7 IS IDENTIFIED BY THE COUNTY AUDITOR AS THE CORPORATE LIMITS AT THE TIME OF THIS SURVEY.

PROPRIETOR: IWV HOLDINGS, LLC
PARCEL #: 1113201002

Legal Description

PART OF THE NE1/4 NW1/4 OF SECTION 13, TOWNSHIP 79 NORTH, RANGE 7 WEST OF THE 5TH P.M., JOHNSON COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 13;

THENCE S89°06'45"W ALONG THE NORTH LINE OF THE NW1/4 OF SAID SECTION 13, 300.04 FEET TO THE WEST LINE OF THE EAST 300 FEET OF THE NE1/4 NW1/4 OF SAID SECTION 13;

THENCE S00°00'45"W ALONG SAID WEST LINE, 40.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF IWV ROAD SW AND THE POINT OF BEGINNING;

THENCE N89°06'45"E ALONG SAID SOUTH RIGHT-OF-WAY LINE, 35.83 FEET;

THENCE S00°53'15"E, 29.18 FEET;

THENCE S67°18'40"W, 29.12 FEET;

THENCE S89°06'45"W, 9.42 FEET TO SAID WEST LINE;

THENCE N00°00'45"E ALONG SAID WEST LINE, 40.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.03 ACRES (1,300 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

SE1/4 SW1/4
SEC. 12-79-7

NE1/4 NW1/4
SEC. 13-79-7

NW CORNER
SEC. 13-79-7
FND 1/2" REBAR
BK. 32 PG. 13

IWV ROAD SW/F46
S89°06'45"W 300.04'

EXISTING R.O.W.

P.O.C.
N1/4 CORNER
SEC. 13-79-7
FND 5/8" REBAR
BK. 42 PG. 256

EXISTING R.O.W.

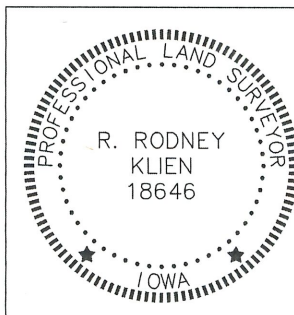
S00°00'45"W
40.00'
L1
L2
L3
L4
L5
WEST LINE EAST 300'
NE1/4 NW1/4 SEC. 13-79-7
(SEE NOTE 3)

TOTAL AREA:
0.03 ACRES
(1,300 SQ.FT.)

SLOTHOWER RD

Legend

Boundary Line —————
Adjoining Lot Line - - - - -
Section Line - - - - -
Building Setback Line
Found 5/8" Rebar w/ Orange Cap #12802 (unless noted) •
Set 1/2"x30" Rebar w/Orange Cap #18646 o
Found Cut "X" X
Set Section/Quarter Corner ▲
Found Section/Quarter Corner ▲
Measured (M)
Record (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 2-17-22
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2023

PAGES OR SHEETS COVERED BY THIS SEAL:
THIS SHEET

ACQUISITION PLAT

Project Number: 219007

Drawn By: BJY
Date: 02/17/22
Field Book #335



Client: CITY OF IOWA CITY
410 E. WASHINGTON ST.
IOWA CITY, IOWA 52240
PHONE: (319) 356-5000

ANDERSON-BOGERT

Sheet No.
1
Of
1

Prepared by & Return to: Sara Hektoen, Asst. City Atty; 410 E. Washington St., Iowa City, IA 52240; 319-356-5030
Tax Statements to: City of Iowa City; 410 E. Washington Street, Iowa City, IA 52240
Grantor(s): Johnson County, Iowa
Grantee(s): City of Iowa City, Iowa

QUIT CLAIM DEED

For valuable consideration, **Johnson County, Iowa** (Grantor), does hereby quit claim to **City of Iowa City, Iowa** (Grantee), all its right, title, interest, estate, claim and demand in the following described real estate in **Johnson County, Iowa**:

A 0.05 acre (2,214 sq. ft.) parcel in part of the SE¼ SW¼ of Section 12, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, more particularly described on the attached plat of survey, marked Exhibit "A".

And

A 0.03 acre (1,300 sq. ft.) parcel in part of the NE¼ NW¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, more particularly described on the attached plat of survey, marked Exhibit "B".

This conveyance is exempt from Declaration of Value and transfer tax pursuant to Iowa Code Section 428A.2(6). Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: _____

JOHNSON COUNTY, IOWA

By: _____
Royceann Porter, Chairperson
County Board of Supervisors

Attest: _____
County Auditor or designee

STATE OF IOWA)
)ss:
JOHNSON COUNTY)

This record was acknowledged before me on this _____ day of _____, 2022, by **Royceann Porter**, Chair of the Board of Supervisors, and _____, Johnson County Auditor or designee, respectively, on behalf of **JOHNSON COUNTY, IOWA**.

Notary Public in and for the State of Iowa

RESOLUTION NO. 06-23-22-01

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY STREB CONSTRUCTION CO.,
LLC, FOR THE PROPERTY DESCRIBED AS LOTS 1 & 2 OF JOCO 50 SUBDIVISION**

WHEREAS, the owner has filed application PZC-22-28228 seeking Site Plan approval to build a temporary concrete batch plant on Lots 1 and 2 of JoCo 50 Subdivision; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

WHEREAS, the applicant has requested waiver of the requirement for permanent dust free surface in drive and parking areas, and of the requirement that permanent landscape screening be installed based on the use being temporary in nature; and

WHEREAS, the Board of Supervisors has elected to waive the requirements for permanent dust free surface in drive and parking areas, and permanent landscape screening; and

WHEREAS, with appropriate conditions, the Site Plan can conform with the Johnson County Unified Development Ordinance, as amended;

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

1. That said Site Plan be approved subject to the following conditions:
 - a. Approval of Site Plan application PZC-22-28228 is valid for twelve (12) months from the date of approval. The current use shall not be extended, nor shall an alternate use be established, without prior approval of a new Site Plan in accordance with the Johnson County Unified Development Ordinance.
 - b. The applicant shall apply permanent or non-permanent dust control to all interior drive, parking, and loading areas no less frequently than quarterly for the duration of the use. The first application shall occur within 30 days of the date of approval of this Site Plan.
 - c. If determined to be necessary by the Zoning Administrator, the applicant may also be required to apply dust control more frequently than quarterly. Where the Zoning Administrator determines that additional dust control is warranted, the applicant shall cause dust control to be applied within 30 days of receiving notice from the Zoning Administrator.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 23rd day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/23/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION No. 06-23-22-02

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on June 13, 2022, has 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 **July 14, 2022 at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications:
 - a. Rezoning applications filed by Amber McCullough (PZC-22-28222), and Paul Scallon (PZC-22-28223); and
 - b. Subdivision applications filed by Paul Scallon (PZC-22-28224), Scott & Arlene Johnston (PZC-22-28225), and Valskra Properties (PZC-22-28227).
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 23rd day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/23/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION No. 06-23-22-03
RESOLUTION ADOPTING PROPOSAL TO DISPOSE OF CERTAIN INTERESTS IN
REAL PROPERTY LOCATED ALONG MELROSE AVENUE, IOWA CITY, IOWA

WHEREAS, Johnson County is a municipal corporation under Iowa Code Chapter 331 and the City of Iowa City, Iowa (herein “City of Iowa City” or “City”) is a municipal corporation under Iowa Code Chapter 362; and

WHEREAS, Johnson County acquired a right-of-way easement in 0.05 acres of undeveloped real property located in the SE ¼ SW ¼ of Section 12, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, depicted and more particularly described on that Acquisition Plat attached hereto as **Exhibit A**, as well as 0.03 acres of undeveloped real property located in the NE ¼ NW ¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, depicted and more particularly described on that Acquisition Plat attached hereto as **Exhibit B** (herein altogether, the “County Property”); and

WHEREAS, the Johnson County Board of Supervisors (herein “Board”) approved on May 5, 2019 and Johnson County and the City of Iowa City thereafter entered into that certain agreement entitled “28E Agreement between Johnson County, Iowa and the City of Iowa City, Iowa for Improvements to Melrose Avenue / F46 (IWV Road) from Highway 218 to Hebl Avenue” (the “28E Agreement”); and

WHEREAS, in furtherance of the road improvement project contemplated by the 28E Agreement, the County acquired real estate interests that included the County Property as needed additional right-of-way to accommodate the designed improvements to Melrose Avenue; and

WHEREAS, the portion of Melrose Avenue adjoining the County Property lies within the corporate limits of the City of Iowa City, jurisdiction and control thereof being vested in the city council of said City and therefore, the County Property should be transferred to the City of Iowa City for right-of-way purposes; and

WHEREAS, the City of Iowa City will pay to the County the sum of \$1,159.62 as consideration for conveyance to the City of the County Property, an amount equal to the proportionate cost to the County of acquiring the County Property; and

WHEREAS, based upon the monetary consideration set forth above, as well as the mutual consideration in the 28E Agreement, the benefits to be obtained by Johnson County residents arising from road improvements contemplated by the 28E Agreement, and jurisdiction over the applicable roadway segment set by Iowa Code, the Board hereby determines that conveying the County Property to the City of Iowa City is in the best interests of the County and for a public purpose; and

WHEREAS, in accordance with Section 331.361(2) of the 2022 Code of Iowa, a public hearing on a proposed plan to dispose of the County’s interests in this real property was held on this the 23rd day of June, 2022, at 9:00 A.M., in the Boardroom of the Johnson County Board of

Supervisors, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa; and

WHEREAS, after said hearing, the Johnson County Board of Supervisors is prepared to make its final determination on the proposed plan to dispose of the County's interests in the County Property; and

WHEREAS, this conveyance, as described above and in the proposal previously set forth in a resolution by the Board of Supervisors, is for a public purpose.

THEREFORE, BE IT RESOLVED by the Johnson County Board of Supervisors that disposing of the County Property as described in the proposal is deemed in the public interest and for a public purpose; and

BE IT FURTHER RESOLVED that the plan to dispose of the above-described County Property as specifically described in Resolution No. 06-09-22-06 adopted June 9, 2022 by the Board of Supervisors and available at the Johnson County Auditor's Office at 913 S. Dubuque Street, is hereby adopted and the Quitclaim Deed attached to said Resolution are hereby approved; and

BE IT FURTHER RESOLVED the Johnson County Board of Supervisors shall dispose of Johnson County's interest in the County Property described in said proposed plan by conveying it to the City of Iowa City as and for the consideration set forth in Resolution No. 06-09-22-06; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby authorizes the Chairperson to sign on its behalf the Quitclaim Deed, along with any documents of conveyance necessary to fulfill the above-referenced proposed plan, approved in form by the Johnson County Attorney's Office, and to take any other such actions to convey the interests in real property described above.

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 23rd day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/23/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

T:\ACAD\219007\DWG\EASEMENT PLATS\Exhibit A.dwg 2-24-22 03:09:09 PM RKlien



ACQUISITION PLAT

IWV ROAD

Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629

EXHIBIT A



NOTES:

- DISTANCES ARE IN FEET AND DECIMALS THEREOF.
- BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 SOUTH ZONE.
- WEST LINE OF THE EAST 300' SE1/4 SW1/4 SEC. 12-79-7 IS IDENTIFIED BY THE COUNTY AUDITOR AS THE CORPORATE LIMITS AT THE TIME OF THIS SURVEY.

PROPRIETOR: IWV HOLDINGS, LLC
PARCEL #: 1112376002

Legal Description

PART OF THE SE1/4 SW1/4 OF SECTION 12, TOWNSHIP 79 NORTH, RANGE 7 WEST OF THE 5TH P.M., JOHNSON COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS;

COMMENCING AT THE S1/4 CORNER OF SAID SECTION 12;

THENCE S89°06'45"W ALONG THE SOUTH LINE OF THE SW1/4 OF SAID SECTION 12, 300.04 FEET TO THE WEST LINE OF THE EAST 300 FEET OF THE SE1/4 SW1/4 OF SAID SECTION 12;

THENCE N00°00'48"E ALONG SAID WEST LINE, 40.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF IWV ROAD SW AND THE POINT OF BEGINNING;

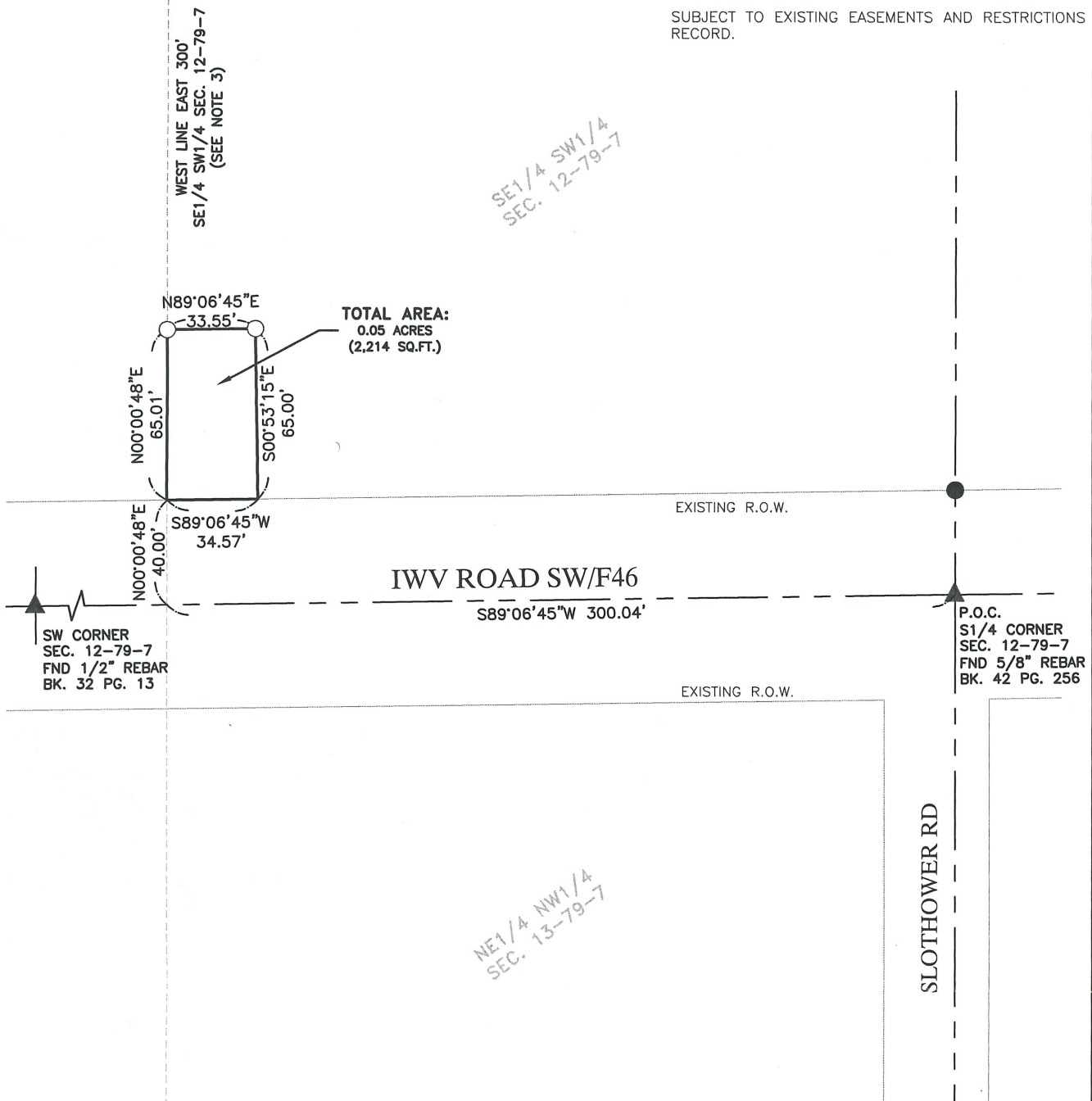
THENCE CONTINUING N00°00'48"E ALONG SAID WEST LINE, 65.01 FEET;

THENCE N89°06'45"E, 33.55 FEET;

THENCE S00°53'15"E, 65.00 FEET TO SAID NORTH RIGHT-OF-WAY LINE;

THENCE S89°06'45"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 34.57 FEET TO THE POINT OF BEGINNING CONTAINING 0.05 ACRES (2,214 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



ACQUISITION PLAT

Project Number: 219007

Drawn By: DCN
Date: 02/17/22
Field Book #335



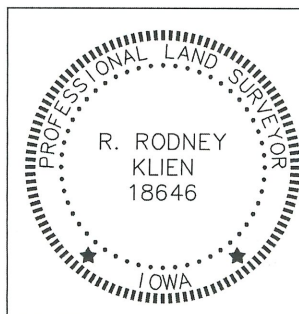
Client: CITY OF IOWA CITY
410 E. WASHINGTON ST.
IOWA CITY, IOWA 52240
PHONE: (319) 356-5000

ANDERSON-BOGERT

Sheet No.
1
Of
1

Legend

- Boundary Line —————
- Adjoining Lot Line - - - - -
- Section Line ————
- Building Setback Line - - - - -
- Found 5/8" Rebar w/ Orange Cap #12802 (unless noted) •
- Set 1/2"x30" Rebar w/Orange Cap #18646 o
- Found Cut "X" X
- Set Section/Quarter Corner Δ
- Found Section/Quarter Corner ▲
- Measured (M)
- Record (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 2-17-22
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2023

PAGES OR SHEETS COVERED BY THIS SEAL:
THIS SHEET



ACQUISITION PLAT

IWV ROAD
Prepared by & Return to: R. Rodney Klien, Anderson-Bogert Engineers & Surveyors, Inc.
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629

EXHIBIT B

0 60

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N89°06'45"E	35.83
L2	S00°53'15"E	29.18
L3	S67°18'40"W	29.12
L4	S89°06'45"W	9.42
L5	N00°00'45"E	40.00

NOTES:

- DISTANCES ARE IN FEET AND DECIMALS THEREOF.
- BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 SOUTH ZONE.
- WEST LINE OF THE EAST 300' NE1/4 NW1/4 SEC. 13-79-7 IS IDENTIFIED BY THE COUNTY AUDITOR AS THE CORPORATE LIMITS AT THE TIME OF THIS SURVEY.

PROPRIETOR: IWV HOLDINGS, LLC
PARCEL #: 1113201002

Legal Description

PART OF THE NE1/4 NW1/4 OF SECTION 13, TOWNSHIP 79 NORTH, RANGE 7 WEST OF THE 5TH P.M., JOHNSON COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 13;

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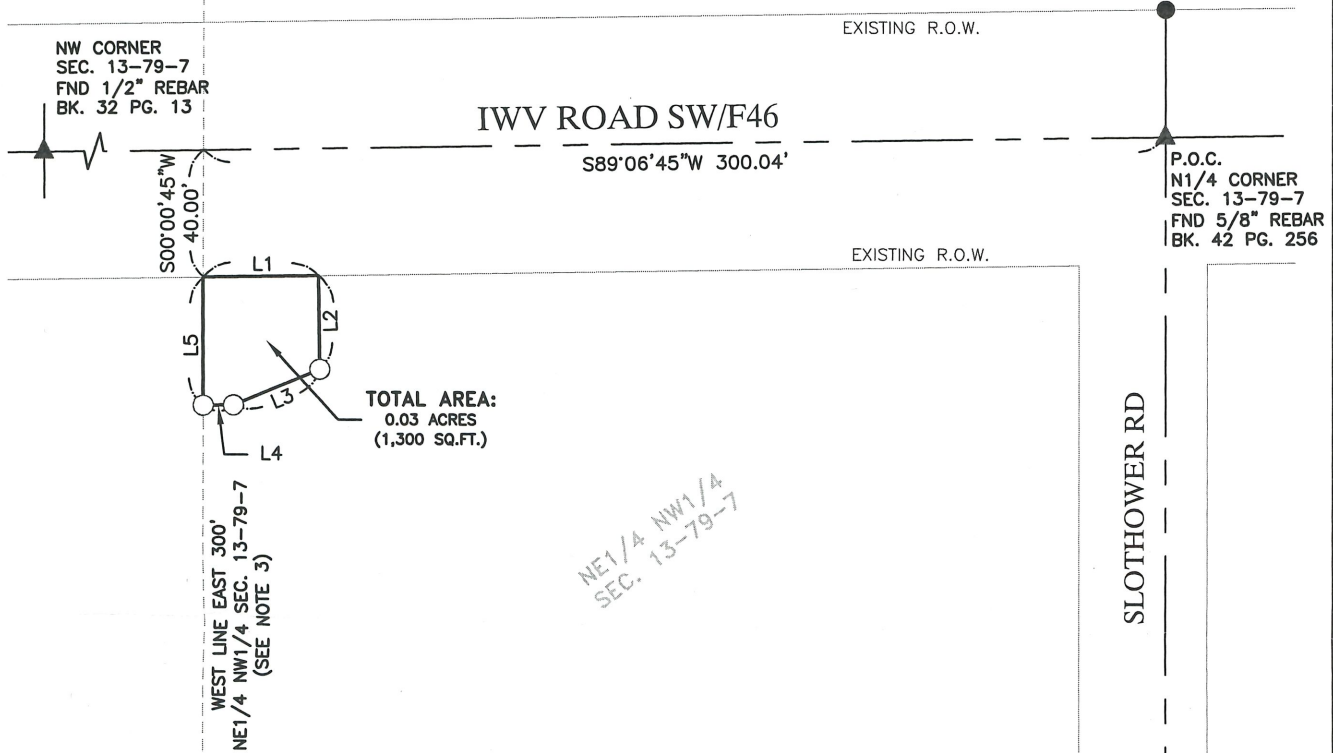
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SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.

SE1/4 SW1/4
SEC. 12-79-7



ACQUISITION PLAT

Project Number: 219007

Drawn By: BJY
Date: 02/17/22
Field Book #335

Approved By: RRK
Scale: 1"=60'

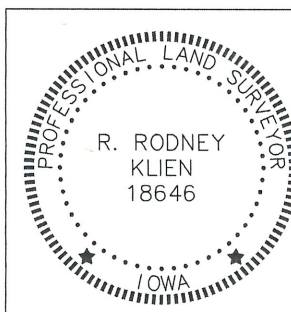
Client: CITY OF IOWA CITY
410 E. WASHINGTON ST.
IOWA CITY, IOWA 52240
PHONE: (319) 356-5000

ANDERSON-BOGERT

Sheet No.
1
Of
1

Legend

Boundary Line —————
Adjoining Lot Line - - - - -
Section Line - - - - -
Building Setback Line
Found 5/8" Rebar w/ Orange Cap #12802 (unless noted) •
Set 1/2"x30" Rebar w/Orange Cap #18646 o
Found Cut "X" X
Set Section/Quarter Corner ▲
Found Section/Quarter Corner ▲
Measured (M)
Record (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 2-17-22
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2023

PAGES OR SHEETS COVERED BY THIS SEAL:
THIS SHEET

Prepared by & Return to: Sara Hektoen, Asst. City Atty; 410 E. Washington St., Iowa City, IA 52240; 319-356-5030
Tax Statements to: City of Iowa City; 410 E. Washington Street, Iowa City, IA 52240
Grantor(s): Johnson County, Iowa
Grantee(s): City of Iowa City, Iowa

QUIT CLAIM DEED

For valuable consideration, **Johnson County, Iowa** (Grantor), does hereby quit claim to **City of Iowa City, Iowa** (Grantee), all its right, title, interest, estate, claim and demand in the following described real estate in **Johnson County, Iowa**:

A 0.05 acre (2,214 sq. ft.) parcel in part of the SE¼ SW¼ of Section 12, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, more particularly described on the attached plat of survey, marked Exhibit "A".

And

A 0.03 acre (1,300 sq. ft.) parcel in part of the NE¼ NW¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., Johnson County, Iowa, more particularly described on the attached plat of survey, marked Exhibit "B".

This conveyance is exempt from Declaration of Value and transfer tax pursuant to Iowa Code Section 428A.2(6). Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: JUNE 23, 2022

JOHNSON COUNTY, IOWA

By:

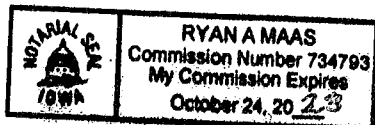
Royceann Porter
Royceann Porter, Chairperson
County Board of Supervisors

Attest:

Nancy Tomkovicz, Deputy Auditor
County Auditor or designee

STATE OF IOWA)
)ss:
JOHNSON COUNTY)

This record was acknowledged before me on this 23rd day of JUNE, 2022, by **Royceann Porter**, Chair of the Board of Supervisors, and Nancy Tomkovicz, Johnson County Auditor or designee, respectively, on behalf of **JOHNSON COUNTY, IOWA**.



Ryan A. Maas
Notary Public in and for the State of Iowa

RESOLUTION No. 06-23-22-04
RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR THE
SECOND LEVEL SOUTH – FLOOR REPLACEMENT AND THIRD LEVEL
RENOVATION PROJECT AT THE JOHNSON COUNTY COURTHOUSE, IOWA CITY,
JOHNSON COUNTY, IOWA

Whereas, the Second Level South – Floor Replacement and Third Level Renovation Project Bid Package to be performed at the Johnson County Courthouse, Iowa City, 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 Neumann Monson Architects, 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 Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa, 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 Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, for Thursday, the 7th day of July, 2022, 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 the Resolution be adopted this 23rd day of June, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
06/23/2022
Date

ATTEST:
/s/Travis Weipert, Auditor
by Nancy Tomkovicz, Deputy Auditor
Johnson County, Iowa

RESOLUTION NO. 07-07-22-01

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR SECOND LEVEL SOUTH – FLOOR REPLACEMENT AND THIRD LEVEL RENOVATION PROJECT AT THE JOHNSON COUNTY COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 7th day of July, 2022 concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Proposed Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa, 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 improvement 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 Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Iowa, is in the best interest of Johnson County; and be it further

Resolved, That the estimated total cost of the Proposed Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Johnson County, Iowa, is \$900,000; and be it further

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

Resolved, That sealed bids for the Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa City, 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 2:00 PM Central Time, Thursday, August 4, 2022. 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 Second Level South – Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, located in Iowa, Johnson County 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, Ray Forsythe, Special Projects Manager, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Heiden and seconded by Green the Resolution be adopted this 7th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/07/2022
Date

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

RESOLUTION NO. 07-14-22-01
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
COTTAGE WOODS
JOHNSON COUNTY, IOWA

WHEREAS, the applicant has filed application PZC-22-28224 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 Heiden and seconded by Green-Douglass the Resolution be adopted this 14th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/14/2022
Date

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

RESOLUTION NO. 07-14-22-02
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF JOHNSTON ESTATE ADDITION JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28225 for approval of the preliminary and final plat of Johnston Estate Addition, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 14th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/14/2022
Date

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

RESOLUTION NO. 07-14-22-03
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF BLUE LINE SUBDIVISION JOHNSON COUNTY, IOWA.

WHEREAS, the owner has filed application PZC-22-28227 for approval of the preliminary and final plat of Blue Line Subdivision, Johnson County, Iowa; and

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

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

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

A. Resolution & Documents

Sensitive Areas Exhibit
Resolution No. 2022-048 Waiving the City of Tiffin's Extra Territorial Review
Owner's Certificate
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent of Mortgagee
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Heiden the Resolution be adopted this 14th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/14/2022
Date

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

RESOLUTION NO. 07-14-22-04
RESOLUTION APPROVING APPLICATION UR-22-30990 FOR URBAN REVITALIZATION
TAX EXEMPTION FOR PROPERTY WITHIN THE NAPLES AVENUE URBAN
REVITALIZATION DISTRICT

WHEREAS, Chapter 404, Code of Iowa provides for partial exemption from property tax for the actual value added by improvements to property located in a designated Urban Revitalization Area which are consistent with the Urban Revitalization Plan for such area; and

WHEREAS, the Board of Supervisors of Johnson County, Iowa adopted the Naples Avenue Area Urban Revitalization Plan via Resolution 12-21-21-02 and established the Naples Avenue Area Urban Revitalization District via Ordinance 12-22-21-02; and

WHEREAS, Application UR-22-30990 has been filed for Urban Revitalization Tax Exemption for improvements made at property legally described as Lot 2 of Scott's Second Addition ("Application UR-22-30990"), which is wholly within the Naples Avenue Area Urban Revitalization District; and

WHEREAS, the application and all improvements are consistent with Chapter 404, Code of Iowa, the Naples Avenue Urban Revitalization Plan and all applicable county codes and ordinances; and

WHEREAS, Application UR-22-30990 has been received, reviewed and recommended for approval by the Planning, Development, and Sustainability Department and the County Assessor's Office.

NOW, THEREFORE, BE IT RESOLVED By the Board of Supervisors of Johnson County, Iowa that Application UR-22-30990 is found to be in compliance with the purpose and intent of Chapter 404 of the Code of Iowa and the Naples Avenue Urban Revitalization Plan; and

BE IT FURTHER RESOLVED that the tax exemption of one hundred percent (100%) of that portion of actual value added by the improvements described in Application UR-22-30990, as determined by the County Assessor, is hereby approved for a period of three (3) years, provided such improvements actually made increase the assessed valuation of the qualified real estate by at least fifteen percent (15%).

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 14th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/14/2022
Date

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

RESOLUTION NO. 07-21-22-01

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on July 11, 2022, has 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 11, 2022 at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications:
 - a. Rezoning applications filed by Darrel and Carolyn Marak (PZC-22-28233), Linda Evers (PZC-22-28234), and David and Karen Baculis (PZC-22-28235); and
 - b. Subdivision applications filed by George Edward Zach Living Trust, signed by Walt Stegall (PZC-22-28238), and John and Kim Stromert (PZC-22-28240).
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 Heiden the Resolution be adopted this 21st day of July, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
07/21/22
Date

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

RESOLUTION NO. 07-28-22-01

**ESTABLISHING FUND 34 DEPARTMENT 34
JOHNSON COUNTY LG ABATEMENT FUND**

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

Whereas, in 2018, the County Board of Supervisors authorized Johnson County (the “County”) 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; and

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; and

Whereas, negotiations with the Settling Defendants have resulted in nationwide settlements of state and local government claims involved in the litigation, embodied in the Distributors Master Settlement Agreement and the J&J Master Settlement Agreement (collectively “Settlement Agreements”) approved by the Board of Supervisors on December 16, 2021; and

Whereas, the Settlement Agreements provide for the payment of monetary amounts to settling government entities in Iowa (“Iowa Opioid Funds”); and

Whereas, local governments have negotiated with the State Attorney General’s Office as to how the Iowa Opioid Funds will be allocated, which resulted in the Iowa Opioid Allocation Memorandum of Understanding (“Allocation MOU”), which was also approved by the Board of Supervisors on December 16, 2021; and

Whereas, pursuant to the Allocation MOU, Iowa Opioid Funds will be divided and allocated to Participating Local Governments (“LG Abatement Share”), and ultimately paid to participating counties such as Johnson County (the “Direct Distribution Amount”); and

Whereas, 100% of the LG Abatement Share shall be utilized only for Opioid Related Expenditures incurred after the Effective Date of the Allocation MOU, as set forth therein; and

Whereas, every participating local government, including Johnson County, 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,” which shall not be commingled with any other money or funds of Johnson County and shall be dedicated to funding opioid abatement measures as provided in the Settlement Agreements and the Allocation MOU; and

Whereas, by Resolution No. 12-16-21-03 adopted on December 16, 2021 by the Board of Supervisors, the County established 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; and

Whereas, in furtherance thereof, it is the desire of this Board to establish a new department and fund to account for the expenditures, revenues and financial activities of this new county fund and department, the Johnson County LG Abatement Fund; and

Whereas, during this budget year and in future budget years there will be realized deposits of Johnson County's Direct Distribution Amount, expenditures and revenues associated with this new programming; and

Whereas, these financial activities should be consolidated within its own fund and department such that the aggregate costs and funding sources are easily determined and readily transparent to aid in the reporting and auditing of its financial activities; and

Whereas, these funds should be kept separate from other funds and that 100% of Johnson County's Direct Distribution Amount shall be expended for Opioid Related Expenditures.

Now therefore be it resolved that the following special revenue fund and department Johnson County LG Abatement Fund is hereby established: Fund 34, Department 34: "Johnson County LG Abatement Fund"; and

Be it further resolved that the Treasurer and/or Treasurer's designee are hereby authorized and directed to take such action(s) as necessary or advisable to establish the above-named Fund 34, Department 34 for the purposes set forth in this Resolution and administer it in accordance with State law, Generally Accepted Accounting Principles, Johnson County policies, and any applicable conditions as detailed in the Settlement Agreements and/or Allocation MOU.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 28th day of July, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
07/28/2022
Date

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

RESOLUTION NO. 08-04-22-01
RESOLUTION FOR PARTICIPATION IN SS4A GRANT APPLICATION

WHEREAS, as part of the new Federal Transportation Bill, Infrastructure Investment and Jobs Act (IIJA), there is over \$1B of roadway safety funding available in the form of Safe Streets and Roads for All (SS4A) grants. To be an eligible applicant for this new safety funding, a county MUST have an eligible Action Plan in place; and

WHEREAS, the Iowa County Engineers Association (ICEA) plans to apply for a SS4A grant to develop and supply all 99 counties in Iowa with an eligible Action Plan at no cost to the counties. ICEA encourages all 99 counties to participate in this grant application; and

WHEREAS, the Johnson County Board of Supervisors will commit to achieve significant declines in roadway fatalities and serious injuries in Johnson County; and

WHEREAS, the Johnson County Board of Supervisors recognizes the Action Plan and will assist the County Engineer's department in achieving the goal of a dramatic decrease in roadway fatalities and serious injuries and zero roadway fatalities and serious injuries by the years 2030 and 2050, respectively; and

WHEREAS, the Johnson County Board of Supervisors, after consulting with the Johnson County Engineer, desires to participate in a joint SS4A grant to develop and receive an eligible Action Plan for Johnson County.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY that this County does hereby request to be included in the statewide SS4A grant to develop Actions Plans for all 99 counties in Iowa.

It was moved by Heiden and seconded by Green the Resolution be adopted this 4th day of August, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
08/04/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-11-22-01

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

WHEREAS, the owner has filed application PZC-22-28238 for approval of the preliminary and final plat of Zach Plum Creek Homestead, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 11th day of August, 2022.

Roll Call: Green AYE, Green-Douglass ABSENT, Heiden AYE, Porter AYE, Sullivan AYE

/s/Royceann Porter, Chairperson
Board of Supervisors
08/11/2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-11-22-02

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

WHEREAS, the owner has filed application PZC-22-28240 for approval of the preliminary and final plat of Raymond James Homestead, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
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 11th day of August, 2022.

Roll Call: Green AYE, Green-Douglass ABSENT, Heiden AYE, Porter AYE, Sullivan AYE

/s/Royceann Porter, Chairperson
Board of Supervisors
08/11/2022
Date

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

RESOLUTION NO. 08-11-22-03

RESOLUTION APPROVING THE ESTABLISHMENT, ELIGIBILITY, SELECTION, AND REQUIREMENTS FOR THE JOHNSON COUNTY COMMUNITY FOOD AND FARM GRANT PROGRAM FUNDED BY AN APPROPRIATION FROM LOCAL FISCAL RECOVERY FUNDS FROM THE AMERICAN RESCUE PLAN ACT

Whereas, the U.S. Department of the Treasury (hereafter “Treasury”) has allocated \$29,357,173 of federal funding through the American Rescue Plan Act (hereafter “ARPA”) to Johnson County to be used only for those limited purposes identified in Section 603 of the Social Security Act, Interagency Agreement between the Treasury and Johnson County, the Coronavirus State and Local Fiscal Recovery Funds Interim Final Rule, the Coronavirus State and Local Fiscal Recovery Funds Final Rule (hereafter “Final Rule”), and the Compliance and Reporting Guidance for State and Local Fiscal Recovery Funds; and

Whereas, the ARPA authorizes the County to expend ARPA funds awarded to respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; and

Whereas, the Constitution of the State of Iowa and Iowa Code Sec. 331.301, empower counties under Home Rule authority to provide for and improve the health, welfare, and convenience of their residents; and

Whereas, the economic crisis caused by the pandemic worsened economic outcomes and increased disparities for many small farms and food business entrepreneurs and increased food insecurity or food access barriers for food insecure households; and

Whereas, increasing community-based food production, processing, and distribution capacity serves to strengthen food security in Johnson County, Iowa and is in the public interest; and

Whereas, Johnson County recognizes that our food system extends beyond county borders and that community-based food and farm businesses and organizations throughout East Central Iowa have the potential to impact Johnson County residents as part of the Johnson County foodshed; and

Whereas, the Board approved the use of ARPA funding for supporting local food initiatives in Johnson County to increase food security and access to healthy, local options on November 18, 2021; and

Whereas, the Board acknowledges that the number of applicants may exceed available funds and that a selective application process with eligibility requirements and evaluation criteria embodying priorities of the Johnson County Board of Supervisors may therefore be established; and

Whereas, farms, food businesses, and organizations led by individuals facing inequities in the food system including Black, Indigenous, and other people of color, female identifying, non-

binary, and trans people, and people living with disabilities are encouraged to apply to the Community Food and Farm Grant Program; now therefore be it

Resolved, that the Board finds the Community Food and Farm Grant Program as articulated herein serves a public purpose by providing resources that lay the foundation for a strong, equitable economic recovery consistent with the Final Rule, not only by providing immediate economic stabilization for households and food and farm businesses, but also by addressing systemic public health and economic challenges that may have contributed to more severe impacts of the pandemic among impacted groups, and that the Board of Supervisors hereby determines that such support will be conducive to the beneficiaries' welfare and the best interests of the public; and be it further

Resolved, that the Community Food and Farm Grant Program is hereby established, to provide funding to eligible and selected community-based food and farm businesses, nonprofits, and individuals (i) who produce, process, or distribute food for consumption in Johnson County, Iowa or who enable the carrying out of such activities, (ii) where such activities impact residents of Johnson County, Iowa, including food products grown or raised in the Johnson County foodshed, and (iii) that the grant recipient (whether a natural person or entity) realizes less than \$1,000,000 in gross income or revenue annually, whether through sales, grants, and/or donations; and be it further

Resolved, that the Community Food and Farm Grant Program will accept applications from eligible persons or entities for a set application period and determine grant awards through a review and recommendation process facilitated by the Johnson County Food Policy Council and Johnson County Local Foods Staff, under ultimate direction and approval by the Board of Supervisors; and be it further

Resolved, that the above described Community Food and Farm Grant Program is authorized and approved and that no more than \$150,000 shall be appropriated from Department 35 to fund expenditures in furtherance of said program in one or more grant cycles.

It was moved by Green and seconded by Heiden the Resolution be adopted this 11th day of August, 2022.

Roll Call: Green AYE, Green-Douglass ABSENT, Heiden AYE, Porter AYE, Sullivan AYE

/s/Royceann Porter, Chairperson
Board of Supervisors
08/11/2022
Date

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

RESOLUTION NO. 08-18-22-01

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

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on August 8, 2022, has 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 8, 2022, at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications:
 - a. Rezoning application filed by Belvedere Inc. signed by Curt Eilers (PZC-22-28245); and
 - b. Subdivision applications filed by David and Karen Baculis (PZC-22-28236), Barbara Taylor (PZC-22-28246), Rick Streb (PZC-22-28249), and Donny and Amber McCullough (PZC-22-28250).
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 Sullivan the Resolution be adopted this 18th day of August, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
08-18-22
Date

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

RESOLUTION NO. 08-18-22-02

**TRANSFERRING FROM THE GENERAL BASIC FUND TO THE
CONSERVATION TRUST FUND IN THE FY23 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, \$227,614 is the amount of Conservation Department revenue collected within the General Basic Fund during the 2021-2022 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 2022-2023 fiscal year as funds are needed and available, not to exceed the sum of \$227,614.

It was moved by Green-Douglass and seconded by Sullivan the Resolution be adopted this 18th day of August, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
08-18-22
Date

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

RESOLUTION NO. 08-18-22-03

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. 04-21-22-03;

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	\$ 55,000,000
	Farmers and Merchants Bank, Lone Tree	\$ 5,000,000
	First Interstate Bank, North Liberty	\$ 2,000,000
	Hills Bank & Trust, Hills	\$ 325,000,000
	Midwest One Bank, Iowa City	\$ 30,000,000
	Solon State Bank, Solon	\$ 2,000,000
	US Bank, Iowa City	\$ 1,000,000
	West Bank, Coralville	\$ 25,000,000

It was moved by Sullivan and seconded by Green the Resolution be adopted this 18th day of August, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
08-18-22
Date

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

RESOLUTION NO. 08-25-22-01

**FY23 APPROPRIATION CHANGES TO PUBLIC HEALTH (DEPT. 4) AND
AMERICAN RESCUE PLAN ACT (DEPT. 35)**

Whereas, the appropriations for the American Rescue Plan Act Department, are not sufficient to meet payments for various departmental expenses as there are anticipated expenditures that were not originally budgeted for in FY23, and

Whereas, the Public Health Department has available funds in its budget; and

Whereas, pursuant to section 331.434(6) of the *Code of Iowa*, a department appropriation may be decreased without a public hearing if the decrease is not more than the greater of \$5,000 or ten percent of the department's total budget; and

Therefore, be it resolved that the American Rescue Plan Act (Dept. 35), Physical Health & Social Services Service Area, is herewith appropriated an additional \$587,000 and a total appropriation of \$3,627,000 for fiscal year 2022-2023. The appropriation for Public Health (Dept. 4), Physical Health & Social Services Service Area, is decreased \$587,000 for a total appropriation of \$5,288,251 for fiscal year 2022-2023. The relevant county service area is Physical Health & Social Services, which remains unchanged.

It was moved by Heiden and seconded by Sullivan, the Resolution be adopted this 25th day of August, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
Date: 8-25-22

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 08-25-22-02

RESOLUTION REJECTING ALL BIDS FOR THE SECOND LEVEL SOUTH FLOOR REPLACEMENT AND THIRD LEVEL RENOVATIONS PROJECT AT THE JOHNSON COUNTY COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 7th day of July, 2022 concerning proposed plans, specifications, and form of contract for, and estimated total cost of the following public improvement project: Second Level South Floor Replacement and Third Level Renovation at the Johnson County Courthouse, located in Iowa City, Johnson County, Iowa (herein, the “Project”); and

Whereas, Notice of Bid was published and posted on the County’s website on July 12, 2022 and sent to the plan rooms, a pre-bid meeting was held on July 26, 2022, and there were only two bids submitted by the August 4, 2022 submission deadline; and

Whereas, the Architect’s Opinion of Probable Cost for the Project was \$900,000; and

Whereas, Ray Forsythe, Johnson County Special Projects Manager, opened bids for this Project on August 4, 2022 and reported the results of the bidding to the Board of Supervisors at the August 10, 2022 Board of Supervisors Work Session; and

Whereas, the two bids received exceeded the Architect’s Opinion of Probable Cost by at least 10%;

Whereas, Iowa Code Chapter 26 provides that a governmental entity may reject all bids received; and

Whereas, after due consideration of all bids submitted, the Board of Supervisors has determined that it is in the best interest of the County to reject all bids. Now, therefore,

Be it Resolved, that all bids received for the Second Level South Floor Replacement and Third Level Renovation Project at the Johnson County Courthouse, shall be and are hereby rejected.

It was moved by Sullivan and seconded by Green, the Resolution be adopted this 25th day of August, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
Date: 8-25-22

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO.09-01-22-01

**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE CHATHAM OAKS ROOF REPLACEMENT PROJECT AT
CHATHAM OAKS, 4515 MELROSE AVENUE, IOWA CITY, JOHNSON
COUNTY, IOWA**

Whereas, the Chatham Oaks Roof Replacement Project Bid Package to be performed at Chatham Oaks, 4515 Melrose Avenue, Iowa City, 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 Vantage Architects, 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 Chatham Oaks Roof Replacement Project at Chatham Oaks, located in Iowa City, 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 Chatham Oaks Roof Replacement Project at 4515 Melrose Avenue, Iowa City, for Thursday, the 15th day of September, 2022, 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 Heiden and seconded by Green, the Resolution be adopted this 1st day of September, 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
9-1-2022
Date

ATTEST:

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-01

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

WHEREAS, the owner has filed application PZC-22-28246 for approval of the preliminary and final plat of Johnson Family Subdivision, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
Agricultural Access Easement Agreement
Water Line Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Sullivan the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-02

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

WHEREAS, the owner has filed application PZC-22-28249 for approval of the preliminary and final plat of Kabela Farm Second Subdivision, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent of Mortgagee
Covenant to Erect and Maintain Fences
Access Easement Agreement
Water Service Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-03

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

WHEREAS, the owner has filed application PZC-22-28250 for approval of the preliminary and final plat of Westfall Acres, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Covenant for Fences
Grant of Easement for Public Highway
Grant of Access Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Sullivan the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-04

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

WHEREAS, the owner has filed application PZC-22-28236 for approval of the preliminary and final plat of Baculis Acres, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Covenant Concerning Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-05

**RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY AARON BERG, ON
BEHALF OF 2B HOLDINGS, FOR THE PROPERTY DESCRIBED AS LOT 2 OF SCOTT'S
SECOND ADDITION**

WHEREAS, the owner has filed application PZC-22-28243 seeking site plan approval to build commercial contractor bays on Lot 2 of Scott's Second Addition; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

WHEREAS, the Site Plan conforms with the Johnson County Unified Development Ordinance, as amended;

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

1. That said Site Plan be approved.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 09-08-22-06

**RESOLUTION EXTENDING THE FRINGE AREA POLICY AGREEMENT BETWEEN
JOHNSON COUNTY, IOWA AND THE CITY OF LONE TREE, 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, pursuant to these powers, the City and County did enter into a 28E Agreement in September 2002 pertaining to the City/County Fringe Area, entitled the Fringe Area Policy Agreement Between Johnson County and Lone Tree (herein, the “Agreement”), which is set to expire on September 19, 2022; and

WHEREAS, it is in the interest of the County and the City to continue agreed upon policies for orderly growth and development within the City/County Fringe Area; and

WHEREAS, both the County and the City intend to collaborate in the near future on a new agreement that would update policies for the City/County Fringe Area to reflect changes in the City’s Comprehensive Plan and the County’s Land Use Plan;

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

1. That, pursuant to Section VI of the Agreement and in mutual agreement with the City of Lone Tree, the Johnson County Board of Supervisors hereby extends the Fringe Area Policy Agreement Between Johnson County and (the City of) Lone Tree through and until September 30, 2024; and
2. That all other provisions of said Agreement shall continue in full force and effect.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-08-22-07

**RESOLUTION SETTING PUBLIC HEARING ON PROPOSED PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE PHASE 2 RENOVATION PROJECT AT THE JOHNSON COUNTY
COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA**

Whereas, the Phase 2 Renovation Project Bid Package to be performed at the Johnson County Courthouse, Iowa City, 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 Neumann Monson Architects, 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 Phase 2 Renovation Project at the Johnson County Courthouse, located in Iowa City, 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 Phase 2 Renovation Project at the Johnson County Courthouse, for Thursday, the 22nd day of September, 2022, 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 the Resolution be adopted this 8th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
9-8-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-15-22-01

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR THE CHATHAM OAKS ROOF REPLACEMENT PROJECT AT CHATHAM OAKS, 4515 MELROSE AVENUE, IOWA CITY, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 15th day of September, 2022 concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Chatham Oaks Roof Replacement, located at 4515 Melrose Avenue, in Iowa City, 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 improvement 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 Chatham Oaks Roof Replacement Project, located at 4515 Melrose Avenue, in Iowa City, Johnson County, Iowa, is in the best interest of Johnson County; and be it further

Resolved, That the estimated total cost of the Chatham Oaks Roof Replacement Project, located at 4515 Melrose Avenue in Iowa City, Johnson County, Johnson County, Iowa, is \$375,000; and be it further

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

Resolved, That sealed bids for Chatham Oaks Roof Replacement Project, located at 4515 Melrose Avenue, Iowa City, 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 2:00 PM Central Time, Thursday, October 6, 2022. 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 Chatham Oaks Roof Replacement Project, located at 4515 Melrose Avenue, Iowa City, Johnson County 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, Dave Curtis, Facility Director, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 15th day of September 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
9-15-2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION 09-15-22-02

**RESOLUTION TO AUTHORIZE BOARD OF SUPERVISORS CHAIRPERSON OR OTHER
DESIGNEE TO SIGN USUAL AND CUSTOMARY DOCUMENTS RELATED TO THE CLOSING
PROCESS FOR JOHNSON COUNTY'S ACQUISITION OF CERTAIN REAL PROPERTIES
THROUGH THE 2019 FLOODWAY BUYOUTS – PHASE 1, SUBAWARD AGREEMENT NO.
HMGP-DR-4421-0021**

WHEREAS, on May 26, 2022, the Board of Supervisors of Johnson County did vote to approve Purchase Offers for certain real estate locally known as 4444 Driftwood Lane SE, Iowa City, 4395 Camino Del Rio SE, Iowa City, and 6984 Lola Lane SE, Lone Tree, all in Johnson County, Iowa, for the purposes of floodway mitigation contemplated and funded in part by Subaward Agreement No. HMGP-DR-4421-0021 with the Iowa Department of Homeland Security and Emergency Management; and

WHEREAS, said Offers provided for the closing of the purchase transactions contemplated therein on or about September 15 and 16, 2022; and

WHEREAS, closing statements (aka settlement statements) and related customary closing documents are being prepared by Dell Richard, as closing agent engaged by Johnson County for conducting the closing process and administering the flow of funds, and such documents require or may require the signature of a duly authorized representative of Johnson County; and

WHEREAS, expenses related to the closings may be set forth on said closing statements, including costs of day-of-closing and post-closing abstracting and title searches, recording fees, and the closing fee due the Law Offices of Dell A. Richard (or designee), which are to be paid from the combined check(s) approved and issued for purposes of paying all of Johnson County's obligations and closing;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY IOWA, that the fees for post abstracting, buyers search, day of closing search, settlement/closing, and recording, all as set forth on the settlement statements to be reviewed the Johnson County Attorney's Office are hereby approved and authorized to be paid from Buyer's funds or credits at closing.

BE IT RESOLVED FURTHER, that the Chair of the Board of Supervisors or Josh Busard, Director of the Johnson County Planning, Development & Sustainability Department are hereby severally authorized to execute the settlement statements prepared by Dell Richard for the closing of the purchase transactions contemplated by the Purchase Offers set forth above and to take such other action and sign such other documents, as reviewed and approved in advance by the Johnson County Attorney's Office, as may be reasonable and prudent to effect the closings on behalf of Johnson County, Iowa.

It was moved by Heiden and seconded by Green the Resolution be adopted this 15th day of September 2022.

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

/s/Lisa Green-Douglass, Vice Chairperson
Board of Supervisors
9-15-2022
Date

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

RESOLUTION NO. 09-22-22-01

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 12, 2022, has 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 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 applications:
 - a. Rezoning applications filed by Myron Smalley (PZC-22-28261), and David Teagle (PZC-22-28262); and
 - b. Subdivision applications filed by Knute Rife (PZC-22-28239), George and Marie Chalhoub (PZC-22-28251), and Myron Smalley (PZC-22-28264).
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 22nd day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date: 09/22/2022

RESOLUTION NO. 09-22-22-02

RESOLUTION APPROVING PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR, AND REQUESTING BIDS FOR THE JOHNSON COUNTY COURTHOUSE SECOND LEVEL COURTROOM RENOVATION PROJECT AT THE JOHNSON COUNTY COURTHOUSE, IOWA CITY, JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 22ND day of September, 2022 concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Proposed Johnson County Courthouse Second Level Courtroom Renovation Project at the Johnson County Courthouse, located in Iowa City, 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 improvement 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 Johnson County Courthouse Second Level Courtroom Renovation Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Iowa, is in the best interest of Johnson County; and be it further

Resolved, That the estimated total cost of the Proposed Johnson County Courthouse Second Level Courtroom Renovation Project at the Johnson County Courthouse, located in Iowa City, Johnson County, Iowa, is \$2,000,000; and be it further

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

Resolved, That sealed bids for Johnson County Courthouse Second Level Courtroom Renovation Project at the Johnson County Courthouse, located in Iowa City, 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 2:00 PM Central Time, Thursday, October 20, 2022. 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 Johnson County Courthouse Second Level Courtroom Renovation Project at the Johnson County Courthouse, located in Iowa City, Johnson County 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, Ray Forsythe, Special Projects Manager, is hereby delegated the duty of opening bids for this project, announcing the results, and reporting the results of the bidding along with his recommendations to the Board of Supervisors at its next regular meeting.

It was moved by Green and seconded by Heiden the Resolution be adopted this 22nd day of September, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
09/22/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-29-22-01
RESOLUTION APPROVING AGREEMENT AND ASSIGNMENT OF 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. 12S0002 on the below described property, seeks to assign said Certificate of Purchase and to compromise the delinquent taxes accumulated on:

Auditor's Parcel No. 2003081 in the Northwest Quarter of the Northeast Quarter Section 30, Township 78 North, Range 8 West of the Fifth Principal Meridian, Johnson County, Iowa, as described in the survey recorded February 24, 2004, in Book 47, Page 97 in the records of the Johnson County Recorder,

also known as Johnson County Parcel No. 1330126004 located in Washington Township; 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 Melody Miller an offer to pay the tax due and request to receive assignment of said tax sale certificate in exchange for payment to Johnson County, is willing to assign said Certificate of Purchase, as permitted by Iowa Code Section 446.31; and

WHEREAS, Melody Miller has offered an amount of \$1,452.00 as the total amount necessary to obtain assignment of said certificate, and the Board of Supervisors has determined that such amount is reasonable under the circumstances, up and through September 30, 2022;

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. 12S0002 and the above-described real property through and until the date of this Resolution is \$1,442.00; and
2. Provided payment is received on or prior to September 30, 2022, Johnson County accepts the amount of \$1,442.00 in full payment of the above-stated charges to the date of this Resolution, along with the assignment fee of \$10.00; and
3. The assignment to Melody Miller 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 Assignment of Certificate of Purchase at Tax Sale signed and tendered to the County by Melody Miller, is hereby approved; and
4. 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 Heiden and seconded by Green-Douglass the Resolution be adopted this 29th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
09/29/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 09-29-22-02
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 1, DIVISION 12 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$119,631.05

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 1, Division 12; and

Whereas, Hammes Bulldozing, Inc. of Sigourney, Iowa was unwilling to complete the contract and Johnson County terminated the contract on October 7, 2021; and

Whereas, Heritage Land Stewards of Iowa City, Iowa completed the project;

Whereas, the project Engineer determined that the project has been completed satisfactorily, 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 12 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 project, including payment for items called for in said contract and Statement of Completion.

It was moved by Green and seconded by Heiden the Resolution be adopted this 29th day of September 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

09/29/2022
Date

RESOLUTION NO. 10-13-22-01

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

WHEREAS, the owner has filed application PZC-22-28239 for approval of the preliminary and final plat of Rolling R 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
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Subdividers Agreement
Covenant Concerning Fences
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-13-22-02

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

WHEREAS, the owner has filed application PZC-22-28264 for approval of the preliminary and final plat of Smalley Second Subdivision and

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

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

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

A. Resolution & Documents:

Owner's Certificate
Opinion of the Attorney
Certificate of the County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent of Mortgagee to Subdivision
Fence Agreement
Easement for Public Highway
Waterline Easement Agreement
Resolution Affirming the Stability of the Road System

B. Subdivision Plat (5)

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-13-22-03
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
CHALHOUB THIRD SUBDIVISION
JOHNSON COUNTY, IOWA

WHEREAS, the applicant has filed application PZC-22-28251 for approval of a preliminary plat Chalhoub Third 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 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors Johnson County, Iowa
10/13/2022
Date

/s/Travis Weipert, Auditor

RESOLUTION NO. 10-13-22-04
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 7, DIVISION 22 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$233,679.63

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 7, Division 22; and

Whereas, said project has been completed by Schrader Tiling & Terrain of Atkins, 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 7, Division 22 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 Schrader Tiling & Terrain, 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 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-13-22-05
RESOLUTION AWARDDING AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE CHATHAM OAKS ROOF REPLACEMENT PROJECT
AT CHATHAM OAKS, 4515 MELROSE AVENUE, IOWA CITY, JOHNSON
COUNTY, IOWA

Whereas, a public hearing was conducted on the 15th day of September, 2022, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Chatham Oaks Roof Replacement, located at 4515 Melrose Avenue, in Iowa City, Johnson County, Iowa; 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 Chatham Oaks Roof Replacement, located at 4515 Melrose Avenue, in Iowa City, Johnson County, Iowa be solicited for receipt by the Johnson County Auditor at 913 South Dubuque Street, Iowa City, Iowa, no later than 2:00 P.M. Central Time, Thursday, October 6, 2022, 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: Cedar Services Company

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the Chatham Oaks Roof Replacement, located at 4515 Melrose Avenue, in Iowa City, Johnson County, Iowa, as shown in the plans previously adopted by the Board of Supervisors, is as follows: Cedar Services Company for \$283,745.00

Be It Further Resolved that the Board of Supervisors hereby awards contract for Chatham Oaks Roof Replacement, located at 4515 Melrose Avenue, in Iowa City, Johnson County, Iowa for \$283,745.00 to Cedar Services Company from Cedar Rapids Iowa 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 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-13-22-06
GRANT AGREEMENT WITH THE IOWA DEPARTMENT OF
TRANSPORTATION LIVING ROADWAY TRUST FUND
FOR FISCAL YEAR 2023

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

Whereas, Johnson County Secondary Road Department wishes to purchase a SpraySync Hardware Bundle, with a total project cost of \$4,960.00, to wirelessly track herbicide applications for noxious weeds and invasive species in the Right-of-Way, greatly simplify and speed up required reporting and data collection, and improve mapping capabilities for application complaints and requests for service; and

Whereas, Johnson County Secondary Road Department will receive grant funds from the Iowa Department of Transportation Living Roadway Trust Fund in the amount of \$3,504.00 to assist with purchasing the:

SpraySync Hardware Bundle (Project No. 90-52-LR23-218); and

Whereas, Johnson County Secondary Roads Department is willing to contribute matching funds in the amount of \$1,456.000 for said SpraySync Hardware Bundle to meet the total project cost of \$4,960; and

Whereas, Johnson County Secondary Road Department is willing to enter into this grant agreement with the Iowa Department of Transportation; 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; and

Therefore, be it Resolved that the Johnson County Board of Supervisors approve entering into the Agreement for a Living Roadway Trust Fund Grant for Counties for Fiscal Year 2023 with the Iowa Department of Transportation.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 13th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/13/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-20-22-01

Resolution Setting a Public Hearing on Various Rezoning and Platting Applications

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on October 10, 2022, has 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 10, 2022, at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications:
 - a. Rezoning applications filed by Roger Roeder (PZC-22-28263), Dale and Audrey Miller (PZC-22-28275), Scott Rohret (PZC-22-28276), Brad and Tonya McDonough (PZC-22-28277), and Gary Swenka (PZC-22-28278); and
 - b. Subdivision applications filed by Susan Frauenholtz, submitted by Tharp Law Office (PZC-22-28226), Alan Benson (PZC-22-28267), Hunter Norland (PZC-22-28265), Gary Swenka (PZC-22-28280) and David Teagle (PZC-22-28281).
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 Heiden the Resolution be adopted this 20th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/20/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-20-22-02
RESOLUTION SETTING FORTH PROPOSAL FOR GRANTING A PERMANENT
WATER MAIN EASEMENT TO THE CITY OF SOLON ALONG THE HOOVER
TRAIL WEST OF SOLON, IOWA AND SETTING PUBLIC HEARING

WHEREAS, Johnson County (herein “County”) is a municipal corporation under Iowa Code Chapter 331 and the City of Solon, Iowa (herein “City”) is a municipal corporation under Iowa Code Chapter 362; and

WHEREAS, the Johnson County Conservation Board (herein, “JCCB”) acquired a portion of former railroad right-of way in Johnson County, Iowa, depicted and more particularly described on Exhibit A, to the Easement Acquisition Agreement (herein, the “County Property”); and the draft Permanent Water Main Easement and

WHEREAS, on October 18, 2022 the JCCB approved a resolution recommending the Board of Supervisors (herein, the “Board) grant a Permanent Water Main Easement to the City based on the guarantees and assurances stated in the Easement Acquisition Agreement; and

WHEREAS, the Board has considered the Easement Acquisition Agreement (herein, the “Acquisition Agreement”) and the draft Permanent Water Main Easement Agreement (herein, the “Easement” between the County and the City as recommended by the JCCB; and

WHEREAS, in furtherance of the water main construction project contemplated by the Acquisition Agreement, the City seeks to acquire an easement under and across the County Property owned by the County for the purpose of constructing and maintaining a water main; and

WHEREAS, the City agrees to accept the responsibilities and liabilities as set forth in the Acquisition Agreement as consideration for conveyance of the Easement under and across the County Property to the City; and

WHEREAS, based upon the consideration set forth above, as well as the consideration set forth in the Acquisition Agreement, the benefits to be obtained by Johnson County residents arising from the installation of the water main and the preservation of the existing trail managed and maintained by JCCB, the Board hereby determines that conveying the County Property to the City is in the best interests of the County and for a public purpose; and

WHEREAS, Section 331.361(2) of the 2022 Code of Iowa requires Johnson County, in disposing of an interest in real property, to set forth its proposed plan in a resolution, to publish notice of the time and place of a public hearing on the proposed plan and, after the public hearing, make a final determination on the proposed plan.

NOW THEREFORE, BE IT RESOLVED that the Board proposes to convey to the City, as and for the consideration and purposes set forth above, Johnson County’s interests in the County Property, the legal description of which is:

COUNTY PROPERTY

An area in the former Chicago Rock Island and Pacific Rail Right of Way, now Johnson County Hoover Trail right of way in the northeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 23, Township 81 North , Range 6 West of the 5th P.M., Johnson County, Iowa described as; beginning southeast corner of said right of way in said southwest $\frac{1}{4}$; thence N00°51'58"W, 26.44 feet; thence N71°49'27"W, 21.56 feet; thence N71°19'33"W, 15.82 feet; thence N70°47'37"E, 6.58 feet; thence S19°12'23"W, 25 feet, thence S70°47'37"E, 6.08 feet; thence S71°93'33"E, 17.38 feet; thence 71°51'25"E, 28.96 feet to the point of beginning, described area containing 0.028 acres to easements and restrictions thereof.

BE IT FURTHER RESOLVED that the transfer of Johnson County's rights and interests in the County Property, if approved, shall be by the Easement as set forth in Exhibit C to the Acquisition Easement Agreement, and that the Board Chairperson will be given the authorization to execute any documents necessary to effectuate the conveyance of Johnson County's interests in the County Property.

BE IT FURTHER RESOLVED that in accordance with Section 331.361(2) of the 2022 Code of Iowa, a public hearing on said proposed plan to dispose of an Easement on the County Property is set for the 3rd day of November, 2022 at 9:00 A.M., in the Boardroom of the Johnson County Board of Supervisors, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa.

BE IT FURTHER RESOLVED that the Johnson County Auditor is directed to maintain a copy of this resolution and a draft Easement, altogether constituting the proposed plan for disposal, on file in their office and publish 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 and seconded by Heiden the Resolution be adopted this 20th day of October, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
10/20/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 10-27-22-01
JOHNSON COUNTY BOARD OF SUPERVISORS RESOLUTION OPPOSING PUBLIC
MEASURE 1, THE PROPOSED AMENDMENT TO GUN RIGHTS, ON THE 2022 GENERAL
ELECTION BALLOT

WHEREAS, research shows that states with weaker gun laws have higher rates of gun violence; and

WHEREAS, the rate of gun deaths in Iowa has increased 56% from 2011 to 2020 , compared to a 33% increase nationwide. This means that in 2020 there were 131 more gun deaths than in 2011; and

WHEREAS , between 2011 and 2020, Iowa's gun homicide rate increased 168%- a higher increase than in five out of Iowa's neighboring six states; and

WHEREAS, gun violence costs Iowa \$4.2 billion dollars each year. This cost includes state medical care, first responders, ambulances, police, and criminal justice services related to gun violence; and

WHEREAS , Iowa voters will vote on a proposed gun rights amendment to the Iowa constitution, Public Measure 1, is on the ballot in the 2022 November General Election; and

WHEREAS , the Second Amendment to the U.S. Constitution protects the peoples' right to own a gun; and

WHEREAS , this proposed gun rights amendment includes the phrase "any and all restrictions shall be subject to strict scrutiny," which is not found in the Second Amendment to the U.S. Constitution, and

WHEREAS, if passed, this proposed gun rights amendment will threaten current public safety laws. A person could sue to overturn gun safety protections in our state, including laws that prohibit felons and domestic abusers from possessing firearms; and

WHEREAS, if, passed, this proposed gun rights amendment will invite costly, frivolous lawsuits, putting taxpayers on the hook for the cost of litigation to defend current public safety laws; and

WHEREAS, if passed, this proposed gun rights amendment will make it even harder for the police and other law enforcement officers to enforce the law; and

WHEREAS , if passed, this proposed gun rights amendment will restrict future legislatures from passing future gun safety legislation like permitting, secure storage, and red-flag laws.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF JOHNSON COUNTY, IOWA that this Board of Supervisors does hereby:

1. Oppose Public Measure 1, the proposed gun rights amendment, on the ballot in the 2022 November General Election, and
2. Encourage all voters to vote NO to Public Measure 1.

It was moved by Heiden and seconded by Green the Resolution be adopted this 27th day of October, 2022.

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

/s/Royceann Porter, Chairperson
Board of Supervisors
10/27/2022

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-03-22-02
A RESOLUTION MODIFYING SHARED ROAD MAINTENANCE
RESPONSIBILITIES BETWEEN JOHNSON COUNTY, IOWA, AND THE CITY OF
NORTH LIBERTY, IOWA

WHEREAS, the City of North Liberty, Iowa (the “City”) and Johnson County, Iowa (the “County”) have an existing agreement concerning road maintenance which was entered into by and among them and filed with the Iowa Secretary of State on April 25, 2016 (the 28E Agreement); and

WHEREAS, said 28E Agreement contains two exhibits, A and B, (the “Exhibits”) which describe the particular roads and kinds of maintenance to be performed by the City and the County; and

WHEREAS, the 28E Agreement provides that the City and the County may from time to time, by resolution, amend the Exhibits to reflect any changes they may wish to enact without modifying the underlying 28E Agreement; and

WHEREAS, the City and the County have reached a mutual agreement on proposed changes to the Exhibits;

NOW, THEREFORE, BE IT RESOLVED that Exhibits A and B in the 28E Agreement between Johnson County, Iowa, and the City of North Liberty Iowa which became effective on April 25, 2016, are hereby stricken and replaced with the attached Exhibits A and B, effective as of the last date by which the City and County have each passed resolutions approving such replacement.

BE IT FURTHER RESOLVED that the Auditor and County Engineer are hereby authorized and directed to replace the existing Exhibits A and B with those attached to this resolution in all copies of the 28E Agreement maintained by the County.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/03/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

Road Segments with
North Liberty - Johnson
County shared
maintenance. See table
for details.

EXHIBIT A

1 inch = 2,400 feet

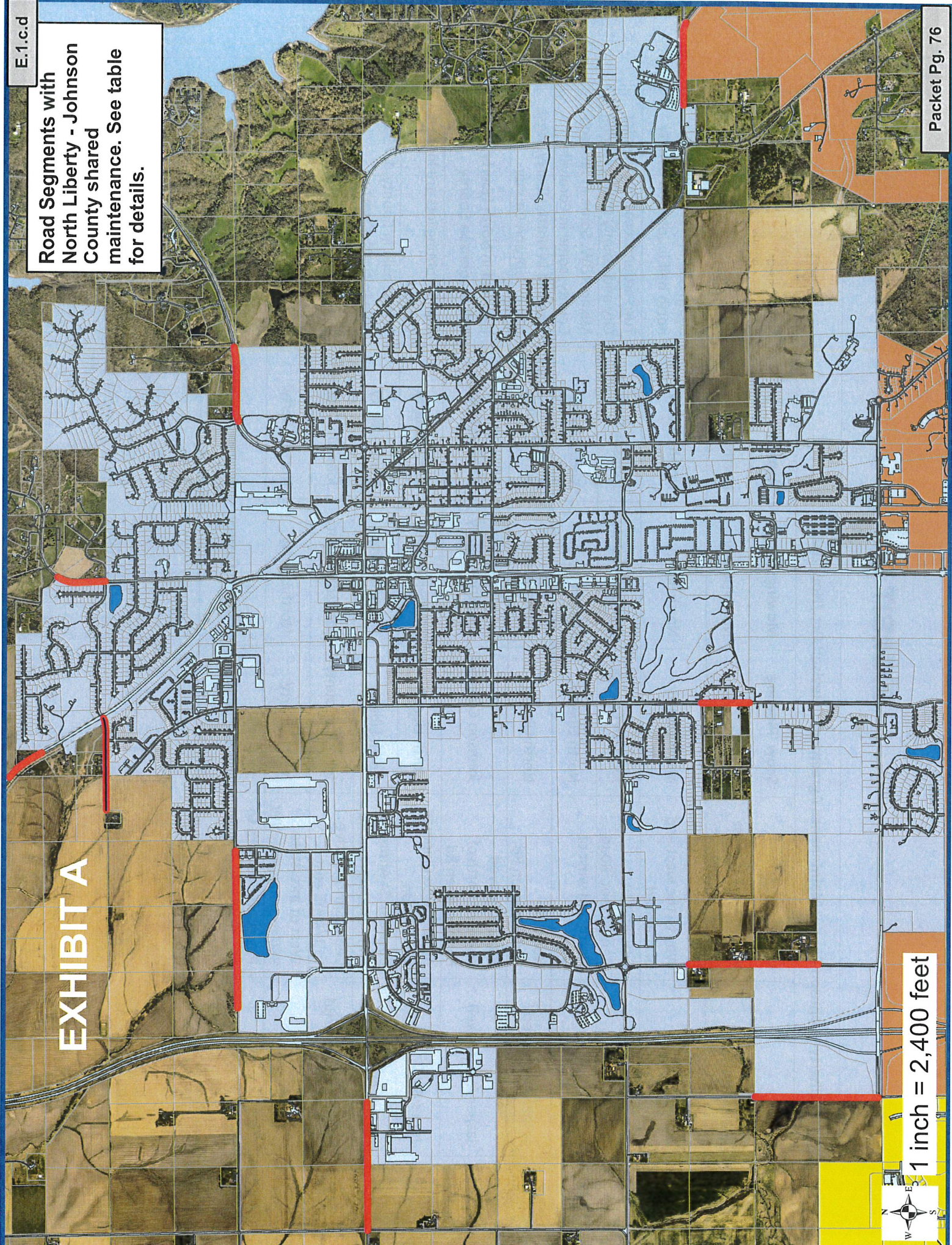


EXHIBIT B

North Liberty – Johnson County Maintenance Agreement Revised Oct./Nov. 2022					
Street	Location	Snow Plowing	Mowing	Signs	Notes
230th St NE	West of 965 to west end of the road	North Liberty	North Liberty	North Liberty	¼ lane mi in North Liberty, ½ lane mile in Johnson County
240th St NE	West of Alexander Way to the west end of the road	North Liberty	North liberty	North Liberty	South half in North Liberty, north half in Johnson County
965 north	City limit to Hendershot Road	Johnson County	Johnson County	Johnson County	Turn around locations vary for City and County snow plowing
Dubuque St	North and west of 275 th	North Liberty	North Liberty	North Liberty	Mixed ROW. Some in Johnson County, some in Coralville
Jasper Ave (Paved)	North of Forevergreen Rd	North Liberty	North Liberty	North Liberty	East half in North Liberty, west half in Johnson County
Jasper Ave (Gravel)	North of paved segment north of Forevergreen Rd	Johnson County	Johnson County	Johnson County	East half in North Liberty, west half in Johnson County
Jones Blvd	Adjacent to Chipman subdivision	North Liberty	North Liberty	North Liberty	4 of 5 fronting lots are in County
Kansas Ave	Between St Andrews and Forevergreen Rd	North Liberty	North Liberty	North Liberty	¾ lane mile in County, 1.75 lane mile in North Liberty
Mehaffey Bridge Rd	Cedar Springs Drive to 1/4 mi. east	Johnson County	Johnson County	Johnson County	South half in North Liberty, north half in Johnson County
Penn St	West of Interstate 380 to James Ave NW	North Liberty	North Liberty	North Liberty	¼ lane mile in North Liberty, ¾ in Johnson County
Scales Bend Rd	Pheasant Ct. north to City limit sign on west side of road	Johnson County	Johnson County	Johnson County	East half in Johnson County, west half in North Liberty

RESOLUTION No. 11-03-22-03
AMENDING THE FISCAL YEAR 2023 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 2023 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 County Attorney's Office and County Sheriff's Office increased for operating expenses (\$13,274)

Physical Health & Social Services service area for the departments of Public Health, Guidelink Center, and American Rescue Plan Act Fund increased for operating expenses (\$4,033,862)

County Environment & Education service area for the department of Planning, Development & Sustainability increased for operating expenses (\$274,600)

Governmental Services to Residents service area for the departments of County Recorder's Office, County Treasurer's Office, and Elections increased for operating expenses (\$152,645)

Administration service area for the departments of County Attorney's Office, County Auditor's Office, County Treasurer's Office, Central Services, and Behavioral Health Administrative Services increased for operating expenses (\$37,021)

Other Capital Projects service area for the departments of Special Resource Enhancement, Technology Fund, Capital Expenditures Fund, Conservation Trust Fund, Conservation Bond Fund, and Capital Projects Fund, increased for the acquisition and construction of various capital assets (\$14,221,206)

Operating Transfer Out for the departments of General Basic Fund to Conservation Trust Fund, Capital Expenditures Fund, and Capital Projects Fund increased (\$5,077,614)

EXPENDITURES & OPERATING TRANSFERS OUT DECREASED FOR:

County Environment & Education service area for the departments of General Basic Grants Fund and Rural Basic Grants Fund decreased for operating expenses (-\$46,705)

REVENUES & OPERATING TRANSFERS IN INCREASED FOR:

Increase for Intergovernmental Revenues in the General Basic Fund (\$333,865), General Supplemental Fund (\$10,000), Technology Fund (\$50,000), Conservation Trust Fund (\$1,113,154), Conservation Bond Fund (\$300,000), Capital Projects Fund (\$480,000), American Rescue Plan Act Fund (\$1,143,942)

Increase for Use of Money & Property in the General Basic Fund (\$700,000), Technology Fund (\$10,000), Capital Expenditures Fund (\$30,000), Recorder's Record Management Fund (\$3,000), Capital Projects Fund (\$70,000), and American Rescue Plan Act Fund (\$225,000)

Increase for Miscellaneous Revenues in the General Basic Fund (\$118,400), General Supplemental Fund (\$1,539), and the Johnson County LG Abatement Fund (\$102,258)

Increase for Operating Transfers In from General Basic Fund to the Conservation Trust Fund (\$227,614), to the Capital Expenditures Fund (\$3,900,000), and to the Capital Projects Fund (\$950,000)

REVENUES & OPERATING TRANSFERS IN DECREASED FOR:

Decrease for Charges for Service in the General Basic Fund (-\$2,500)

Decrease for General Long-Term Debt Proceeds in the Conservation Trust Fund (-\$146,000)

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 2023 County Budget; and

WHEREAS, the amendment does not increase taxes to be collected in the fiscal year ending June 30, 2023.

THEREFORE, BE IT RESOLVED that the following expenditures and revenues for the Fiscal Year 2023 County Budget be amended:

EXPENDITURE INCREASES (by Service Area):

- ☐ Public Safety & Legal Services service area increases by \$13,274 to \$32,849,279
- ☐ Physical Health & Social Services service area increases by \$4,033,862 to \$22,754,831
- ☐ County Environment & Education service area increases by \$227,895 to \$8,956,515
- ☐ Government Services to Residents service area increases by \$152,645 to \$3,558,771
- ☐ Administration service area increases by \$37,021 to \$16,747,993
- ☐ Capital Projects service area increases by \$14,221,206 to \$36,916,117
- ☐ Operating Transfers Out increases by \$5,077,614 to \$23,540,432

REVENUE INCREASES (by type):

- ☐ Intergovernmental increases by \$3,430,961 to \$27,407,907
- ☐ Use of Money and Property increases by \$1,038,000 to \$2,113,883
- ☐ Miscellaneous increases by \$222,197 to \$1,748,127
- ☐ Operating Transfers In increases by \$5,077,614 to \$23,540,432

REVENUE DECREASES (by type):

- ☐ Charges for Services decreases by \$2,500 to \$5,163,080
- ☐ General Long-Term Debt Proceeds decreases by \$146,000 to \$20,293,000

It was moved by Sullivan and seconded by Green the Resolution beadopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION No. 11-03-22-04
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 2023 County Budget; and

WHEREAS, the explanation of changes is contained in Resolution No.11-03-22-03; and

WHEREAS, the amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2023; 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. 02- County Attorney's Office (Public Safety & Legal Services service area) increases \$3,093 for YTD appropriation of \$2,534,035
- Dept 02-County Attorney's office (Administration service area) increases \$3,768 for YTD appropriation of \$2,030,752
- Dept. 03-County Auditor's Office (Administration service area) increases \$8,025 for YTD appropriation of \$1,552,279
- Dept. 04- Public Health (Physical Health & Social Services service area) increases \$1,182,062 for YTD appropriation of \$6,470,313
- Dept. 08- County Sheriff's Office (Public Safety & Legal Services service area) increases \$10,181 for YTD appropriation of \$14,957,879
- Dept. 11-County Recorder's Office (Government Services service area) increase \$6,936 for YTD appropriations of \$937,751
- Dept. 14-County Treasurer's Office (Government Services service area) increases \$5,577 for YTD appropriation of \$1,225,360
- Dept. 14-County Treasurer's Office (Administration service area) increases \$3,673 for YTD appropriation of \$619,238
- Dept. 18-Central Services (Administration service area) increases \$10,000 for YTD appropriation of \$1,809,290
- Dept. 19- Planning, Development, and Sustainability (County Environment and Education service area) increases \$274,600 for YTD appropriation of \$1,882,544
- Dept. 20- General Basic Grants (County Environment & Education service area) decreases \$37,400 for YTD appropriation of \$1,088,621
- Dept. 23- Rural Basic (County Environment & Education service area) decreases \$9,305 for YTD appropriation of \$1,309,176
- Dept. 26- GuideLink Center (Physical Health & Social Services service area) increases \$300,000 for YTD appropriation of \$782,561

- Dept. 32- Special Resource Enhancement (Capital Projects service area) increases \$20,000 for YTD appropriation of \$60,000
- Dept. 33- Elections (Government Services service area) increases \$140,132 for YTD appropriation of \$1,315,060
- Dept. 35- American Rescue Plan Act (Physical Health & Social Services service area) increases \$2,551,800 for YTD appropriation of \$6,178,800
- Dept. 40- Technology (Other Capital Projects service area) increases \$191,900 for YTD appropriation of \$2,197,033
- Dept. 43- Behavioral Health Administrative Services (Administration service area) increases \$11,555 for YTD appropriation of \$924,049
- Dept. 44- Capital Expenditures (Other Capital Projects service area) increases \$3,951,079 for YTD appropriation of \$7,199,855
- Dept. 82- Conservation Trust (Other Capital Projects service area) increases \$29,614 for YTD appropriation of \$1,413,184
- Dept. 83- Conservation Bond (Other Capital Projects service area) increases \$1,925,524 for YTD appropriation of \$4,054,024
- Dept. 85- Capital Projects (Other Capital Projects service area) increases \$8,103,089 for YTD appropriation of \$15,219,321

It was moved by Sullivan and seconded by Heiden the Resolution be adopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-03-22-05
DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE CAPITAL EXPENDITURES FUND IN THE FY2023 BUDGET

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Capital Expenditures Fund during the 2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.432 Code of Iowa, and

Whereas, the amended budgeted amount to be transferred is now \$5,200,000, and

Whereas, this resolution upon adoption supersedes the previous resolution adopted on March 24th, 2022, Resolution No. 03-24-22-08

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Capital Expenditures Fund during the 2023 fiscal year as funds are needed and available, not to exceed the sum of \$5,200,000.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/03/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-03-22-06
DESIGNATING FUNDS TO BE TRANSFERRED FROM THE GENERAL BASIC
FUND TO THE CAPITAL PROJECTS FUND IN THE FY2023 BUDGET

Whereas, it is desired to make periodic transfers of the budgeted amount from the General Basic Fund to the Capital Projects Fund during the 2023 fiscal year as needed; and

Whereas, this transfer is made in accordance with section 331.432 *Code of Iowa*, and

Whereas, the amended budgeted amount to be transferred is now \$2,450,000, and

Whereas, this resolution upon adoption supersedes the previous resolution adopted on March 24th, 2022, Resolution No. 03-24-22-09

Therefore be it resolved that the Auditor is authorized to make periodic transfers from the General Basic Fund to the Capital Projects Fund during the 2023 fiscal year as funds are needed and available, not to exceed the sum of \$2,450,000.

It was moved by Heiden and seconded by Green the Resolution be adopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/03/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-03-22-07
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 6, DIVISION 21 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$380,753.96

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 6, Division 21; and

Whereas, said project has been completed by Brian Miller Excavating of Marengo, 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 6, Division 21 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 Brian Miller Excavating, including payment for items called for in said contract and Statement of Completion.

It was moved by Green-Douglass and seconded by Heiden the Resolution be adopted this 3rd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/03/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-01
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF FRAUENHOLTZ FARM HOMESTEAD JOHNSON
COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28226 for approval of the preliminary and final plat of Frauentholtz Farm Homestead, Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Covenant Concerning Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green the Resolution be adopted this 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-02
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
HIDDEN RIDGE SUBDIVISION
JOHNSON COUNTY, IOWA

WHEREAS, the applicant has filed application PZC-22-28267 for approval of a preliminary plat Hidden Ridge Subdivision, and

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

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

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

It was moved by Green and seconded by Heiden the Resolution be adopted this 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-03
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF VISTA RIDGE JOHNSON COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28265 for approval of the preliminary and final plat of Vista Ridge, Johnson County, Iowa; 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

City of Tiffin Resolution No. 2022-081
Owner's Certificate
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent of Mortgagee
Fence Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green the Resolution be adopted this 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-04
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF GREENCASTLE WEST SUBDIVISION JOHNSON
COUNTY, IOWA

WHEREAS, the owner has filed application PZC-22-28280 for approval of the preliminary and final plat of Greencastle West Subdivision Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent to Platting by Mortgage Holder
Covenant for Fences
Easement for Public Highway
New Well Agreement
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 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-05
RESOLUTION APPROVING THE PRELIMINARY PLAT OF
RAPID CREEK ESTATES
JOHNSON COUNTY, IOWA

WHEREAS, the applicant has filed application PZC-22-28281 for approval of a preliminary plat Rapid Creek Estates, and

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

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

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

It was moved by Green and seconded by Heiden the Resolution be adopted this 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-10-22-06
RESOLUTION AWARDDING AND AUTHORIZING EXECUTION OF CONTRACT FOR
JOHNSON COUNTY COURTHOUSE – SECOND LEVEL COURTROOM
RENOVATION PROJECT LOCATED IN JOHNSON COUNTY, IOWA

Whereas, a public hearing was conducted on the 22nd day of September, 2022, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Johnson County Courthouse – Second Level Courtroom Renovation Project; 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 Johnson County Courthouse – Second Level Courtroom Renovation Project be solicited for receipt by the Johnson County Auditor at 913 South Dubuque Street, Iowa City, Iowa, no later than 2:00 P.M. Central Time, October 20, 2022, 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:

Tricon General Construction, Inc. of Cedar Rapids, IA, for \$1,817,000

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the Johnson County Courthouse – Second Level Courtroom Renovation Project, as shown in the plans previously adopted by the Board of Supervisors, is as follows:

Tricon General Construction, Inc. of Cedar Rapids, IA, for \$1,817,000

Be It Further Resolved that the Board of Supervisors hereby awards contract for Johnson County Courthouse – Second Level Courtroom Renovation Project for \$1,817,000 to Tricon General Construction, Inc. of Cedar Rapids, 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 Heiden and seconded by Green-Douglass the Resolution be adopted this 10th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/10/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-17-22-01
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 4, DIVISION 18 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$66,010.32

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 4, Division 18; and

Whereas, said project has been completed by Schrader Tiling & Terrain of Atkins, 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 4, Division 18 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 Schrader Tiling & Terrain, LLC, including payment for items called for in said contract and Statement of Completion.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 17th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

11/17/2022
Date

RESOLUTION NO. 11-17-22-02
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 4, DIVISION 19 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$164,742.16

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 4, Division 19; and

Whereas, said project has been completed by Schrader Tiling & Terrain of Atkins, 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 4, Division 19 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 Schrader Tiling & Terrain, LLC, including payment for items called for in said contract and Statement of Completion.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 17th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

11/17/2022
Date

RESOLUTION NO. 11-17-22-03
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 5, DIVISION 20 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$221,981.42

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 5, Division 20; and

Whereas, said project has been completed by Schrader Tiling & Terrain of Atkins, 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 5, Division 20 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 Schrader Tiling & Terrain, LLC, including payment for items called for in said contract and Statement of Completion.

It was moved by Green and seconded by Sullivan the Resolution be adopted this 17th day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

11/17/2022
Date

RESOLUTION NO. 11-22-22-01

RESOLUTION APPROVING THE SITE PLAN SUBMITTED BY MERVIN ROPP FOR THE PROPERTY DESCRIBED AS LOT 2 OF STRINGTOWN ACRES THIRD.

WHEREAS, the owner has filed application PZC-22-28298 seeking site plan approval to build a dock and warehouse structure to support the existing produce auction building and use located on Lot 2 of Stringtown Acres Third; and

WHEREAS, the Johnson County Engineer and Johnson County Public Health Department have reviewed the proposed site plan and have no objections to approval of this site plan; and

WHEREAS, the applicant has requested waiver of the requirement for permanent dust free surface for a portion of the required parking areas, and also requested waiver of the requirement that permanent landscape screening be installed along all bufferyards and road right-of-ways; and

WHEREAS, based on the recommendation of staff, the Board of Supervisors has elected to waive the requirements for permanent dust free surface for a portion of the required parking areas, and permanent landscape screening along a portion of the road ROW and bufferyards as set forth in the staff report for this application; and

WHEREAS, the Site Plan conforms with the Johnson County Unified Development Ordinance, as amended;

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

1. That said Site Plan be approved.
2. The Zoning Administrator is authorized to issue permits for this site in accordance with the standards set forth in the Johnson County Unified Development Ordinance.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 22nd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

11/22/2022
Date

RESOLUTION No. 11-22-22-02

**RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS REZONING AND
PLATTING APPLICATIONS AND THE PROPOSED WINDHAM VILLAGE PLAN
2022**

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on November 14, 2022, has 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 8, 2022, at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following applications and proposed plan:
 - a. Rezoning application filed by Gary Swenka (PZC-22-28288); and
 - b. Subdivision applications filed by Mary Land (PZC-22-28266), Randall Kessler (PZC-22-28287), Gary Swenka (PZC-22-28289), and Roger Roeder (PZC-22-28279); and
 - c. Proposed Windham Village Plan 2022.
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Green the Resolution be adopted this 22nd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date 11/22/2022

RESOLUTION NO. 11-22-22-03

ESTABLISHING SPEED LIMIT ON F44 / HERBERT HOOVER HIGHWAY NE

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

Whereas, such an analysis has been conducted by the Johnson County Engineer including consideration of the geometry of road reconstruction project STBG-SWAP-C052(120)--FG-52 & LFM-HHH3-RAB--7X-52, historical and projected traffic types and volumes, and applicable AASHTO Design Guidelines; and

Now therefore, be it resolved by the Board of Supervisors of Johnson County that the following speed limits are established and appropriate signs be erected on F44 / Herbert Hoover Highway NE at the locations described as follows:

55 miles per hour from a point 4,600 feet west of the intersection of F44 and Wapsi Avenue to a point 1,575 feet west of the intersection of F44 and Johnson Cedar Road; and

45 miles per hour from a point 1,575 feet west of the intersection of F44 and Johnson Cedar Road to a point 700 feet west of the intersection of F44 and Johnson Cedar Road; and

35 miles per hour from a point 700 feet west of the intersection of F44 and Johnson Cedar Road to the intersection of F44 and Johnson Cedar Road;

in Sections 1, 2, 3, 10, 11, and 12, 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 22nd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/22/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 11-22-22-04

**RESOLUTION APPROVING REVISED EAST CENTRAL IOWA LOCAL
WORKFORCE DEVELOPMENT AREA CHIEF ELECTED OFFICIALS
SHARED LIABILITY AGREEMENT**

WHEREAS, the Counties of Benton, Cedar, Iowa, Johnson, Jones, Linn and Washington comprise the East Central Iowa Local Workforce Development Area (ECILWDA) pursuant to the Workforce Innovation and Opportunity Act (WIOA) of 2014; and

WHEREAS, each such County has appointed a Chief Elected Official (“CEO”) to constitute the ECILWDA CEO Board, pursuant to that ECILWDA Chief Elected Officials Shared Liability Agreement (the Original Shared Liability Agreement) adopted by the Counties in 2020, and by Johnson County specifically by Resolution No. 08-06-20-05 approved August 6, 2020; and

WHEREAS, the U.S. Department of Labor and the Executive Director of the East Central Iowa Workforce Development Board have identified changes that need to be made to the Original Shared Liability Agreement and a revised Shared Liability Agreement has been proposed for adoption by the Counties comprising the ECILWDA, to supersede and replace the Original Shared Liability Agreement.

NOW, THEREFORE, BE IT RESOLVED BY the Board of Supervisors of Johnson County, Iowa that the proposed revised East Central Iowa Local Workforce Development Area Chief Elected Officials Shared Liability Agreement, attached hereto or otherwise included in the packet for the meeting of the Board of Supervisors at which this Resolution is adopted, is hereby approved, to supersede and replace the Original Shared Liability Agreement.

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 22nd day of November, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
11/22/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-08-22-01

**RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF POND VIEW OVERLOOK JOHNSON COUNTY, IOWA**

WHEREAS, the owner has filed application PZC-22-28266 for approval of the preliminary and final plat of Pond View Overlook Johnson County, Iowa; 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
City of Swisher Resolution No. 2022-49
Owner's Certificate
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Covenant Concerning Fences
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Green and seconded by Heiden the Resolution be adopted this 8th day of December, 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice-Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date: 12/8/22

RESOLUTION NO. 12-08-22-02

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

WHEREAS, the owner has filed application PZC-22-28287 for approval of the preliminary and final plat of Kessler Acres Subdivision Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent to Platting by Mortgagee
Fence Agreement
Common Access Easement Agreement
Well and Water Line Easement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Sullivan the Resolution be adopted this 8th day of December, 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice-Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date: 12/8/22

RESOLUTION NO. 12-08-22-03

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

WHEREAS, the owner has filed application PZC-22-28289 for approval of the preliminary and final plat of Greencastle East Subdivision Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Consent to Platting by Mortgagee
Covenant for Fences
Covenant for Use of Well and Water Line Easement
Grant of Easements for Highway Purposes
Covenant for Access Easement-Lot 1
Covenant for Access Easement – Lot 2
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 Heiden the Resolution be adopted this 8th day of December, 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice-Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date: 12/8/22

RESOLUTION NO. 12-08-22-04

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

WHEREAS, the owner has filed application PZC-22-28279 for approval of the preliminary and final plat of Roeder First Subdivision Johnson County, Iowa; 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
Certificate of the Attorney
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Fence Agreement
Protective Covenants and Restrictions
Utility Easement and Agreement
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green the Resolution be adopted this 8th day of December, 2022.

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

ATTEST:

/s/Lisa Green-Douglass, Vice-Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

Date: 12/8/22

RESOLUTION NO. 12-15-22-01

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

WHEREAS, the owner has filed application PZC-21-28143 for approval of the final plat of Yellow Rock Subdivision Johnson County, Iowa; and

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
Attorney's Title Opinion
Certificate from County Auditor
Certificate of the Treasurer
Subdividers Agreement
Mortgagee Consent to Subdivision
Fence Agreement
Agreement for Private Stormwater Management
Escrow Performance Agreement
Easement for Public Highway
Articles of Incorporation of Yellow Rock Homeowners Association
Bylaws of Yellow Rock Homeowners Associations
Declaration of Restrictions & Covenants
Easement Agreement
Protective Covenants and Restrictions
Resolution Affirming the Stability of the Current Road System

B. Subdivision Plat (5)

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 15th day of December, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
12/15/2022
Date

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-15-22-02

APPROVING AND AUTHORIZING A LOAN AGREEMENT AND PROVIDING FOR THE
ISSUANCE OF A \$12,220,000 TAXABLE GENERAL OBLIGATION COUNTY PURPOSE
BOND, SERIES 2022A

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; and

WHEREAS, it is necessary at this time to authorize and approve a loan agreement (the “Series 2022A Loan Agreement”) and to make provision for the issuance of a Taxable General Obligation County Purpose Bond in the principal amount of \$12,220,000 (the “Series 2022A Bond”) in evidence of the County’s obligation under the Series 2022A 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 2022A Loan Agreement with Hills Bank, Hills, Iowa, as purchaser (the “Purchaser”), in substantially the form as will be placed on file with the Board, providing for a loan to the County in the principal amount of \$12,220,000 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 2022A Loan Agreement on behalf of the County, and the Series 2022A Loan Agreement is hereby approved.

Section 2. The Series 2022A Bond is hereby authorized to be issued in the principal amount of \$12,220,000, 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 2022A Bond and may be hereinafter referred to as the “Registrar” or the “Paying Agent”.

Principal of the Series 2022A Bond shall be payable on April 17, 2023, along with interest at the rate of 4.00% 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 2022A Bond shall be made to the registered owner appearing on the registration books of the County, upon presentation and surrender of the Series 2022A Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2022A 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 2022A 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 2022A Bond shall cease to be such officer before the delivery of the Series 2022A 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 2022A 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 2022A 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 2022A Bond shall be in substantially the following form:

(Form of Series 2022A Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY
TAXABLE GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2022A
No. R-1 \$12,220,000

RATE	MATURITY DATE	BOND DATE
4.00%	April 17, 2023	December 29, 2022

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

Hills Bank
Hills, Iowa

or registered assigns, the principal sum of TWELVE MILLION TWO HUNDRED TWENTY THOUSAND DOLLARS, together with interest on the outstanding principal hereof at the rate of 4.00% 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, 2022 (the “Series 2022A 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 15, 2022, authorizing and approving the Series 2022A 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 2022A 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, 2022.

JOHNSON COUNTY, IOWA

By (Do Not Sign)

Chairperson, Board of Supervisors

Attest:

(Do Not Sign)

County Auditor

Registration Date: December 29, 2022

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2022A 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:

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

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 2022A 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 2022A 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 15, 2022.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 15th day of December, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson

/s/Travis Weipert, Auditor

Board of Supervisors

Johnson County, Iowa

RESOLUTION NO. 12-15-22-03

APPROVING AND AUTHORIZING A LOAN AGREEMENT AND PROVIDING FOR THE
ISSUANCE OF A \$8,073,000 GENERAL OBLIGATION COUNTY PURPOSE BOND,
SERIES 2022B 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 2022B Loan Agreement”) and to make provision for the issuance of a General Obligation County Purpose Bond in the principal amount of \$8,073,000 (the “Series 2022B Bond”) in evidence of the County’s obligation under the Series 2022B 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 2022B Loan Agreement with Hills Bank, Hills, Iowa, as purchaser (the “Purchaser”), in substantially the form as will be placed on file with the Board, providing for a loan to the County in the principal amount of \$8,073,000 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 2022B Loan Agreement on behalf of the County, and the Series 2022B Loan Agreement is hereby approved.

Section 2. The Series 2022B Bond is hereby authorized to be issued in the principal amount of \$8,073,000, 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 2022B Bond and may be hereinafter referred to as the “Registrar” or the “Paying Agent”.

Principal of the Series 2022B 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, 2023	4.00%	\$2,700,000
June 1, 2024	4.15%	\$2,686,500
June 1, 2025	4.25%	\$2,686,500

Accrued interest on the Series 2022B Bond shall be payable semiannually on the first day of June and December, commencing June 1, 2023. 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 2022B 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 2022B Bond to the Paying Agent.

The County reserves the right to prepay principal of the Series 2022B 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 2022B 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 2022B Bond shall cease to be such officer before the delivery of the Series 2022B 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 2022B 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 2022B 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 2022B Bond shall be in substantially the following form:
(Form of Series 2022B Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
JOHNSON COUNTY
GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2022B

No. R-1 \$8,073,000

MATURITY DATE
June 1, 2025

BOND DATE
December 29, 2022

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

Hills Bank
Hills, Iowa

or registered assigns, the principal sum of EIGHT MILLION SEVENTY-THREE 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, 2023. Principal of this Bond is payable in installments in each of the respective years and in the respective installment amounts and bears interest at the respective rates, as follows:

<u>Date</u>	<u>Interest Rate Per Annum</u>	<u>Principal Installment</u>
June 1, 2023	4.00%	\$2,700,000
June 1, 2024	4.15%	\$2,686,500
June 1, 2025	4.25%	\$2,686,500

Interest will be calculated on the basis of a 360-day year comprised of twelve 30-day months and principal and interest shall be paid in accordance with the schedule attached hereto and set forth as Exhibit A.

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, 2022 (the “Series 2022B 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 15, 2022, authorizing and approving the Series 2022B 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 2022B 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, 2022.

JOHNSON COUNTY, IOWA

By (Do Not Sign)
Chairperson, Board of Supervisors

Attest:

(Do Not Sign) _____

County Auditor

Registration Date: December 29, 2022

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2022B 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.

EXHIBIT A
PRINCIPAL AND INTEREST PAYMENTS

	<u>Principal</u>	<u>Interest</u>	<u>Total P&I</u>
June 1, 2023	\$2,700,000	\$140,881.20	\$2,840,881.20
December 1, 2023	\$0	\$112,833	\$112,833
June 1, 2024	\$2,686,500	\$112,833	\$2,799,333
December 1, 2024	\$0	\$57,088.13	\$57,088.13
June 1, 2025	\$2,686,500	\$57,088.13	\$2,743,588.13

Section 4. The Series 2022B 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 2022B 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 2022B 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 2022B 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, 2023,
sufficient to produce the net annual sum of \$2,912,166;

For collection in the fiscal year beginning July 1, 2024,
sufficient to produce the net annual sum of \$2,800,677.

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 2022B 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 2022B 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 2022B 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 2022B 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 15, 2022.

It was moved by Green-Douglass and seconded by Green the Resolution be adopted this 15th day of December 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-22-22-01

RESOLUTION SETTING A PUBLIC HEARING ON A REZONING APPLICATION

WHEREAS the Johnson County Planning and Zoning Commission, following a public hearing on December 12, 2022, has 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 12, 2023, at 5:30 p.m.** in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following application:
 - a. Rezoning application filed by Dale & Audrey Miller (PZC-22-28299).
2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

It was moved by Heiden and seconded by Green-Douglass the Resolution be adopted this 22nd day of December, 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors
Date: 12/22/2022

/s/Travis Weipert, Auditor
Johnson County, Iowa

RESOLUTION NO. 12-22-22-02
RESOLUTION APPROVING ENGINEER'S STATEMENT OF COMPLETION
AND ACCEPTING THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 1, DIVISION 11 WITH A FINAL PROJECT COST
IN THE AMOUNT OF \$149,600.75

Whereas, Johnson County, Iowa has entered into a contract for labor and materials for the Clear Creek Watershed Improvement Project, Bid Package 1, Division 11; and

Whereas, said project has been completed by LaGrange, Inc. of Amana, Iowa, pursuant to the plans and specifications set forth in Project Manual covering said division; 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 11 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 LaGrange, Inc., including payment for items called for in said contract and Statement of Completion.

It was moved by Green and seconded by Heiden the Resolution be adopted this 22nd day of December 2022.

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

ATTEST:

/s/Royceann Porter, Chairperson
Board of Supervisors

/s/Travis Weipert, Auditor
Johnson County, Iowa

12/22/2022
Date