

**THE JOHNSON COUNTY BOARD OF SUPERVISORS
FORMAL MEETING MINUTES
JANUARY 14, 2021**

Chairperson Heiden called the Johnson County Board of Supervisors to order in the Johnson County Administration Building Boardroom at 5:33 p.m. as an electronic meeting due to concerns for the health and safety of Board members, staff, and the public presented by the novel coronavirus pandemic, COVID-19, in accordance with Section 21.8 of the Code of Iowa, as amended. **Present:** Lisa Green-Douglass, Pat Heiden, Royceann Porter, Janelle Rettig*, Rod Sullivan*.

*Denotes telephonic participation.

All actions were taken unanimously.

**PROCLAMATION NO. 01-14-21-01
DR. MARTIN LUTHER KING, JR. DAY
JANUARY 18, 2021**

Whereas, the Reverend Dr. Martin Luther King, Jr., who was born on January 15, 1929, devoted his life to the advancement of civil rights and public service. He believed in a nation of freedom and justice for all, and challenged all people to help build a more perfect union and live up to the purpose and potential of America; and

Whereas, the strength of his leadership was matched only by the power of his words, which still call on us to perfect those sacred ideals enshrined in our founding documents; and

Whereas, though we have made great strides since the turbulent era of Dr. King's movement, his work and our journey remain unfinished. Only when our children are free to pursue their full measure of success—unhindered by the color of their skin, their gender, the faith in their heart, the people they love, or the fortune of their birth—will we have reached our destination; and

Whereas, legislation created a federal holiday to honor Dr. King, which was observed for the first time on January 20, 1986. Subsequently, the King Holiday and Service Act, which challenges Americans to transform Dr. Martin Luther King, Jr. Day as a national day of service, encouraging citizens to volunteer to improve their communities, was signed on August 23, 1994.

Now, therefore, be it resolved that we, the Johnson County Board of Supervisors, do join governments across the country to proclaim Monday, January 18, 2021, as: Dr. Martin Luther King, Jr. Day in Johnson County and urge all people to recognize this day by becoming aware of the history of civil rights and equality struggles that affect the liberties of ALL people of color until this very day, and to participate in one of the many activities

in the area. We encourage all Johnson County residents to honor and remember Dr. King for his humanitarian values and to work toward their realization.

Motion by Green-Douglass, second by Porter, to approve Proclamation 01-14-21-01. North Liberty City Council Member RaQuishia Harrington*, Board Office Inclusion and Equity Specialist Keshia Fields, and Johnson County Public Health Epidemiologist Maysa Ahmed spoke and accepted the proclamation.

Motion by Green-Douglass, second by Porter, to approve the claims on the January 14, 2021, Auditor's Claim Register, as approved by a majority of the Supervisors.

Motion by Sullivan, second by Green-Douglass, to approve the minutes of the Formal Meeting of January 7, 2021.

Motion by Sullivan, second by Porter, to approve the payroll authorizations submitted by department heads and elected officials, as approved by a majority of the Supervisors.

Motion by Green-Douglass, second by Porter, to receive and place on file the Auditor's Quarterly Report of Fees Collected for the quarter ending December 31, 2020, in the amount of \$408,512.55, as submitted by County Auditor Travis Weipert.

Motion by Green-Douglass, second by Porter, to receive and place on file the Clerk's Report of Fees Collected for the month of December, 2020, in the amount of \$26,811.70, as submitted by Clerk of District Court Kim Montover.

Continued **Public Hearing of March 10, 2020 at 5:52 p.m.** on Rezoning Application PZC-20-27813 of Kristy Walker, requesting rezoning of approximately 39 acres from A-Agricultural to AG-T-Agritourism of a certain property described as being the SE 1/4 of the NE 1/4 of Section 16, Township 79 North, Range 7 West of the 5th P.M. in Johnson County, Iowa. The property is located on the west side of James Avenue SW, approximately 1,800 feet south of its intersection with IWV Road SW, in Union Township.

Planning, Development, and Sustainability Assistant Planner Luke McClanahan presented the application. Property Owner Kristy Walker* commented on the application. **Public Hearing** closed at 6:00 p.m.

Motion by Sullivan, second by Green-Douglass, to waive the requirement of three considerations before approving an ordinance amending the Johnson County Unified Development Ordinance, Rezoning Application PZC-20-27813. Roll call: aye: Green-Douglass, Heiden, Porter, Rettig, Sullivan.

Motion by Sullivan, second by Green-Douglass, to approve Zoning Application PZC-20-27813 subject to the January 13, 2021 Conditional Zoning Agreement, and the Road Agreement incorporated by reference therein, on first and second consideration. Roll call: aye: Green-Douglass, Heiden, Porter, Rettig, Sullivan.

Convened **Public Hearing at 6:03 p.m. on Subdivision Application PZC-20-27978** of Rickie Ogren, requesting preliminary and final plat approval of Ogren Corner Subdivision, on certain property being located in the SW 1/4 of the NW 1/4 of Section 35, Township 77 North, Range 5 West of the 5th P.M. in Johnson County, Iowa. The property is located on the east side of White Oak Avenue SE, approximately 2,400 feet south of its intersection with 680th Street SE, in Fremont Township.

Planning, Development, and Sustainability Planning Intern Maya Simon presented the application and staff report. Mark Stein* of MMS Consultants, Inc, was present to answer questions. **Public Hearing** closed at 6:07 p.m.

RESOLUTION NO. 01-14-21-01
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF OGREN CORNER SUBDIVISION,
JOHNSON COUNTY, IOWA

Whereas, the owner has filed application PZC-20-27978 for approval of the preliminary and final plat of Ogren 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:** Certificate of Owners and Subdividers, Title Opinion, Certificate from County Auditor, Treasurer's Certificate, Subdivider's Agreement, Consent to Platting by Mortgage Holder, Covenant for Fences, Resolution Affirming the Stability of the Current Road System, **B. Subdivision Plat (5)**

Motion by Rettig, second by Sullivan, to approve Resolution 01-14-21-01.

Convened **Public Hearing at 6:07 p.m. on Subdivision Application PZC-20-27979** of Herschel Yoder, requesting preliminary and final plat approval of Meadow Brook Subdivision, on certain property being located in the NE 1/4 of the NW 1/4 and the NW 1/4 of the NE 1/4 of Section 22, Township 78 North, Range 8 West of the 5th P.M. in Johnson County, Iowa. The property is located on the north side of 520th Street SW, approximately 260 feet west of its intersection with Angle Road SW, in Washington Township.

Planning, Development, and Sustainability Assistant Planner Luke McClanahan presented the application. He noted that the Subdivider's Agreement contains specific language acknowledging there is not a permitted septic system on the site and that the applicant agrees to comply with County regulations by July 14, 2021. He said the applicant

requests the Board defer consideration of the application to January 21, 2021. Sullivan asked how they ended up without a permitted wastewater system. McClannahan replied to the question, and Scott Ritter* of Hart-Frederick Consultants P.C., provided additional information on the matter.

Motion by Green-Douglass, second by Porter, to defer consideration of Subdivision Application PZC-20-27979 to January 21, 2021, at 9:00 a.m. in the Administration Building Boardroom. Roll call: aye: Green-Douglass, Heiden, Porter, Rettig, Sullivan.

Convened **Public Hearing at 6:16 p.m. on Subdivision Application PZC-20-27980** of Brent Yoder, requesting preliminary and final plat approval of Corner Subdivision, on certain property being located in the NW 1/4 of the SW 1/4 of Section 4, Township 78 North, Range 8 West of the 5th P.M. in Johnson County, Iowa. The property is located at the southeast quadrant of 470th Street SW and Calkins Avenue SW, in Washington Township.

Planning, Development, and Sustainability Planning Intern Maya Simon presented the application and staff report. Scott Ritter* of Hart-Frederick Consultants P.C., was present to answer questions. **Public Hearing** closed at 6:19 p.m.

RESOLUTION NO. 01-14-21-02
RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT AND
SUBDIVIDER'S AGREEMENT OF CORNER SUBDIVISION, JOHNSON
COUNTY, IOWA

Whereas, the owner has filed application PZC-20-27980 for approval of the preliminary and final plat of 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:** Certificate of Owners and Subdividers, Title Opinion, Certificate from County Auditor, Treasurer's Certificate, Subdivider's Agreement, Fence Agreement, Resolution Affirming the Stability of the Current Road System, **B. Subdivision Plat (5)**

Motion by Green-Douglass, second by Sullivan, to approve Resolution 01-14-21-02.

RESOLUTION NO. 01-14-21-03
RESOLUTION SETTING A PUBLIC HEARING ON VARIOUS ZONING AND
PLATTING APPLICATIONS

Whereas the Johnson County Planning and Zoning Commission, following a public hearing on January 11, 2021 filed its report and recommendations for certain actions;

Now, Therefore, Be It Resolved as follows:

1. A public hearing in accordance with Section 335.6 of the Iowa Code is set for February 11, 2021 at 5:30 p.m. in the Board Room, Johnson County Administration Building, 913 South Dubuque Street, Iowa City, Iowa, on the following zoning application: Jesse Allen (PZC-20-27977), and on the following subdivision applications; Keith Pirkel (PZC-20-27981), Elwin and Evan Gingerich (PZC-20-27993), Dennis Schuessler (PZC-20-27995) and Doug Boatman (PZC-20-27996).

2. That the Johnson County Auditor be authorized to publish the official notice of above public hearing.

Motion by Green-Douglass, second by Porter, to approve Resolution 01-14-21-03.

RESOLUTION NO. 01-14-21-04
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 owns 0.22 acres of undeveloped real property comprising part of Auditor’s Parcel 2003012 as filed in Book 46 Page 38 in the office of the Johnson County Recorder, depicted and more particularly described on that Acquisition Plat attached hereto as **Exhibit A**, as well as 1.14 acres of undeveloped real property located in the NE 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, consulting engineers for the project, Anderson-Bogert Engineers & Surveyors, Inc. (herein “Engineers”), have identified the County Property as needed for additional right-of-way and accommodation of the designed improvements to Melrose Avenue; and

Whereas, said Engineers have identified certain tracts designated as Tract 1 and Tract 2 on the exhibit incorporated into that Temporary Construction Easement Agreement

attached hereto as **Exhibit C**, as necessary property for facilitating the City's construction of 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 has requested that the County Property and the temporary construction easement be conveyed to the City for no monetary compensation, as permitted by Iowa Code Section 331.361(4); and

Whereas, based upon the mutual consideration set forth 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, pursuant to Iowa Code section 331.361, that conveying the County Property to the City of Iowa City, and granting the easement described in the Temporary Construction Easement Agreement, all in furtherance of the 28E Agreement, is for a public purpose;

Whereas, Section 331.361(2) of the 2021 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 mutual consideration set forth in the 28E Agreement and for the public purposes recited above, Johnson County's interests in the County Property and the temporary construction easement set forth in Exhibit C, the legal descriptions of which are:

COUNTY PROPERTY

Part of Auditor's Parcel 2003012, as filed in Book 46, Page 38, of the Johnson County Recorder's Office, further described as follows:

Beginning at the Southwest Corner of said Auditor's Parcel; thence N00°00'48"E along the West line of said Auditor's Parcel, 10.00 feet; thence N89°06'43"E, 952.64 feet to the East line of said Auditor's Parcel; thence S00°00'48"W along said East line, 10.00 feet to the North Right-of-Way line of Melrose Avenue West; thence S 89°06'43"W Along said North Right-of-Way line, 952.64 feet to the Point of Beginning containing 0.22 acres (9,526 sq.ft.), subject to existing easements and restrictions of record.

And

Part of the NW¼ NE¼ of Section 13, Township 79 North, Range 7 West of the 5th P.M., further described as follows:

Commencing at the North Quarter Corner of Said Section 13;
Thence N89°06'43"E along the North line of the NE1/4 of said Section 13,
665.15 feet to the Point of Beginning.
Thence N89°06'43"E along said North line, 611.13 feet;
Thence S00°53'17"E, 40.00 feet to the South Right-of-Way line of Melrose
Avenue;
Thence S87°30'46"E along said South Right-of-Way line, 81.84 feet;
Thence S69°26'43"W, 54.02 feet;
Thence S89°06'43"W, 642.94 feet;
Thence N00°00'45"E. 8.00 feet;
Thence S89°06'43"W, 652.15 feet to the East Right-of-Way line of
Slothower Road;
Thence N00°00'45"E along said East Right-of-Way line, 15.00 feet;
Thence N89°06'43"E along said South Right-of-Way line of Melrose
Avenue, 652.15 feet;
Thence N00°00'45"E, 40.00 feet to the Point of Beginning containing 1.14
acres (49,534 sq. ft.) more or less.
Subject to existing easements and restrictions of record.

And

TEMPORARY CONSTRUCTION EASEMENT

Tract 1:

Part of Auditor's Parcel 2003012 as filed in Book 46, Page 38 of the
Johnson County Recorder's Office further described as follows;
Commencing at the Southwest corner of said Auditor's Parcel;
Thence N89°06'43"E along the South line of said Auditor's Parcel, 357.50
feet;
Thence N00°53'17"W, 10.00 feet to the Point of Beginning;
Thence Continuing N00°53'17"W, 5.00 feet;
Thence N89°06'43"E, 75.00 feet;
Thence S00°53'17"E. 5.00 feet;
Thence S89°06'43"W, 75.00 feet to the Point of Beginning containing 0.01
acres (375 sq. ft.) more or less.
Subject to existing easements and restrictions of record.

Tract 2:

Part of Auditor's Parcel 2003012 as filed in Book 46, Page 38 of the
Johnson County Recorder's Office further described as follows;
Commencing at the Southwest corner of said Auditor's Parcel;
Thence N89°06'43"E along the South line of said Auditor's Parcel, 657.50
feet;
Thence N00°53'17"W, 10.00 feet to the Point of Beginning;

Thence continuing N00°53'17"W, 10.00 feet;
Thence N89°06'43"E, 75.00 feet;
Thence S00°53'17" E, 10.00 feet;
Thence S89°06'43"W, 75.00 feet to the Point of Beginning containing 0.02 acres (750 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 fee simple interest in the County Property, and the temporary construction easement(s), to the City of Iowa City.

Be It Further Resolved that in accordance with Section 331.361(2) of the 2021 Code of Iowa, a public hearing on said proposed plan to dispose of the County Property and grant the temporary construction easement is set for the 28th day of January, 2021 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, the draft Temporary Construction Easement Agreement, 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.

Motion by Green-Douglass, second by Porter, to approve Resolution 01-14-21-04.

RESOLUTION NO. 01-14-21-05
RESOLUTION AWARDDING AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE CLEAR CREEK WATERSHED IMPROVEMENT
PROJECT, BID PACKAGE 3 (CDBG #13-NDRI-007) LOCATED IN IOWA AND
HILTON TOWNSHIPS, IOWA COUNTY, IOWA

Whereas, a public hearing was conducted on the 10th day of December, 2020, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Clear Creek Watershed Improvement Project, (CDBG #13-NDRI-007) Bid Package 3, located in Iowa and Hilton Townships, Iowa County, Iowa, (hereinafter "CCW Bid Package 3"); 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 3 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, January 8, 2021, and Notice to Bidders being published pursuant to Iowa Code; and

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

For Division 16: Brian Miller Excavating of Marengo, IA, for \$106,820.30

For Division 17: Brian Miller Excavating of Marengo, IA, for \$91,100.05

Now, Therefore, Be It Resolved, the lowest responsive, responsible bids for the CCW Bid Package 3, as shown in the plans previously adopted by the Board of Supervisors, are as follows:

For Division 16: Brian Miller Excavating of Marengo, IA, for \$106,820.30

For Division 17: Brian Miller Excavating of Marengo, IA, for \$91,100.05

Be It Further Resolved that the Board of Supervisors hereby awards contracts for Division 16 and Division 17 of the CCW Bid Package 3 to Brian Miller Excavating of Marengo, IA and authorizes the Chairperson (or in the Chairperson's absence, the Vice Chairperson) to sign any documents, including the previously approved form of contract, necessary to effectuate said award of contract in such manner as is consistent with the law.

Motion by Green-Douglass, second by Porter, to approve Resolution 01-14-21-05.

RESOLUTION NO. 01-14-21-06
RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF
CONTRACT FOR THE JOHNSON COUNTY FUEL ISLAND PROJECT
LOCATED AT 4810 MELROSE AVENUE, IOWA CITY, IOWA

Whereas, a public hearing was conducted on the 17th day of December, 2020, concerning proposed plans, specifications, and form of contract for, and estimated total cost of the said public improvement, to-wit: Johnson County Fuel Island Project Located At 4810 Melrose Avenue, Iowa City, 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 the Johnson County Fuel Island Project, be received no later than 2:00 P.M. Central Time, January 11, 2021, and Notice to Bidders being published pursuant to Iowa Code; and

Whereas, at said time and place, the bids were opened and the amounts of all bids were announced, and after later examination of all bids, it was determined that the lowest responsive, responsible bidder was as follows: Unified Contracting Services, Des Moines in an amount of \$747,210.

Now, Therefore, Be It Resolved, the lowest responsive, responsible bid for the Johnson County Fuel Island Project, as shown in the plans previously adopted by the Board of Supervisors, is as follows: \$747,210 from Unified Contracting Services, Des Moines.

Be It Further Resolved that the Board of Supervisors hereby awards a contract for Johnson County Fuel Island Project to Unified Contracting Services, Des Moines, in an amount of \$747,210, 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.

Motion by Porter, second by Green-Douglass, to approve Resolution 01-14-21-06.

Motion by Sullivan, second by Porter, to approve Change Order No. 02 with Neuzil and Sons, Inc., Oxford, in an amount of \$3,225.49 for Clear Creek Watershed Improvement Project, Bid Package 2, Division 15.

Johnson County Declaration Continuing Public Health Disaster Emergency

Whereas, the World Health Organization has reported an outbreak of coronavirus disease 2019 (COVID- 19), a communicable respiratory illness caused by a novel coronavirus that has continued to spread throughout the world with over 90.4 million cases reported and over 1.9 million deaths as of January 11, 2021; and

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

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

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

Whereas, as of January 11, 2021, 297,000 citizens of Iowa have tested positive for COVID- 19, including over 11,600 citizens of Johnson County; and more than 4000 citizens of Iowa, including 49 from Johnson County, have died as a result of COVID-19; and

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

Whereas, public health officials continue to predict increasing rates of infection rates related to winter temperatures keeping people indoors and increased rates of transmission following holiday gatherings; and

Whereas, the number of new cases in Iowa, rates of hospitalization and deaths related to COVID-19 have generally been increasing in the State of Iowa and in Johnson County since the beginning of the calendar year; and

Whereas, as of January 4, 2021, school districts in Johnson County have returned to in person classes and the University of Iowa is expected to resume in person instruction as of January 25, 2021; and

Whereas, when the University of Iowa resumed classes in the Fall 2020, COVID-19 infection rates increased dramatically; and

Whereas, all available information indicates that COVID-19 continues to pose a substantial widespread risk of infection leading to a significant risk of harm to the population of Johnson County; and

Whereas, Johnson County is the location of the University of Iowa Hospitals and Clinics, Mercy Hospital, and the Veteran's Administration Hospital, all of which provide medical care for persons from locations throughout the State of Iowa when other health care facilities in Iowa are full beyond capacity because of COVID-19 related health care demands; and

Whereas, Johnson County approved a Declaration of Public Health Disaster Emergency on March 18, 2020, most recently renewed on December 10, 2020, to remain in effect until January 15, 2021 or as long as the Governor's Disaster Declaration remained in effect whichever is later; and

Whereas, Governor Kim Reynold's most recent proclamation declaring a statewide public health disaster is scheduled to expire February 6, 2021, at 11:59 p.m.; and
Whereas, the Johnson County Board of Supervisors and the Johnson County Emergency Management Commission recognize the need to continue to access local, state, and federal resources to timely and appropriately address the ongoing threat of COVID-19 to the population of Johnson County;

Now Therefore, the Johnson County Board of Supervisors and the Johnson County Emergency Management Commission hereby continue the declaration of public health disaster and state of disaster emergency, pursuant to Iowa Code Section 331.301, and a Civil Emergency as used in Chapters 4:3 and 4:4 of the Code of Ordinances of Johnson County (2013), in order to enable the deployment of emergency funds and any needed available resources, invoke mutual aid agreements, receive assistance, monetary or otherwise, from other agencies and levels of government; and make application to the State of Iowa's individual assistance program, as well as exercising any other local powers or mutual aid to include IMAC and EMAC agreements as may be needed to protect life and

critical infrastructure as a result of this Emergency that is ongoing, in all cases consistent with Iowa Code Chapter 29C; and

Furthermore, Johnson County and all municipal entities within the county are hereby authorized, pursuant to this continuing declaration, to protect the citizens of Johnson County within the lawfully allowed powers of the Iowa and municipal code sections relating to county and municipal authority in the event of a disaster emergency and/or public health emergency declaration and to seek disaster emergency and/or public health emergency reimbursement from federal and state grants; and

Furthermore, given the continued risk created by COVID-19, the Johnson County Board of Supervisors urges citizens of Johnson County to continue practicing appropriate physical distancing whenever interacting with other persons, to wear face coverings in public, particularly in situations where it may be difficult to maintain safe physical distancing, and to continue practicing increased hygiene practices and public health measures to reduce the risk of transmission; and

Furthermore, this Continuing Declaration shall remain in effect as long as the Governor's Disaster Declaration remains in effect or until Friday, February 19, 2021, whichever date is later, unless modified, terminated, or extended by further action by the Johnson County Board of Supervisors.

Motion by Porter, second by Green-Douglass, to approve the Johnson County Declaration Continuing Public Health Disaster Emergency.

Adjourned to Informal Meeting at 6:26 p.m.

/s/Pat Heiden, Chair, Board of Supervisors

/s/Attest: Travis Weipert, Auditor

Recorded by Kyle Phillips, Auditor's Office Confidential Administrative Secretary

These minutes were sent for formal approval and publication on January 21, 2021.