

POLK COUNTY BOARD OF SUPERVISORS AGENDA
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
111 COURT AVENUE - ROOM 120
NOVEMBER 29, 2022 9:30 A.M.

1. Roll Call.
2. Action on the Minutes of the Previous Meeting(s).
3. Special Claims as submitted by the County Auditor.
4. Action on the Bill List as submitted by the County Auditor.

PROCLAMATION

5. World AIDS Day – December 1, 2022

PETITIONS

- *6. Petitions to suspend taxes and special assessment for the following:
R. Peters 301 Lincoln Street NE, Bondurant
S. Semler 603 E. Euclid

7. **PUBLIC COMMENTS**

RESOLUTION

8. Resolution terminating the Urban Renewal Plan for NE 46th Avenue Industrial Urban Renewal Project Area and ending the NE 46th Avenue Industrial Urban Renewal Project Area.

ORDINANCE

(FIRST READING)

9. Ordinance repealing Ordinance Nos. 265 and 291 that provided for division of taxes levied on taxable property in the NE 46th Avenue Industrial Urban Renewal Project Area.

RESOLUTIONS

10. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for December 13, 2022 on Disposal of County Interest in Real Estate (2513 Woodland Ave).
- *11. Resolution approving amendment to professional services agreement with Snyder & Associates for the design and development of construction plans for multi-modal improvements along NE 46th Avenue.
- *12. Resolution approving funding contract with Iowa Department of Natural Resources (stream signs).
- *13. Resolution approving water main connection agreement for property at 6498 SE 55th St (Taylor).
- *14. Resolution approving acquisition through condemnation of permanent and temporary easement for construction of the NE Broadway Avenue Improvements Project (595 & 155 NE Broadway Avenue and 145 & 33 NE 46th Street).
- *15. Resolution approving acquisition through condemnation of permanent and temporary easement for construction of the NE Broadway Avenue Improvements Project (2563 NE Broadway Ave).

- *16. Resolution approving acquisition through condemnation of temporary easement for construction of the NE Broadway Avenue Improvements Project (2525 NE Broadway Ave).
- *17. Resolution approving easements for construction of the ~~NE Broadway Avenue Improvements Project.~~ ^{CORNELL ELEMENTARY}
(SEE DECEMBER 13, 2022 AGENDA ITEM #21)
- *18. Resolution approving agreement with Iowa Department of Justice, Crime Victim Assistance Division, for funding of comprehensive sexual assault and violent crime services.
- *19. Resolution approving agreement with FAB Rehab for lead hazard repairs at 2018 36th Street (Denlinger).
- *20. Resolution approving agreement with FAB Rehab for lead hazard repairs at 2226 SW 1st Street (Pesce).
- *21. Resolution approving agreement with FexSteve Limited for lead hazard repairs at 1515 E. 21st St (Mills).
- *22. Resolution approving lease agreement with City of Des Moines Municipal Housing Agency for office space at River Place.
- *23. Resolution approving lease agreement with City of Altoona for senior congregate meal site at the Townsend Community Center (6615 NE 41st Avenue).
- *24. Resolution approving the Central Iowa Traffic Safety Task Force 28E Agreement (CITSTF).
- 25. Resolution approving November 2022 manufactured home abatements.
- *26. Resolution abating delinquent taxes and special weed assessment on property in the City of Des Moines (445 E. Dunham Ave).
- *27. Resolution abating delinquent taxes and special weed assessment on property in the City of Des Moines (1012 SE 10th St).
- *28. Resolution abating delinquent taxes and special weed assessment on property in the City of Des Moines (802 Shaw St).
- 29. Resolution approving recommendation of Polk County Assessor for cancellation of the Disabled Veteran Tax Credit.
- 30. Resolution approving recommendation of Polk County Assessor for allowances or disallowances of Family Farm Tax Credit claims.
- 31. Resolution approving recommendation of Polk County Assessor for allowances of Homestead Tax Credits.
- *32. Resolution approving engagement of Dentons Davis Brown.
- *33. Resolution approving TIF Indebtedness Certification for Norwoodville Urban Renewal Area.
- *34. Resolution approving TIF Indebtedness De-Certification for Polk County North Urban Renewal Area.
- *35. Resolution approving Polk County Annual Urban Renewal Report.

- *36. Resolution authorizing settlement of a civil claim (West).
- *37. Resolution awarding RFP "Climate Action Consultant" to Pale Blue Dot, LLC (RFP #204-2223).
- 38. Resolution approving funding to Oakview Group for a new indoor football field at Wells Fargo Arena.
- *39. Resolution approving Community Development Grant for Altoona Economic Development Corporation.
- 40. Resolution approving Community Betterment Grant awards.

COMMUNICATIONS

- 41. Request to abate taxes on property at 7191 SE 32nd Avenue, Runnells, Iowa.
- 42. Request to abate taxes on properties at 1117-33rd, 1119-33rd and 3206 University Avenue (WesleyLife).
- 43. Copy of City of Ankeny communication regarding proposed Alleman annexation.
- 44. City of Ankeny postponement of hearing regarding applications for voluntary non-urbanized annexation of certain territory adjacent to the northeast quadrant of Ankeny (DRA Properties).
- 45. City of Polk City voluntary annexation within urbanized area of the City of Ankeny.
- 46. City of Johnston proposed amendments of West Central Urban Renewal Plan and NW 100th Urban Renewal Plan.
- 47. City of West Des Moines notice of consultation meeting concerning proposed amendment to the University Avenue Corridor Urban Renewal Plan.

BUDGET ACTIONS

- 48. Memorandum of Budget Actions.

APPOINTMENTS

- 49. Memorandum of Appointments.

ADJOURNMENT

**Asterisk denotes attachments to items are on file in the Auditor's Office, 111 Court Avenue,
Des Moines, 515-286-3080 Monday through Friday, 8:00 a.m. – 5:00 p.m.
For the full text of Resolutions, visit our website at: <https://www.polkcountyiowa.gov/auditor/administration/>*

Live stream the Board of Supervisors meeting at:

<https://www.youtube.com/watch?v=Jl29RWa6doE&list=PLlxG-mEK-FAVaJH-pZfzOGsrKFQR3MGNu&index=1>

County of Polk

Board of Supervisors PROCLAMATION

Whereas, each year, on December 1, people around the world unite to show support for people living with HIV and to remember those who have died from AIDS-related illnesses; and

Whereas, established by the World Health Organization in 1988, World AIDS Day was the first ever international day for global health; and

Whereas, the Joint United Nations Program on HIV/AIDS (UNAIDS) estimates that over 38.4 million people are currently living with HIV/AIDS, with women and girls accounting for 49% of all new infections. HIV diagnoses in Iowa have increased by 25%, reversing decreasing trends in diagnoses in recent years; and

Whereas, the World AIDS Day theme this year is Equalize. UNAIDS is urging each of us to address the inequalities which are holding back progress in ending AIDS; and

Whereas, Polk County remains committed to serving those most in need of support through programs at the Polk County Health Department, such as affordable or low cost Rapid HIV testing. Visit the Health Department website at www.polkcountyiowa.gov to learn more about this program;

Now, therefore, be it resolved that we, the Polk County Board of Supervisors, do hereby proclaim **December 1 of 2022** to be:

World AIDS Day

in Polk County, Iowa, and encourage all to join the global effort to ending AIDS and remembering those who have lost their lives to it.

Signed this 29th day of November, 2022, in Des Moines, Iowa.

Angela Connolly, Chair
POLK COUNTY BOARD OF SUPERVISORS

#5

RESOLUTION NO. 8

RESOLUTION TERMINATING THE URBAN RENEWAL
PLAN FOR THE NORTHEAST 46TH AVENUE INDUSTRIAL
URBAN RENEWAL PROJECT AREA AND ENDING THE
NORTHEAST 46TH AVENUE INDUSTRIAL URBAN
RENEWAL PROJECT AREA

WHEREAS, on April 22, 2008, Polk County, Iowa ("County") adopted an Urban Renewal Plan (the "Urban Renewal Plan") for the Northeast 46th Avenue Industrial Urban Renewal Project Area (the "Urban Renewal Area"); and

WHEREAS, the Urban Renewal Area is legally described as follows:

Except Southeast of a line beginning at the Northeast corner, thence South 938.28 feet, thence West 245.57 feet, thence South 324.75 feet to the North line of the railroad right-of-way. East 28.75 acres, North of the railroad right-of-way, located in the North one-half of the Northwest quarter, less road, Section 24, Township 79 North, Range 24 West of the 5th Principal Meridian, Polk County, Iowa.

AND

The South 572.4 feet of the North 622.4 feet of the West 210 feet of the Northeast quarter Section 24, Township 79 North, Range 24 West of the 5th Principal Meridian; And except beginning at the southwest corner, thence North 397.62 feet, thence East 339.36 feet, thence south 433.36 feet, thence southeasterly 989.42 feet, thence northwesterly 1309.82 feet to the Point of Beginning, Lot 2 Ford Industrial Park, all being within Polk County, Iowa.

Said tracts of land contain 51.76 acres more or less.

Said tracts of land being subject to and together with any and all easements of record.

WHEREAS, the County subsequently adopted Ordinance Nos. 265 and 291 to implement the division of property tax revenues under Iowa Code Section 403.19 in Urban Renewal Area; and

WHEREAS, the County has no ongoing urban renewal projects within the Urban Renewal Area; accordingly, the Board has determined that it is in the best interest of the County to formally terminate the Urban Renewal Plan and end the Urban Renewal Area.

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

#8

Section 1. The Urban Renewal Plan for the Northeast 46th Avenue Industrial Urban Renewal Project Area, adopted by the County on April 22, 2008 is hereby terminated in its entirety.

Section 2. Ordinance Nos. 265 and 291 adopted to provide for the division of revenue under Iowa Code Section 403.19 in the Urban Renewal Area will be repealed by separate ordinance, and thereafter any funds remaining in the special tax increment fund created by Ordinance Nos. 265 and 291 shall be returned to the County for redistribution to the respective taxing entities.

PASSED AND APPROVED this 29th day of November, 2022.

Chairperson, Board of Supervisors

ATTEST:

County Auditor

ORDINANCE NO. _____

AN ORDINANCE **REPEALING** ORDINANCE NOS. 265 AND 291 THAT PROVIDED FOR THE DIVISION OF TAXES LEVIED ON TAXABLE PROPERTY IN THE NORTHEAST 46TH AVENUE INDUSTRIAL URBAN RENEWAL PROJECT AREA, IN POLK COUNTY, IOWA, PURSUANT TO SECTION 403.19 OF THE CODE OF IOWA.

WHEREAS, on April 22, 2008, Polk County, Iowa ("County") adopted an Urban Renewal Plan (the "Urban Renewal Plan") for the Northeast 46th Avenue Industrial Urban Renewal Project Area (the "Urban Renewal Area"), which Urban Renewal Area includes the property legally described as follows:

Except Southeast of a line beginning at the Northeast corner, thence South 938.28 feet, thence West 245.57 feet, thence South 324.75 feet to the North line of the railroad right-of-way. East 28.75 acres, North of the railroad right-of-way, located in the North one-half of the Northwest quarter, less road, Section 24, Township 79 North, Range 24 West of the 5th Principal Meridian, Polk County, Iowa.

AND

The South 572.4 feet of the North 622.4 feet of the West 210 feet of the Northeast quarter Section 24, Township 79 North, Range 24 West of the 5th Principal Meridian; And except beginning at the southwest corner, thence North 397.62 feet, thence East 339.36 feet, thence south 433.36 feet, thence southeasterly 989.42 feet, thence northwesterly 1309.82 feet to the Point of Beginning, Lot 2 Ford Industrial Park, all being within Polk County, Iowa.

Said tracts of land contain 51.76 acres more or less.

Said tracts of land being subject to and together with any and all easements of record.

WHEREAS, the County subsequently adopted Ordinance Nos. 265 and 291 to implement the division of property tax revenues under Iowa Code Section 403.19 in Urban Renewal Area and to establish the base year for the Urban Renewal Area as 2007; and

WHEREAS, the County has no ongoing urban renewal projects within the Urban Renewal Area, all debt that has been certified for reimbursement from the Urban Renewal Area has been fully paid, and there are no current obligations under the Urban Renewal Plan to be paid from any tax increment within Urban Renewal Area; and

WHEREAS, by separate resolution, this Board has formally terminated the Urban Renewal Plan and Urban Renewal Area and, accordingly, the Board should repeal Ordinance Nos. 265 and 291 providing for the division of taxes levied on taxable property in Urban Renewal Area.

#9

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF
POLK COUNTY, STATE OF IOWA:

Section 1. That Ordinance Nos. 265 and 291 are hereby repealed in their entirety and shall have no further effect.

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 3. This Ordinance shall be in effect after its final passage, approval, and publication as provided by law.

PASSED AND APPROVED the ____ day of _____, 2022.

Chairperson, Board of Supervisors

ATTEST:

County Auditor

Read First Time: _____, 2022

Read Second Time: _____, 2022

Read Third Time: _____, 2022

I, _____, County Auditor of Polk County, State of Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No. _____ passed and approved by the Board of Supervisors of the County at a meeting held _____, 2022, signed by the Mayor on _____, 2022, and published in the Des Moines Register on _____, 2022.

County Auditor, Polk County, State of Iowa

(SEAL)

2013-2386

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, it is proposed to dispose of Polk County's interest in real estate of a parcel located at 2513 Woodland Avenue Des Moines, Iowa and legally described as:

E 37 F LOT 24 WOODLAND PLACE

To Twenty-Five Thirteen Woodland LLC for a total of \$4,000.00; and

WHEREAS, Iowa Code section 331.361(2) requires a public hearing on a proposal to dispose of an interest in real estate.

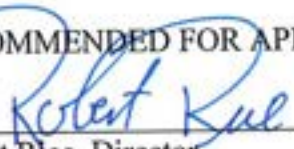
NOW, THEREFORE BE IT RESOLVED that a public hearing on this proposed disposal of the County's interest in real estate will be held on the date of December 13, 2022, at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. The Auditor is directed to publish notice of the public hearing.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

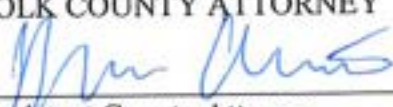
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note: \$4,000.00 to Real Estate Fund

#10

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 242-22 to authorize the Auditor's Office to publish notice for a public hearing on disposal of interest in County owned Real Estate File 2013-2386, a parcel located 2513 Woodland Avenue to Twenty-Five Thirteen Woodland LLC, District 030 Parcel 05575-000-000 and GeoParcel# 782405307013

Agenda Date: November 29, 2022

Contact Individual: Bret VandeLune, Planning and Development Manager, Real Estate Division, Polk County Public Works Department, 286-2290

Previous Action taken by the Board: None

Board/Commission Actions: None

Action Requested (Recommended): Set Public Hearing

Comply with Policy: Yes, Proposal

Background: Polk County worked with the City of Des Moines to obtain request for proposals to redevelop the property at 2513 Woodland Avenue. The selected proposal was received from Sequel Architecture owner, Steve Wilke-Shapiro for a total of \$4,000.00 to purchase this parcel. Proposal is to rehabilitate the existing dilapidated building that is currently on the City of Des Moines Nuisance Property list, for use for the Sequel Architecture office. This will require a Renovation Agreement and Change of Use permit with the City. The County received this parcel by tax deed in August of 2020. Property size is .042 acres.

Action Impact: Approval of the resolution sets the public hearing date and directs the Auditor's Office to publish notice of a public hearing.

Fiscal Note: None

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23			\$4,000.00			

Additional Fiscal Note Information (optional):

NOTICE OF PUBLIC HEARING

The Polk County Board of Supervisors will hold a Public Hearing on the 13th of December, 2022 at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa, to consider a proposal to convey real estate of a parcel located at 2513 Woodland Avenue Des Moines, Iowa and legally described as:

E 37 F LOT 24 WOODLAND PLACE

To Twenty-Five Thirteen Woodland LLC a total of \$4,000.00. For additional information, contact Polk County Public Works, Real Estate Division at (515)286-3705.

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Design for multimodal improvements along NE Broadway Ave. have been under way; and

WHEREAS, Polk County has negotiated a previous Professional Services Agreement with Snyder & Associates, Inc.; and

WHEREAS, Polk County has negotiated an Amendment to the Agreement to include additional project administration, topographic survey, utility coordination, preliminary and final roadway/rail/structural design, construction administration, observation, and record drawing services. Design and construction services include Phase I and Phase II; and

WHEREAS, Polk County Public Works has reviewed the Professional Services Agreement and recommends approval.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the Amendment with Snyder & Associates, Inc. to complete the engineering services specified for multimodal improvements along NE 46th (Broadway) Ave. and authorizes the Chair of the Polk County Board of Supervisors to execute the Amendment on behalf of Polk County; and

BE IT FURTHER RESOLVED that the Public Works Department return a copy of the signed Amendment to Snyder & Associates, Inc. and administer the agreement on behalf of Polk County.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

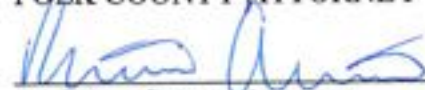
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note:

Costs of \$3,572,000.00 for the Amendment to be drawn from the Polk County Farm-to-Market account funds administered by the Iowa DOT.

#11

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 238-22 to approve an Amendment to a Professional Services Agreement with the firm of Snyder & Associates, Inc. for the design and development of the construction plans for multi-modal improvements along NE 46th Avenue.

Agenda Date: November 29, 2022

Contact Individual: Robert Rice, Director, Polk County Public Works Department, 286-3705

Previous Action taken by the Board: Res. 138-20 on November 3, 2020 approving design of multi-model improvements along NE Broadway (46th) Avenue.

Board/Commission Actions: N/A

Action Requested (Recommended): Approve the terms of the Amendment with the firm of Snyder & Associates, Inc., authorize the Chair of the Polk County Board of Supervisors to execute the Amendment on behalf of Polk County, direct the Public Works Department to return a copy of the signed Amendment to Snyder & Associates, Inc., and administer the amended Agreement on behalf of Polk County.

Comply with Policy: Yes

Background: Design for multimodal improvements along NE Broadway Ave. have been under way. A Professional Services Agreement was negotiated to take the project through final design, permitting, and ROW acquisition. The amendment before the board will include additional project administration, topographic survey, utility coordination, preliminary and final roadway/rail/structural design, construction administration, observation, and record drawing services. Design and construction services include Phase I and Phase II.

Action Impact: Allows the project design, development, and construction to proceed within the Iowa DOT's requirements.

Fiscal Note: Costs of 3,572,000.00 for the Amendment to be drawn from the Polk County Farm-to-Market account funds administered by the Iowa DOT. The costs will be incurred over the duration of the 4 year project.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	\$3,572,000.00	N	N		
23/24						

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Polk County has prioritized local watershed efforts to improve water quality and educate residents; and

WHEREAS, stream crossing signs installed at bridges are a proven educational tool to allow people to better understand their local water resources; and

WHEREAS, the Iowa Department of Natural Resources has awarded Polk County \$10,575 to install stream signs on bridges in Polk County; and

WHEREAS, coupled with previous efforts, Polk County will become the first County in the state with every stream crossing signed.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached contract and authorizes the Chair of the Polk County Board of Supervisors to execute the contract on behalf of Polk County; and

BE IT FURTHER RESOLVED that the Public Works Department return a copy of the signed contract to the Iowa Department of Natural Resources and administer the contract on behalf of Polk County.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL NOTE: Funding will be tracked and managed through the Public Works Economic Development Fund

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 240-22 to approve funding contract with the Iowa Department of Natural Resources.

Agenda Date: November 29, 2022

Contact Individual: John Swanson, Water Resources Planner, Polk County Public Works Department, 875-5880

Previous Action taken by the Board: None

Board/Commission Actions: None

Action Requested (Recommended): Approve the terms of contract and authorize the Chair to execute the contract on behalf of Polk County, direct the Public Works Department to return a copy of the agreement to the Iowa Department of Natural Resources (IDNR)

Comply with Policy: Yes

Background: Polk County Public Works has been awarded grant funding by the IDNR to install stream signs on bridges across Polk County.

Action Impact: Action approves the funding contract between Polk County and the IDNR.

Fiscal Note: Funding will be tracked and managed through the Public Works Economic Development Fund

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	N		\$10,575	N		

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, David Taylor desires connection to water main constructed through an agreement by Polk County and the City of Carlisle for Avon Lake residents to be maintained by the City of Carlisle for the property described as:

- THE SOUTH 25 FEET OF LOT 5 AND ALL OF LOTS 6 AND 7 OF AVON VILLAS ADDITION, AN OFFICIAL PLAT, IN POLK COUNTY, IOWA;

in accordance with the attached Water Main Connection Agreement between Polk County and David Taylor; and

WHEREAS, David Taylor desires to pay the water main connection fee over a 10-year period in accordance with the County Water and Sewer Policy.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the attached Water Main Connection Agreement between Polk County and David Taylor and authorizes the Chair of the Polk County Board of Supervisors to sign said agreement; and

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to record the agreement and the Polk County Public Works Department shall administer the terms of the agreement.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

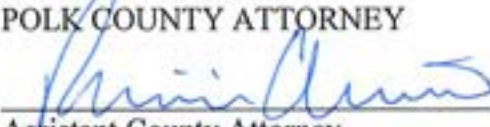
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

#13

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 237-22 approving a water main connection agreement with David Taylor for water connection to the Avon Lake water project to serve their property at 6498 SE 55th St.

Agenda Date: November 29, 2022

Contact Individual: Bret VandeLune, Planning & Development Manager, Polk County Public Works Department, 286-2290

Background: Owner desires voluntary connection to Avon Lake water project
The project was constructed through an agreement by Polk County and the City of Carlisle. The public water mains will be maintained by the City of Carlisle.

Action Impact: Provides water main service to the property at 6498 SE 55th St and facilitates payment over a 10-year period as permitted by the Polk County Water and Sewer Policy.

Action Requested: Approve a water main connection agreement with David Taylor.

Fiscal Note: Fee of \$5000.00 plus 3.0% interest to be reimbursed to Economic Development Fund.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	N	N/A	577.95	Y		

Additional Fiscal Note Information (optional):

R E S O L U T I O N

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, the NE Broadway Avenue Improvements Project, from Hwy 415 to NE Hubbell Avenue is included in the current Public Works 5-Year Capital Improvement Program; and

WHEREAS, Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction; and

WHEREAS, to facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the Polk County Attorney's Office have acquired by use of eminent domain a small portion of the property, Parcels 236, 247, 248, and 249, located at 595 NE Broadway Avenue, 155 NE Broadway Avenue, 145 NE 46 Avenue, and 33 NE 46 Avenue, Des Moines; and

WHEREAS, the Condemnation Commission assessed the damage value of the permanent and temporary easement at \$8,195.00.

NOW, THEREFORE BE IT RESOLVED that the cost and award are approved by Polk County, Iowa and authorize the Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

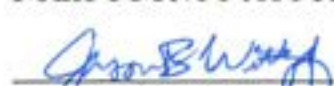
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL IMPACT:

Total Costs of \$8,195.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

#14

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 236-22 approving acquisition through condemnation of permanent and temporary easement for the construction of the NE Broadway Avenue Improvements Project.

Agenda Date: November 29, 2022

Contact Individual: Aaron Putnam, P.E., County Engineer, Polk County Public Works Department, 286-3705

Previous Action taken by the Board: Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction.

Board/Commission Actions: N/A

Action Requested (Recommended): Approve the cost and award of the eminent domain acquisition and authorize the Polk County Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Comply with Policy: Yes

Background: To facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the County Attorney's Office acquired the easement through use of eminent domain for a small portion of the property, Parcels 236, 247, 248, and 249, located at 595 NE Broadway Avenue, 155 NE Broadway Avenue, 145 NE 46 Avenue, and 33 NE 46 Avenue, Des Moines.

Action Impact: Allows development and construction of the NE Broadway Avenue Improvements Project to continue.

Fiscal Note: Costs of \$8,195.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	NA	N	N		
23/24						

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, the NE Broadway Avenue Improvements Project, from Hwy 415 to NE Hubbell Avenue is included in the current Public Works 5-Year Capital Improvement Program; and

WHEREAS, Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction; and

WHEREAS, to facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the Polk County Attorney's Office have acquired by use of eminent domain a small portion of the property, Parcel 197 and 198, located at no known address and 2563 NE Broadway Avenue, Des Moines; and

WHEREAS, the Condemnation Commission assessed the damage value of the temporary easement at \$9,100.00.

NOW, THEREFORE BE IT RESOLVED that the cost and award are approved by Polk County, Iowa and authorize the Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

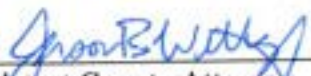
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL IMPACT:

Total Costs of \$9,100.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

#15

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 244-22 approving acquisition through condemnation of permanent and temporary easement for the construction of the NE Broadway Avenue Improvements Project.

Agenda Date: November 29, 2022

Contact Individual: Aaron Putnam, P.E., County Engineer, Polk County Public Works Department, 286-3705

Previous Action taken by the Board: Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction.

Board/Commission Actions: N/A

Action Requested (Recommended): Approve the cost and award of the eminent domain acquisition and authorize the Polk County Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Comply with Policy: Yes

Background: To facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the County Attorney's Office acquired the easement through use of eminent domain for a small portion of the property, Parcel 197 and 198, located at no known address and 2563 NE Broadway Avenue, Des Moines.

Action Impact: Allows development and construction of the NE Broadway Avenue Improvements Project to continue.

Fiscal Note: Costs of \$9,100.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	NA	N	N		
23/24						

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, the NE Broadway Avenue Improvements Project, from Hwy 415 to NE Hubbell Avenue is included in the current Public Works 5-Year Capital Improvement Program; and

WHEREAS, Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction; and

WHEREAS, to facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the Polk County Attorney's Office have acquired by use of eminent domain a small portion of the property, Parcel 199, located at 2525 NE Broadway Avenue, Des Moines; and

WHEREAS, the Condemnation Commission assessed the damage value of the temporary easement at \$6,300.00.

NOW, THEREFORE BE IT RESOLVED that the cost and award are approved by Polk County, Iowa and authorize the Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL IMPACT:

Total Costs of \$6,300.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

#16

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 243-22 approving acquisition through condemnation of temporary easement for the construction of the NE Broadway Avenue Improvements Project.

Agenda Date: November 29, 2022

Contact Individual: Aaron Putnam, P.E., County Engineer, Polk County Public Works Department, 286-3705

Previous Action taken by the Board: Resolution 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction.

Board/Commission Actions: N/A

Action Requested (Recommended): Approve the cost and award of the eminent domain acquisition and authorize the Polk County Public Works Department to issue a warrant or check from the Polk County Farm-To-Market account administered by the Iowa Department of Transportation to the titleholder of the property.

Comply with Policy: Yes

Background: To facilitate the construction of the NE Broadway Avenue Improvements project, the Public Works Department and the County Attorney's Office acquired the easement through use of eminent domain for a small portion of the property, Parcel 199, located at 2525 NE Broadway Avenue, Des Moines.

Action Impact: Allows development and construction of the NE Broadway Avenue Improvements Project to continue.

Fiscal Note: Costs of \$6,300.00 to be paid from the Polk County Farm-To-Market account administered by the Iowa DOT.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	NA	N	N		
23/24						

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Project No. 2022SP005, NE 3rd Street Parking Lane Addition – Cornell Elementary was awarded June 7, 2022 to The Underground Company, Ltd; and

WHEREAS, to facilitate construction and future maintenance of the NE 3rd Street Parking Lane Addition Project the Public Works Department has negotiated the easement and temporary easement as attached to this resolution.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the storm sewer easement and temporary easement for the 3rd Street Parking Lane Addition Project, adopts the agreements, and authorizes the Chair of the Polk County Board of Supervisors to execute the easement documents on behalf of Polk County, Iowa; and

BE IT FURTHER RESOLVED that the Public Works Department is authorized to execute the terms of said easements and agreements, administer the easement and agreement terms on behalf of Polk County, Iowa, and record all necessary documents.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

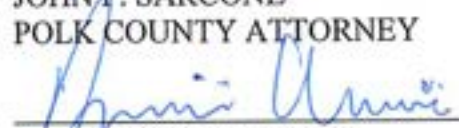
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note: Cost of \$1,118 for the easements to be drawn from the current FY 2022/23 Public Works Department budget and approved amendments.

#17

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 241-22 to approve easements for construction of the NE Broadway Avenue Improvements Project.

Agenda Date: November 29, 2022

Contact Individual: Rachel Conrad, P.E., Assistant County Engineer, Polk County Public Works Department, 515-286-3705

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approves the terms of the storm sewer easement and temporary easement for the NE 3rd Street Parking Lane Addition – Cornell Elementary Project, adopts the agreements, and authorizes the Chair of the Polk County Board of Supervisors to execute the easement documents on behalf of Polk County, Iowa.

Comply with Policy: Yes

Background: The NE 3rd Street Parking Lane Addition – Cornell Elementary Project was awarded on June 7, 2022. During construction, utility conflicts were discovered that necessitated construction on private property. To facilitate the construction of the NE 3rd Street Parking Lane Addition – Cornell Elementary Project, the Public Works Department has negotiated the easement and temporary easement as attached to this resolution.

Action Impact: Resolution approves the terms of easements and allows for the future maintenance of this project.

Fiscal Note: Cost of \$1,118.00 for the easements to be drawn from the current FY 2022/23 Public Works Department budget and approved amendments.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	NA	NA			
23/24						

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, the Polk County, Iowa Department of Community, Family and Youth Services Crisis and Advocacy Services (CAS) program receives federal and state grant funds each year from the Iowa Department of Justice Crime Victim Assistance Division; and,

WHEREAS, Polk County, Iowa is awarded funding for the Federal FY 2023 is as follows:

Sexual Assault Comprehensive Services:

- \$188,230 of which \$100,000 is from Federal Crime Victims Assistance Funds (VOCA), (CFDA 16.575) and \$88,230 is from State funds;
- Polk County, Iowa is not required to provide matching funds.

Survivors of Homicide & Other Violent Crimes Comprehensive Services:

- \$187,429 of which \$162,429 is from Federal Crime Victims Assistance Funds (VOCA), (CFDA 16.575) and \$25,000 is from State funds;
- Polk County, Iowa is not required to provide matching funds; and

WHEREAS, the term of the Agreement, current budget period, and period of performance is October 1, 2022 through September 30, 2023; and,

WHEREAS, the Agreement must be renewed each year and are dependent upon available funds.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement with Iowa Department of Justice Crime Victim Assistance Division for funding of comprehensive sexual assault and violent crime programming, and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Polk County Board of Supervisors authorizes the Director of the Polk County, Iowa Department of Community, Family and Youth Services, or his designee, to electronically sign the Agreement and execute any documents in furtherance of this Agreement

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly

#18

Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: 
Eric Kool, Director
Community Family and Youth Services

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: FY23 Revenue: \$187,429 - Homicide & Other Violent Crimes Comprehensive Services; FY Revenue: \$188,230 Sexual Assault Comprehensive Services

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Agreement between with the Iowa Department of Justice Crime Victim Assistance Division for funding of comprehensive sexual assault and violent crime services.

Agenda Date: November 29, 2022

Contact Individual: Joy Ihle, Deputy Director
Community, Family and Youth Services
515-286-2062

Previous Action taken by the Board: A similar agreement was approved by the Board on November 30, 2021.

Board/Commission Actions: None

Comply with Policy: Yes

Background: Polk County Crisis and Advocacy Services (CAS) receives federal and state grant funding each year from the Iowa Department of Justice Crime Victim Assistance Division (IDJ-CVAD). The grant funding is used to provide services for victims of crime and sexual abuse. At CAS these funds are used to offset the cost of salaries and contracted services associated with the provision of services to victims. Grant funds are awarded on a yearly basis. The term of this performance period is October 1, 2022, through September 30, 2023.

Survivors of Homicide and Other Violent Crimes Comprehensive Services: \$187,429
This award pays for CAS staff salaries to provide services to survivors of homicide and other violent crime within Polk and Warren counties.

Sexual Assault Comprehensive Services: \$188,230
This award supports CAS staff salaries to provide comprehensive sexual assault services in Polk and Warren counties. Additionally, the funds are used for contracted services including for the Sexual Assault Nurse Examiner (SANE) Coordinator. The SANE Coordinator is part of the Mid-Iowa Sexual Assault Response Team (SART) initiative that CAS began in 2006 in Polk County. Contracts also include trauma-sensitive yoga, a programming collaboration with Young Women's Resource Center and consultation fees.

Action Impact: Approval of these grant awards will allow Polk County Crisis and Advocacy Services to continue providing services to victims of sexual assault and survivors of homicide and other violent crimes.

Fiscal Note:

State FY	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
23	Y	N/A		\$187,429	N	10233412.77440.01	10233412.52460.01
23	Y	N/A		\$188,230	N	10233412.77440.03	10233412.52460.03

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Polk County, Iowa is committed to the reduction of elevated blood lead levels in children and lead paint hazards found in homes located in Polk County; and

WHEREAS, Polk County, Iowa operates a Lead Remediation Program with funding received from the U.S. Department of Housing and Urban Development ("HUD") to assist in providing lead-safe homes for children in Polk County; and

WHEREAS, through Polk County's Lead Remediation Program, qualified homeowners in Polk County are eligible for lead remediation grants to assist with costs of remediating lead hazards in their homes; and

WHEREAS, lead paint hazards and the necessary corrective actions have been identified at 2018 36th Street, Des Moines, Iowa 50310; and

WHEREAS, bids were received by 2:00PM on 11/10/2022; publicly opened and read by the Polk County General Services Department; and

WHEREAS, the following bids were received:

FAB Rehab	\$36,750.00
Richmond Construction	\$37,900.00
FexSteve Limited Company	\$38,250.00

WHEREAS, the bids were reviewed and approved by Polk County, Iowa through its Polk County Health Department; and

WHEREAS, the lowest responsive bid was submitted by FAB Rehab; and

WHEREAS, the Polk County Health Department has reviewed the FAB Rehab bid proposal and recommends acceptance for **\$36,750.00**; and

WHEREAS, FAB Rehab, Lucas and Michaela Denlinger and Polk County, Iowa desire to enter into a Lead Remediation Contract to provide a lead-safe home.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the bid for **\$36,750.00** from FAB Rehab, and authorizes the Chair of the Polk County Board of Supervisors to sign Home Lead Remediation Contract on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

#19

Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: Mandy Penning
Mandy Penning, Deputy Director
Polk County Health Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: John P. Sarconi
Assistant County Attorney

FISCAL NOTE: FY 22/23 revenue	\$17,750
FY 22/23 expenses	\$36,750

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Home Lead Remediation Contract to address lead hazard repairs at 2018 36th Street, Des Moines, Iowa 50310

Agenda Date: November 29, 2022

Contact Individual: Mandy Penning, 286-2005

Previous Action taken by the Board: Board of Supervisors signed the U.S. Department of Housing and Urban Development (HUD) Assistance Award Lead-Based Paint Hazard Control Grant for lead hazard control on October 26, 2021.

Board/Commission Actions: N/A

Comply with Policy: Yes. Lead poisoning prevention is a priority for Healthy Polk, Polk County Health Department and Polk County, Iowa.

Background: In November 2021, Polk County, Iowa was awarded a \$3,455,000 Lead-Based Paint Hazard Control Grant from the U.S. Department of Housing and Urban Development (HUD) for remediation of housing units in Polk County over a 42-month period.

Lucas and Michaela Denlinger own a property at **2018 36th Street, Des Moines, Iowa 50310**. Mr. and Mrs. Denlinger have two children under the age of six. A lead inspection conducted by Polk County, Iowa through its Polk County Health Department identified lead hazards on the interior and exterior of the home. Bids were publicly opened on **November 10, 2022**. The following bids were received:

FAB Rehab	\$36,750.00
Richmond Construction	\$37,900.00
FexSteve Limited Company	\$38,250.00

The Polk County Health Department reviewed these bids and recommends acceptance of the lowest responsive bid: submitted by **FAB Rehab** in the amount of \$36,750.00. **FAB Rehab** is a Certified Lead Abatement Contractor in the State of Iowa.

Action Impact: With this assistance, a unit of lead-safe housing will be created.

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required	
					Expense Account Code	Revenue Account Code
2022-23	Y	\$17,750	\$17,750	N	10223018.77440.01	10223018.52440
2022-23	Y	\$0	\$0	N	10223018.77440.05	10223018.52440
2022-23	Y	\$19,000	\$	N	10223017.77490.04	

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Polk County, Iowa is committed to the reduction of elevated blood lead levels in children and lead paint hazards found in homes located in Polk County; and

WHEREAS, Polk County, Iowa operates a Lead Remediation Program with funding received from the U.S. Department of Housing and Urban Development ("HUD") to assist in providing lead-safe homes for children in Polk County; and

WHEREAS, through Polk County's Lead Remediation Program, qualified homeowners in Polk County are eligible for lead remediation grants to assist with costs of remediating lead hazards in their homes; and

WHEREAS, lead paint hazards and the necessary corrective actions have been identified at 2226 SW 1st Street, Des Moines, Iowa 50315; and

WHEREAS, bids were received by 2:00PM on 10/18/2022; publicly opened and read by the Polk County General Services Department; and

WHEREAS, the following bids were received:

FAB Rehab	\$12,745.00
FexSteve Limited Company	\$13,980.00

WHEREAS, the bids were reviewed and approved by Polk County, Iowa through its Polk County Health Department; and

WHEREAS, the lowest responsive bid was submitted by FAB Rehab; and

WHEREAS, the Polk County Health Department has reviewed the FAB Rehab bid proposal and recommends acceptance for **\$12,745.00**; and

WHEREAS, FAB Rehab, Stephanie Pesce and Polk County, Iowa desire to enter into a Lead Remediation Contract to provide a lead-safe home.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the bid for **\$12,745.00** from FAB Rehab, and authorizes the Chair of the Polk County Board of Supervisors to sign Home Lead Remediation Contract on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly

#20

Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: Mandy Penning
Mandy Penning, Deputy Director
Polk County Health Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: John P. Sarconi
Assistant County Attorney

FISCAL NOTE: FY 22/23 revenue	\$9,245
FY 22/23 expenses	\$12,745

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Home Lead Remediation Contract to address lead hazard repairs at 2226 SW 1st Street, Des Moines, Iowa 50315

Agenda Date: November 29, 2022

Contact Individual: Mandy Penning, 286-2005

Previous Action taken by the Board: Board of Supervisors signed the U.S. Department of Housing and Urban Development (HUD) Assistance Award Lead-Based Paint Hazard Control Grant for lead hazard control on October 26, 2021.

Board/Commission Actions: N/A

Comply with Policy: Yes. Lead poisoning prevention is a priority for Healthy Polk, Polk County Health Department and Polk County, Iowa.

Background: In November 2021, Polk County, Iowa was awarded a \$3,455,000 Lead-Based Paint Hazard Control Grant from the U.S. Department of Housing and Urban Development (HUD) for remediation of housing units in Polk County over a 42-month period.

Stephanie Pesce owns a property at 2226 SW 1st Street, Des Moines, Iowa 50315. Mrs. Pesce has two children under the age of six. A lead inspection conducted by Polk County, Iowa through its Polk County Health Department identified lead hazards on the interior and exterior of the home. Bids were publicly opened on **October 18, 2022**. The following bids were received:

FAB Rehab	\$12,745.00
FexSteve Limited Company	\$13,980.00

The Polk County Health Department reviewed these bids and recommends acceptance of the lowest responsive bid: submitted by **FAB Rehab** in the amount of \$12,745.00. **FAB Rehab** is a Certified Lead Abatement Contractor in the State of Iowa.

Action Impact: With this assistance, a unit of lead-safe housing will be created.

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required	
					Expense Account Code	Revenue Account Code
2022-23	Y	\$6795	\$6795	N	10223018.77440.01	10223018.52440
2022-23	Y	\$2450	\$2450	N	10223018.77440.05	10223018.52440
2022-23	Y	\$3500	S	N	10223017.77490.04	

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Polk County, Iowa is committed to the reduction of elevated blood lead levels in children and lead paint hazards found in homes located in Polk County; and

WHEREAS, Polk County, Iowa operates a Lead Remediation Program with funding received from the U.S. Department of Housing and Urban Development ("HUD") to assist in providing lead-safe homes for children in Polk County; and

WHEREAS, through Polk County's Lead Remediation Program, qualified homeowners in Polk County are eligible for lead remediation grants to assist with costs of remediating lead hazards in their homes; and

WHEREAS, lead paint hazards and the necessary corrective actions have been identified at 1515 E. 21st Street, Des Moines, Iowa 50317; and

WHEREAS, bids were received by 2:00PM on 11/10/2022; publicly opened and read by the Polk County General Services Department; and

WHEREAS, the following bids were received:

Richmond Construction	\$850.00 (Withdrew)
FexSteve Limited Company	\$1500.00
FAB Rehab	\$1999.00

WHEREAS, the bids were reviewed and approved by Polk County, Iowa through its Polk County Health Department; and

WHEREAS, the lowest responsive bid was submitted by FexSteve Limited Company; and

WHEREAS, the Polk County Health Department has reviewed the FexSteve Limited Company bid proposal and recommends acceptance for **\$1500.00**; and

WHEREAS, FexSteve Limited Company, Melissa Mills and Polk County, Iowa desire to enter into a Lead Remediation Contract to provide a lead-safe home.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the bid for **\$1500.00** from FexSteve Limited Company, and authorizes the Chair of the Polk County Board of Supervisors to sign Home Lead Remediation Contract on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

#21

Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: Mandy Penning
Mandy Penning, Deputy Director
Polk County Health Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: John P. Sarconi
Assistant County Attorney

FISCAL NOTE: FY 22/23 revenue	\$1500
FY 22/23 expenses	\$1500

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Home Lead Remediation Contract to address lead hazard repairs at 1515 E. 21st Street, Des Moines, Iowa 50317

Agenda Date: November 29, 2022

Contact Individual: Mandy Penning, 286-2005

Previous Action taken by the Board: Board of Supervisors signed the U.S. Department of Housing and Urban Development (HUD) Assistance Award Lead-Based Paint Hazard Control Grant for lead hazard control on October 26, 2021.

Board/Commission Actions: N/A

Comply with Policy: Yes. Lead poisoning prevention is a priority for Healthy Polk, Polk County Health Department and Polk County, Iowa.

Background: In November 2021, Polk County, Iowa was awarded a \$3,455,000 Lead-Based Paint Hazard Control Grant from the U.S. Department of Housing and Urban Development (HUD) for remediation of housing units in Polk County over a 42-month period.

Melissa Mills owns a property at **1515 E. 21st Street, Des Moines, Iowa 50317**. Mrs. Mills has one child under the age of six. A lead inspection conducted by Polk County, Iowa through its Polk County Health Department identified lead hazards on the exterior of the home. Bids were publicly opened on **November 10, 2022**. The following bids were received:

Richmond Construction	\$850.00 (Withdrew)
FexSteve Limited Company	\$1500.00
FAB Rehab	\$1999.00

The Polk County Health Department reviewed these bids and recommends acceptance of the lowest responsive bid: submitted by **FexSteve Limited Company** in the amount of \$1500.00. **FexSteve Limited Company** is a Certified Lead Abatement Contractor in the State of Iowa.

Action Impact: With this assistance, a unit of lead-safe housing will be created.

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required	
					Expense Account Code	Revenue Account Code
2022-23	Y	\$1500	\$1500	N	10223018.77440.01	10223018.52440
2022-23	Y	\$0	\$0	N	10223018.77440.05	10223018.52440
2022-23	Y	\$0	\$0	N	10223017.77490.04	

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, the City of Des Moines Municipal Housing Agency wishes to lease approximately 17,950 square feet of office space located at, County owned, River Place Building, 2309 Euclid Avenue, Des Moines, Iowa ; and

WHEREAS, it is the desire of Polk County and the City of Des Moines to provide resources for low income residents to obtain housing services; and

WHEREAS, the exclusive use of all of said building is not presently required by Polk County for public purposes; and

WHEREAS, the Polk County Board of Supervisors believes it is in the interest of the citizens of Polk County to lease 17,950 square feet of office space at River Place to the City of Des Moines Municipal Housing Agency to consolidate their services; and

WHEREAS, the Des Municipal Housing Agency will pay \$10,471.00 monthly to the County for the duration of the first year of the lease agreement and \$11,967.00 monthly for the second year.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa approves the attached Lease Agreement, with the Des Moines Municipal Housing Agency and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

22/23 - 005

RECOMMENDED FOR APPROVAL:



Scott Ourth, Director
Department of General Services

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney
Attorney

FISCAL NOTE: Approximately \$125,652.00 annual revenue for the first year and \$143,604.00 for the second year.

#22

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Lease Agreement with the City of Des Moines Municipal Housing Agency for 17,950 square feet of office space at River Place.

Agenda Date: November 29th, 2022

Contact Individual: Scott Ourth, Director General Services

Previous Action taken by the Board: Intent to lease was approved on March 11, 2014.

Board/Commission Actions: None

Action Requested (Recommended): Approval

Comply with Policy: n/a

Background: Polk County and the City of Des Moines desire to provide resources for low income residents to obtain services. Polk County has 17,950 square feet of available office space located at the Polk County River Place. General Services and Des Moines Municipal Housing have provided the attached agreement for lease of the County owned space.

Action Impact: Approval of the resolution provides a commitment to lease 17,950ft² of office space at \$10,471.00 per month, through June 30, 2023, and \$11,967.00 per month through June 30, 2024.

Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23			\$125,652.00			
23/24			\$143,604.00			

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____
that the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors desires to provide services to the elderly residents of Polk County through the Elderly Nutrition Program; and

WHEREAS, Polk County currently leases space with the City of Altoona for the operation of a congregate meal site at the Lions Park Shelter; and

WHEREAS, Polk County and the City of Altoona will be moving said meal site to the Townsend Community Center located at 6615 NE 41st Avenue, Altoona, Iowa 50009; and

WHEREAS, the General Services Department has attached a three (3) year lease agreement commencing October 3, 2022 and expiring June 30, 2025, for the new location.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa approves the attached Lease Agreement with the City of Altoona and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement.

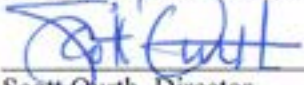
Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

22/23 - 003

RECOMMENDED FOR APPROVAL:



Scott Ourth, Director
Department of General Services

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 

Assistant County Attorney
Attorney

Fiscal Note:

#23

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving three (3) year Lease Agreement for Senior Congregate Meal Site at the Townsend Community Center located at 6615 NE 41st Avenue, Altoona, Iowa 50009.

Agenda Date: November 29th, 2022

Contact Individual: Scott Ourth, Director General Services

Previous Action taken by the Board: none

Board/Commission Actions: none

Action Requested (Recommended): Approval

Comply with Policy: n/a

Background: Polk County previously leased space in Altoona, Iowa, at the Lions Park Shelter for the operation of a congregate meal site. Polk County and the City of Altoona will be moving this meal site to a new location, the Townsend Community Center. This resolution approves the new site location's lease agreement for a three (3) year term, with an option to extend the agreement for another three (3) years.

Action Impact:

Fiscal Note: CAM Fees \$2,000 per month

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23		\$16,000				
23/24		\$24,000				
24/25		\$24,000				

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____
that the following Resolution be adopted.

WHEREAS, Polk County, Iowa acting by and through the Polk County Sheriff's Office provides law enforcement services within Polk County; and

WHEREAS, there is a desire of law enforcement agencies within Boone County, Dallas County, Jasper County, Madison County, Marion County, Marshall County, Polk County, Story County, and Warren County to assist each other in a collaborative targeted law enforcement effort focused on improved public education and enforcement of traffic laws; and

WHEREAS, this shared effort creates a law enforcement group known as the Central Iowa Traffic Safety Task Force (CITSTF) pursuant to Chapter 28E of the Iowa Code between the multiple municipalities located within the nine counties; and

WHEREAS, the CITSTF activities are staffed by personnel from various member law enforcement agencies and traffic enforcement on the targeted roadways will be governed by each law enforcement agency's policies and procedures; and

WHEREAS, the Polk County Sheriff's Office recommends being a party to the 28E Agreement.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the 28E Agreement which creates a law enforcement group known as the Central Iowa Traffic Safety Task Force (CITSTF) for traffic enforcement and authorizes the Chairperson of the Polk County Board of Supervisors to sign said 28E Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:


Frank Marasco, Chief Financial Officer, PCSO
5:00 pm, Nov 21, 2022

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: _____
Assistant County Attorney

FISCAL NOTE: Not Applicable

#24

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the Central Iowa Traffic Safety Task Force (CITSTF) 28E Agreement

Agenda Date: 11/29/2022

Contact Individual: Frank Marasco, 515-286-3943, frank.marasco@polkcountyiowa.gov

Previous Action taken by the Board: The Board of Supervisors approved the prior CITSTF 28E Agreement on 06/12/2012.

Board/Commission Actions: N/A

Comply with Policy: Yes

Action Requested (Recommended): Resolution approves 28E Agreement which creates a law enforcement group known as the Central Iowa Traffic Safety Task Force (CITSTF) for traffic enforcement.

Background: The Polk County Sheriff's Office has participated with area law enforcement agencies in a variety of collaborative efforts to achieve efficiency and effectiveness in serving the people of Polk County.

One such cooperative effort is the law enforcement agencies within Boone, Dallas, Jasper, Madison, Marion, Marshall, Polk, Story, and Warren Counties assisting each other in a collaborative targeted law enforcement effort focused on improved public education and enforcement of traffic laws.

The formation of the Central Iowa Traffic Safety Task Force (CITSTF) pursuant to Chapter 28E of the Iowa Code between the multiple municipalities located within the nine counties will allow these joint efforts to continue. CITSTF activities will be staffed by personnel from various member law enforcement agencies and traffic enforcement on the targeted roadways will be governed by each law enforcement agency's policies and procedures.

Action Impact: The 28E Agreement is ongoing and membership may be withdrawn upon notice given by individual members. Each CITSTF member is liable for worker's compensation, other job benefits, and disability payments for participating peace officers and is responsible for salary payment and any overtime which may be incurred, including any court time. The initial operating expenses of CITSTF are covered by a grant from the Governor's Traffic Safety Bureau.

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	NA	NA	NA	NA	NA	NA

RESOLUTION

MOVED BY _____ SECONDED BY _____

That the following resolution be adopted:

WHEREAS, the attached list of mobile homes have been destroyed, dismantled, removed from the mobile home park or removed from Polk County, and

WHEREAS, Polk County or private buyers may be holding tax sale certificates to some of the listed mobile homes; and,

WHEREAS, Iowa Code Section 435.25(3), requires the abatement of taxes when the Polk County Treasurer has determined that it is administratively impractical to pursue collection of the total amount due.

NOW THEREFORE BE IT RESOLVED that Polk County, Iowa, having been informed by the Polk County Treasurer in accordance with Iowa Code Section 435.25(3) that it is administratively impractical to pursue collection of certain taxes, interest and costs related to mobile homes referenced in the attached parcel list, abates all taxes, together with all late interest, costs and fees on those parcels.

BE IT FURTHER RESOLVED that with reference to all parcels on the attached list, any private tax sales buyers and Polk County Public Works are directed to return the tax sale certificates to the Polk County Treasurer to be cancelled."

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

RECOMMENDED BY MARY L WELLS



#25

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: November 2022 Manufactured Home Abatement

Agenda Date: 11/29/22

Contact Individual: Kyle Rice
Chief Executive Officer
Polk County Treasurer

Previous Action taken by the Board:
Board/Commission Actions:

Action Requested (Recommended): Approval to abate delinquent taxes and cancel Polk County tax sales against manufactured homes no longer in existence or residing in the State of Iowa.

Comply with Policy: Compliance with Iowa Code Section 435.25

Background:

In compliance with 435.25, Code of Iowa and in reference to all parcels listed, the Board of Supervisors shall direct the Polk County Real Estate Department and any private buyers to return the tax sale certificates to the Treasurer to be cancelled. Furthermore, they shall direct the Treasurer to abate subsequent taxes, together with all late interest, costs and fees.

Action Impact:

Additional Fiscal Note Information (optional): Abate Taxes - \$2,905.00, Cancel Tax Sales - \$1,712.00

Parcel Number	October 2022 MH Abatement		TS Amount	Tax and Late Interest	
	Tax Sale Year	Buyer			
HD2045			\$	\$ 84.00	
583002161			\$	\$ 213.00	
97A8662			\$	\$ 59.00	
18780			\$	\$ 199.00	
36420242E			\$	\$ 237.00	
18A10356			\$	\$ 74.00	
A067573			\$	\$ 100.00	
57434342			\$	\$ 28.00	
FH102299			\$	\$ 197.00	
MY9075396X			\$	\$ 74.00	
128693	2018	POLK COUNTY	\$ 547.00	\$ 927.00	
6758ab	2017	POLK COUNTY	\$ 1,165.00	\$ 713.00	
			\$ 1,712.00	\$ 2,905.00	\$
					4,617.00

RESOLUTION

MOVED BY _____ SECOND BY _____

that the following resolution be adopted:

WHEREAS, the City of Des Moines obtained the property described as PRT LTS 11 & 12 LYG W ON LN COM 4F E OF NW COR LT 11 THN SWLY 90F E 6.62F & SLY TO SW COR LT 11 LTS 11 & 12 BOYDS PLACE, 7824.10.380.019 for rehabilitation/development, and;

WHEREAS, there are current and past due ad valorem and weed special assessment taxes on this property, and;

WHEREAS, the County Treasurer has submitted a statement to the City of Des Moines for payment of property taxes due and/or delinquent as required by Iowa Code sections 445.63 and 446.7(2), and

WHEREAS, the city is asking for the abatement of the ad valorem and weed special assessment current and delinquent taxes, late interest, and fees for installments delinquent from September 2009 through and including March 2023, and;

WHEREAS, under the provisions of Iowa Code sections 445.63 and 446.7(2), upon the failure of a political subdivision of the State of Iowa to immediately remit payment, the Board of Supervisors shall abate all of the taxes.

NOW, THEREFORE, BE IT RESOLVED by the Polk County Board of Supervisors that in compliance with Iowa Code sections 445.63 and 446.7(2), the Polk County Treasurer is directed to abate the total amount due for ad valorem and weed special assessment taxes from September 2009 through and including March 2023, as defined in 445.1(7) and strike the same from the county system for the property identified in the county system as 7824.10.380.019.

POLK COUNTY, IOWA

Chairperson

SUBMITTED BY:


Mary Wells, Polk County Treasurer

APPROVED AS TO FORM:
JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

#26

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: City of Des Moines Abatement

Agenda Date: November 29, 2022

Contact Individual: Kyle Rice, Chief Executive Officer
Polk County Treasurer

Previous Action taken by the Board:
Board/Commission Actions:

Action Requested (Recommended): Approval to abate delinquent taxes and weed special assessments against three properties owned by the City of Des Moines.

Comply with Policy: Compliance with Iowa Code Section 445.63 & 446.72(2)

Background:

In compliance with 445.63 & 446.72(2), Code of Iowa and in reference to all parcels listed, the Board of Supervisors shall direct the Treasurer to abate subsequent taxes, together with all late interest, costs and fees.

Action Impact: N/A

Additional Fiscal Note Information (optional): Abate Taxes - \$28,028.00

RESOLUTION

MOVED BY _____ SECOND BY _____

that the following resolution be adopted:

WHEREAS, the City of Des Moines obtained the property described as N 40 F LOT 7 BLK 73 TOWN OF DE MOINE, 7824.10.281.009 for rehabilitation/development, and;

WHEREAS, there are current and past due ad valorem and weed special assessment taxes on this property, and;

WHEREAS, the County Treasurer has submitted a statement to the City of Des Moines for payment of property taxes due and/or delinquent as required by Iowa Code sections 445.63 and 446.7(2), and

WHEREAS, the city is asking for the abatement of the ad valorem and weed special assessment current and delinquent taxes, late interest, and fees for installments delinquent from September 2012 through and including March 2023, and;

WHEREAS, under the provisions of Iowa Code sections 445.63 and 446.7(2), upon the failure of a political subdivision of the State of Iowa to immediately remit payment, the Board of Supervisors shall abate all of the taxes.

NOW, THEREFORE, BE IT RESOLVED by the Polk County Board of Supervisors that in compliance with Iowa Code sections 445.63 and 446.7(2), the Polk County Treasurer is directed to abate the total amount due for ad valorem and weed special assessment taxes from September 2012 through and including March 2023, as defined in 445.1(7) and strike the same from the county system for the property identified in the county system as 7824.10.281.009.

POLK COUNTY, IOWA

Chairperson

SUBMITTED BY:


Mary Wells, Polk County Treasurer

APPROVED AS TO FORM:
JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

#27

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: City of Des Moines Abatement

Agenda Date: November 29, 2022

Contact Individual: Kyle Rice, Chief Executive Officer
Polk County Treasurer

Previous Action taken by the Board:
Board/Commission Actions:

Action Requested (Recommended): Approval to abate delinquent taxes and weed special assessments against three properties owned by the City of Des Moines.

Comply with Policy: Compliance with Iowa Code Section 445.63 & 446.72(2)

Background:

In compliance with 445.63 & 446.72(2), Code of Iowa and in reference to all parcels listed, the Board of Supervisors shall direct the Treasurer to abate subsequent taxes, together with all late interest, costs and fees.

Action Impact: N/A

Additional Fiscal Note Information (optional): Abate Taxes - \$28,028.00

RESOLUTION

MOVED BY _____ SECOND BY _____

that the following resolution be adopted:

WHEREAS, the City of Des Moines obtained the property described as S 115 F LOT 3 BLK 52 TOWN OF DE MOINE, 7824.10.213.002 for rehabilitation/development, and;

WHEREAS, there are current and past due ad valorem and weed special assessment taxes on this property, and;

WHEREAS, the County Treasurer has submitted a statement to the City of Des Moines for payment of property taxes due and/or delinquent as required by Iowa Code sections 445.63 and 446.7(2), and

WHEREAS, the city is asking for the abatement of the ad valorem and weed special assessment current and delinquent taxes, late interest, and fees for installments delinquent from September 2011 through and including March 2023, and;

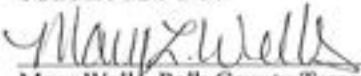
WHEREAS, under the provisions of Iowa Code sections 445.63 and 446.7(2), upon the failure of a political subdivision of the State of Iowa to immediately remit payment, the Board of Supervisors shall abate all of the taxes.

NOW, THEREFORE, BE IT RESOLVED by the Polk County Board of Supervisors that in compliance with Iowa Code sections 445.63 and 446.7(2), the Polk County Treasurer is directed to abate the total amount due for ad valorem and weed special assessment taxes from September 2011 through and including March 2023, as defined in 445.1(7) and strike the same from the county system for the property identified in the county system as 7824.10.213.002.

POLK COUNTY, IOWA

Chairperson

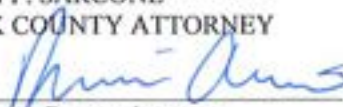
SUBMITTED BY:



Mary Wells, Polk County Treasurer

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 

Assistant County Attorney

#28

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: City of Des Moines Abatement

Agenda Date: November 29, 2022

Contact Individual: Kyle Rice, Chief Executive Officer
Polk County Treasurer

Previous Action taken by the Board:

Board/Commission Actions:

Action Requested (Recommended): Approval to abate delinquent taxes and weed special assessments against three properties owned by the City of Des Moines.

Comply with Policy: Compliance with Iowa Code Section 445.63 & 446.72(2)

Background:

In compliance with 445.63 & 446.72(2), Code of Iowa and in reference to all parcels listed, the Board of Supervisors shall direct the Treasurer to abate subsequent taxes, together with all late interest, costs and fees.

Action Impact: N/A

Additional Fiscal Note Information (optional): Abate Taxes - \$28,028.00

RESOLUTION

MOVED by _____ SECONDED by _____
that the following Resolution be adopted:

WHEREAS, the General Assembly of Iowa enacted legislation, now codified in Iowa Code 425.15, providing for the Disabled Veteran Tax Credit; and,

WHEREAS, the Credit is available for certain disabled veterans or their surviving spouse or child that satisfy specific statutory criteria; and,

WHEREAS, to receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Auditor and County Board of Supervisors based upon the statutory criteria; and,

WHEREAS, once allowed by the Board of Supervisors, the property owner must continue to satisfy the statutory criteria. If the property owner no longer satisfies the statutory criteria, the Credit should be cancelled; and

WHEREAS, for taxable year 2022, payable in 2023 and 2024, there is one parcel that no longer qualifies for the Credit based upon application of statutory criteria and the Polk County Assessor recommends the Credit on this one parcel be cancelled.

NOW, THEREFORE BE IT RESOLVED by Polk County, Iowa, that the recommendation of the Polk County Assessor regarding the cancellation of the one Disabled Veteran Tax Credit be accepted and adopted.

BE IT FURTHER RESOLVED, that this information be conveyed to the Polk County Auditor as required by statute.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Randy Ripperger
Polk County Assessor

#29

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY


Assistant County Attorney

FISCAL NOTE: None

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the recommendation of the Polk County Assessor for cancellation of the Disabled Veteran Tax Credit.

Agenda Date: November 29, 2022

Contact Individual: Sarah Boese, Deputy County Administrator
Board of Supervisors
286-3895

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: There is a Disabled Veteran Tax Credit under Iowa Code 425.15 that provides a property tax credit on the homestead of an eligible veteran. The Credit is available for certain disabled veterans or their surviving spouse or child that satisfy specific statutory criteria. To receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Auditor and County Board of Supervisors based upon the statutory criteria. Once allowed by the Board of Supervisors, the property owner must continue to satisfy the statutory criteria. If the property owner no longer satisfies the statutory criteria, the Credit should be cancelled. For taxable year 2022, payable in 2022 and 2023, the Assessor has identified one parcel that no longer qualifies for the Credit based upon application of statutory criteria. The Assessor recommends the Credit on the one parcel be cancelled.

Action Impact: The passage of this resolution approves the recommendation of the Polk County Assessor for cancellation of the Disabled Veterans Tax Credit on one parcel.

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	N				N		

RESOLUTION

MOVED by _____ SECONDED by _____
that the following Resolution be adopted:

WHEREAS, the General Assembly of Iowa enacted legislation, now codified in Iowa Code 425A, providing for the Family Farm Tax Credit; and,

WHEREAS, the Credit is available for certain property owners that satisfy specific statutory criteria; and,

WHEREAS, to receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Board of Supervisors based upon the statutory criteria; and,

WHEREAS, for taxable year 2022, payable in 2023 and 2024, the Polk County Assessor has received 6 claims for 13 parcels and based upon application of statutory criteria recommends 11 parcels for allowance and 2 parcels for disallowance.

NOW, THEREFORE BE IT RESOLVED by Polk County, Iowa that the recommendations of the Polk County Assessor regarding allowance and disallowance for the Family Farm Tax Credit claims be accepted and adopted.

BE IT FURTHER RESOLVED, if disallowed, that the Polk County Assessor be directed to send notice of disallowance by regular mail to each claimant at the claimant's last known address.

BE IT FURTHER RESOLVED, that this information be conveyed to the Polk County Auditor.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Randy Ripperger
Polk County Assessor

#30

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY


Assistant County Attorney

FISCAL NOTE: None

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the recommendations of the Polk County Assessor for allowances and disallowances of the Family Farm Tax Credit claims.

Agenda Date: November 29, 2022

Contact Individual: Sarah Boese, Deputy County Administrator
Board of Supervisors
286-3895

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: There is a Family Farm Tax Credit under Iowa Code 425A that provides a property tax credit on the property of an eligible family farm. The Credit is available for certain family farms that satisfy specific statutory criteria. To receive this Credit, owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Board of Supervisors based upon the statutory criteria. For taxable year 2022, payable in 2023 and 2024, the Polk County Assessor has received six claims for 13 parcels and based upon application of statutory criteria recommends 11 parcels for allowance and 2 parcels for disallowance.

Action Impact: The passage of this resolution approves the recommendations of the Polk County Assessor for allowances and disallowances of the Family Farm Tax Credit claims.

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	N				N		

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____
that the following Resolution be adopted:

WHEREAS, the General Assembly of Iowa enacted legislation, now codified in Iowa Code 425.1, providing for the Homestead Tax Credit; and,

WHEREAS, the Credit is available for certain property owners that satisfy specific statutory criteria; and,

WHEREAS, to receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Auditor and County Board of Supervisors based upon the statutory criteria; and,

WHEREAS, for taxable year 2022, payable in 2023/2024, the Polk County Assessor, based upon application of statutory criteria, recommends two parcels for approval – see attached sheet; and,

NOW, THEREFORE BE IT RESOLVED by Polk County, Iowa, that the recommendations of the Polk County Assessor regarding allowance for the Homestead Tax Credit be accepted and adopted.

BE IT FURTHER RESOLVED, that this information be conveyed to the Polk County Auditor.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Randy Ripperger
Polk County Assessor

#31

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: None

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the recommendations of the Polk County Assessor for allowances of the Homestead Tax Credits.

Agenda Date: November 29, 2022

Contact Individual: Sarah Boese, Deputy County Administrator
Board of Supervisors
286-3895

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: There is a Homestead Tax Credit under Iowa Code 425.1 that provides a property tax credit on the homestead of an eligible property owner. The Credit is available for certain property owners that satisfy specific statutory criteria. To receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Auditor and County Board of Supervisors based upon the statutory criteria. For taxable year 2022, payable in 2023/2024, the Polk County Assessor, based upon application of statutory criteria, recommends two parcels for approval – see attached sheet.

Action Impact: The passage of this resolution approves the recommendations of the Polk County Assessor for allowances of the Homestead Tax Credits.

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	N				N		

Board of Supervisors' 11/29/2022 meeting
Homestead Tax Credit Recommendations

Recommendation to allow for AY2022

District/Parcel	Name
311/00173-410-020	Chelsie Olberding
231/00072-398-016	Ryan Eaton

Reason for Allowance

The homestead credit was removed in error for AY2022
Timely filed for AY2022 but never entered

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, on September 27, 2021, Plaintiff, Jim Nahas, filed a Petition at Law and Jury Demand against Defendants Polk County, Iowa, et al; and

WHEREAS, on October 6, 2021, Supervisor Matt McCoy filed a Motion to Intervene and Petition of Intervenor; and

WHEREAS, on October 14, 2021, Plaintiff filed a First Amended and Substituted Petition at Law and Jury Demand; and

WHEREAS, on November 11, 2021, Plaintiff filed a Motion for Leave to Amend Petition and Second Amended and Substituted Petition at Law and Jury Demand; and

WHEREAS, the Office of the Polk County Attorney is currently representing Polk County, Iowa in this civil proceeding; however due to Plaintiff's and Intervenor's claims of a conflict of interest, the Office of the Polk County Attorney has determined that should this civil action proceed beyond the pretrial motions and proceed to trial, it is in the best interest of Polk County that outside counsel be engaged and prepared to represent Polk County in this civil proceeding; and

WHEREAS, the Office of the Polk County Attorney advises the Polk County Board of Supervisors to engage an attorney to assist in and or represent Polk County in this civil proceeding in the event it is determined, due to a conflict of interest, it would be in Polk County's best interest to be represented by outside legal counsel ; and

WHEREAS, the Board of Supervisors desires to appoint Dentons Davis Brown to assist in and or represent Polk County in this civil proceeding.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the engagement agreement with Dentons Davis Brown and authorizes the Chair of the Polk County Board of Supervisors to sign attached letter of engagement on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chair, Polk County Board of Supervisors

**RECOMMENDED FOR APPROVAL:
and APPROVED AS TO FORM:**

#32

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Ralph E. Marasco, Jr.
Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving engagement of Dentons Davis Brown

Agenda Date: 11/29/2022

Contact Individual: Ralph E. Marasco, Jr.

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: The Office of the Polk County Attorney has been representing Polk County, Iowa, in the civil proceeding Nahas v. Polk County, Iowa, et al; however due to Plaintiff's and Intervenor's claims of a conflict of interest, it is in Polk County's best interest to engage outside counsel be engaged and prepared to represent Polk County.

Action Impact:

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23							
23/24							
24/25							

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____
that the following resolution be adopted:

WHEREAS, Polk County adopted the Norwoodville Urban Renewal Plan ("Plan") on May 15, 2018 to stimulate economic development and remediate blighting influences, and

WHEREAS, Polk County incurred costs for engineering fees, sanitary sewer, and construction costs, and

WHEREAS, the Plan authorizes Polk County to certify Tax Increment Financing (TIF) indebtedness to reimburse costs incurred for the Urban Renewal project, and

WHEREAS, Iowa Code §403.19(6)(a)(2) requires that TIF debt certifications be approved by the governing body of the municipality,

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves the TIF Indebtedness Certification for Polk County Norwoodville Urban Renewal Area and directs the Budget Manager to submit documentation to the County Auditor's Office.

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

Submitted By:

Deborah A. Anderson

Deb Anderson, Budget Manager

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving TIF Indebtedness Certification for Norwoodville Urban Renewal Area

Agenda Date: November 29, 2022

Contact Individual: Deb Anderson, Budget Manager
Board of Supervisors
286-3016

Background: In May 2018, Polk County adopted the Norwoodville Urban Renewal Plan ("Plan"). The primary goals of the Plan are to stimulate, through public involvement and commitment, private investment in new economic development and to remediate blighting influences in the designated area.

During the past 12 months, Polk County has incurred \$915,267.22 in expense for engineering, legal services, and construction.

Per the Urban Renewal Plan, Polk County is eligible for reimbursement of these costs from incremental taxes collected in the Urban Renewal Area. To effectuate the tax collections, Polk County needs to certify this debt with the County Auditor by December 1st. Per Iowa Code, the governing body is required to approve such certification.

Action Impact: Approves the TIF Indebtedness Certification for Norwoodville Urban Renewal Area

Fiscal Note: \$915,267.22 of debt will be certified and eligible for reimbursement from incremental taxes

RESOLUTION

Moved by _____ Seconded by _____
that the following resolution be adopted:

WHEREAS, Polk County, Iowa is party to a Development Agreement with Big Creek Development for the Tournament Club of Iowa residential and commercial development project, and

WHEREAS, on 05/28/2003, Polk County certified Tax Increment Financing (TIF) debt of \$10,012,090 for Commercial Project 1, but \$435.12 of commercial and industrial replacement revenue has been received and will offset the outstanding TIF indebtedness on Commercial Project 1, and

WHEREAS, Iowa Code §403.19(6)(a)(2) requires TIF indebtedness certifications to be approved by the governing body of the municipality,

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves the TIF Indebtedness Reduction Certification for the Tournament Club of Iowa Commercial Project 1.

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

Submitted By:

Deborah A. Anderson

Deb Anderson, Budget Manager

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving TIF Indebtedness De-Certification for Polk City North Urban Renewal Area

Agenda Date: November 29, 2022

Contact Individual: Deb Anderson, Budget Manager
Board of Supervisors
286-3016

Background: In November 2001, Polk County entered into a development agreement with Big Creek Development and Polk City, Iowa to develop the Tournament Club of Iowa golf course and residences and to rebate incremental property taxes.

During FY 22/23, \$435.12 of commercial and industrial replacement revenue will be credited to Commercial Project 1 and thereby reduce the outstanding TIF indebtedness for Commercial Project 1. As such, \$435.12 needs to be de-certified.

Per Iowa Code, the governing body is required to approve TIF debt certifications.

Action Impact: Approves TIF Indebtedness De-Certification for Polk City North Urban Renewal Area

Fiscal Note: \$435.12 of TIF indebtedness will be de-certified. This portion of the payment to the developer will be made from state tax replacement revenues rather than levied County taxes.

RESOLUTION

Moved by _____ Seconded by _____
that the following resolution be adopted:

WHEREAS, legislation adopted during the 2012 Legislative Session implemented urban renewal reporting requirements for municipalities, and

WHEREAS, each levy authority with an urban renewal plan and urban renewal area in effect at any point during the preceding fiscal year is required to file a report within the state Urban Renewal Reporting System by December 1st of each year, and

WHEREAS, Polk County has five urban renewal areas subject to this reporting requirement, and

WHEREAS, state legislation requires that the report and supporting documents be approved by an affirmative majority vote of the governing body of the levy authority,

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves the Annual Urban Renewal Report. The Board authorizes staff to submit this report in the manner prescribed by the State.

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

Submitted By:

Deborah A. Anderson

Deb Anderson, Budget Manager

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Polk County Annual Urban Renewal Report

Agenda Date: November 29, 2022

Contact Individual: Deb Anderson, Budget Manager

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approval of Report

Comply with Policy: Yes

Background: House File 2460, enacted during the 2012 legislative session, increased urban renewal reporting requirements for municipalities. To implement the legislation, the state Department of Management developed an online reporting system wherein each levy authority with active urban renewal areas is required to enter urban renewal information by December 1 of each year. Required information includes urban renewal area effective dates, outstanding TIF debt obligations, TIF fund balances, and job creation associated with urban renewal projects.

Polk County has five active urban renewal areas:

- (1) Polk City North (Tournament Club)
- (2) Saylorville Business Park
- (3) NE 46th Avenue Industrial Urban Renewal (EFCO)
- (4) Whitetail Ridge Urban Renewal, and
- (5) Norwoodville

Action Impact: Approves content and filing of Annual Urban Renewal Report

Fiscal Note: None

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense & Transfers In	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23						

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Peggy West has a civil claim which sought damages relating to an alleged civil conspiracy; and

WHEREAS, all parties desire to settle all potential outstanding issues and pending litigation between them on the terms and conditions stated in an agreement to be filed with the County Auditor.

WHEREAS, after considerable discussion with its attorney, Polk County Risk Management is recommending a settlement of \$22,500.00 to resolve the pending lawsuit. The settlement is in the best interest of the public that the claims be resolved without resorting to further expense and risk of continued litigation; and

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement, with Peggy West for settlement of her pending claims, and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: Jeff Edgar
Jeffrey Edgar, Director
Department of Human Services

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: /s/ Julie J. Bussanmas
Assistant County Attorney

FISCAL NOTE:

#36

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution authorizing settlement of a civil claim.

Agenda Date: November 29, 2022

Contact Individual: Julie Bussanmas
Assistant County Attorney
286-3346

Previous Action taken by the Board: None

Board/Commission Actions: None

Comply with Policy: Yes

Background: Peggy West has a civil suit claim which sought damages relating to an alleged civil conspiracy. It is in the best interests of Polk County to settle this matter to reduce the risk of a civil judgment award at trial. Polk County will pay \$22,500.00 to Peggy West.

Action Impact:

Fiscal Note: Final amount to be paid by Polk County to be determined.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
20/21							
21/22	Y		\$22,500.00		N		
22/23							

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____ that the following Resolution be adopted:

WHEREAS, on October 10th, 2022, Polk County received four (4) proposals in response to its Climate Action Consultant Request for Proposal; and

WHEREAS, the Climate Action team recommends accepting the highest overall score of responsive and responsible proposals in the amount of \$104,027.00, submitted by Pale Blue Dot, LLC of Maplewood, MN; and

WHEREAS, the Procurement Division concurs with the recommendation of the Climate Action Team.

NOW, THEREFORE, BE IT RESOLVED, Polk County, Iowa awards Pale Blue Dot, LLC the Agreement for Climate Action Consultant and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this 29th day of November, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

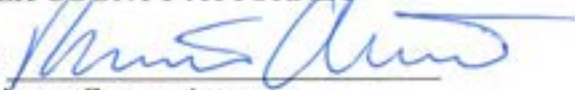
RECOMMENDED FOR APPROVAL:



Sarah Boese
Deputy County Administrator

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

Fiscal Note:

\$104,027 total contract cost

#37

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution authorizing the award of RFP# 204-2223 "Climate Action Consultant" to Pale Blue Dot, LLC

Agenda Date: November, 29th, 2022

Contact Individual: John Norris, County Administrator

Previous Action taken by the Board: N/A

Board/Commission Actions:

Action Requested (Recommended): This resolution approves the award of RFP# 204-2223 to Climate Action Consultant" to Pale Blue Dot, LLC

Comply with Policy: Polk County Procurement Policy

Background:

Action Impact:

Fiscal Note: Federal Grant, No fiscal impact to the County.

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	Y	NA	NA	N		
23/24	Y	NA	NA	N		

Additional Fiscal Note Information (optional):

\$104,027 total contract cost

RESOLUTION

MOVED by _____ SECONDED by _____

that the following Resolution be adopted:

WHEREAS, as owner of the Iowa Events Center complex, Polk County is party to a Master Lease Agreement with Oakview Group for all aspects of management at Wells Fargo Arena, Hy-Vee Hall and Community Choice Credit Union Convention Center; and,

WHEREAS, the Iowa Barnstormers are tenants of Wells Fargo Arena; and,

WHEREAS, the Iowa Barnstormers are requesting new football field turf and system improvements; and,

WHEREAS, the anticipated revenue of \$30,000 for the sale of the current field will be returned to Polk County; and,

WHEREAS, Oakview Group will facilitate the purchase of the field and any associated reimbursements on behalf of the Iowa Barnstormers and Polk County.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the expenditure of \$180,000 for a new football field and system improvements at Wells Fargo Arena.

Approved this _____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:



Sarah Boese
Deputy County Administrator

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 

Assistant County Attorney

FISCAL NOTE: FY22/23 - \$180,000 expenditure from gaming, \$30,000 revenue

#38

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving funding to Oakview Group for a new indoor football field at Wells Fargo Arena.

Agenda Date: November 29, 2022

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: 4/22/2014

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: As owner of the Iowa Events Center the Polk County Board of Supervisors has a Master Lease agreement with Oakview Group who will be facilitating the purchase of a new field turf and system improvements for the Iowa Barnstormers at an estimated cost of \$180,000.

Action Impact: The passage of this resolution approves the funding of \$180,000 to Oakview Group for the purchase of a field and system improvements. Anticipated revenue of \$30,000 from the sale of the old field will be returned to Polk County.

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	Y		\$180,000		N	2950950100.78340	

Additional Fiscal Note Information (optional): Funding will come out of gaming revenue.

RESOLUTION

Moved by _____, Seconded by _____ that the following Resolution be adopted:

WHEREAS, Altoona Economic Development Corporation, is a 501(c)(3) non-profit that attracts consumers to Altoona, Iowa by cultivating the city's brand as a regional destination with a focus on entertainment, retail and hospitality; and,

WHEREAS, Altoona Economic Development Corporation requested a Polk County Community Development Grant to assist with the new Prairie Meadows Player Development Center located at Terrace Hills Golf Course 8700 NE 46th Ave., Altoona, Polk County, Iowa. Terrace Hills Golf Course is open to the public and owned by the City of Altoona; and,

WHEREAS, Polk County, Iowa desires to enter into an Agreement with Altoona Economic Development Corporation to award grant funds to construct a new facility with two training bays, driving range, equipment storage and restrooms; and,

WHEREAS, the grant award will serve the public purpose by providing access to a golf training facility in eastern Polk County. Golf instruction will be available annually for 250 children and disabled veterans at no cost; and,

WHEREAS, pursuant to the Agreement for a Community Development Grant Award, the grant funds shall only be used for the construction and labor costs related to the new Prairie Meadows Player Development Center; and,

WHEREAS, the grant funds shall be sourced only from available gaming revenue funds and not from tax revenues; and,

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement and the award of a Community Development Grant in the amount of \$100,000.00 to Altoona Economic Development Corporation and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

Angela Connolly
Chair, Polk County Board of Supervisors

#39

RECOMMENDED FOR APPROVAL:

By: Lisa Moody-Tunks
Lisa Moody-Tunks
Grant Administrator, Board of Supervisors Office

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: John P. Sarconi
Assistant County Attorney

FISCAL NOTE: Community Development Grant Fund \$100,000.00 FY22/23

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Community Development Grant for Altoona Economic Development Corporation, a 501(c)(3) non-profit organization.

Agenda Date: November 29, 2022

Contact Individual: Lisa Moody-Tunks, Grant Administrator
Polk County Board of Supervisors
515-286-2272

Previous Action taken by the Board: Prior Community Development Grant award on June 15, 2021 for \$20,000.00.

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: Altoona Economic Development Corporation is a non-profit organization dedicated to attracting consumers to Altoona, Iowa by cultivating the city's brand as a regional destination with a focus on entertainment, retail and hospitality. Altoona Economic Development Corporation applied for a Community Development Grant to build the new Prairie Meadows Player Development Center located at Terrace Hills Golf Course 8700 NE 46th Ave., Altoona, Polk County, Iowa. Terrace Hills Golf Course is open to the public and owned by the City of Altoona. The project will focus on developing a new golf facility with two training bays, driving range, equipment storage, and restrooms. Altoona Economic Development Corporation requests funding from Polk County for the construction and labor costs related to the new Prairie Meadows Player Development Center.

The project will serve the public purpose by providing access to a golf training facility in eastern Polk County. Golf instruction will be available annually to 250 children and disabled veterans at no cost.

Action Impact: The adoption of this resolution will award \$100,000.00 of gaming revenue to Altoona Economic Development Corporation and authorizes the Chair to sign attached agreement.

Fiscal Note: Community Development Grant Awards shall be paid exclusively with gaming revenue.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	Y		\$100,000.00		N	4010932.79410	
23/24							
24/25							

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED by _____ SECONDED by _____ that
the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors has identified funding for Community Betterment projects in the FY 22-23 Prairie Meadows Revenue Gaming Plan; and,

WHEREAS, community agencies/organizations throughout the metropolitan area submit requests for Community Betterment funding; and,

WHEREAS, requests for support of community agencies/organizations throughout the metropolitan area have been received from all of the agencies listed on the attached Community Betterment Grant Award List. All organizations listed serve a unique public purpose to Polk County residents; and,

WHEREAS, the grant funds shall only be used for the stated public purpose within the organization's Community Betterment Grant application. The nature of these agencies/organizations and their projects are an appropriate use of the Community Betterment funds.

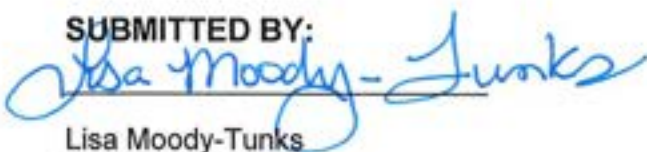
WHEREAS, the grant funds shall be sources only from available gaming revenue funds and not from tax revenues; and,

NOW, THEREFORE, BE IT RESOLVED that Polk County, Iowa hereby approves awarding \$5,000.00 in Community Betterment Grants, in the individual amounts as identified, to the agencies/organizations on the attached Community Betterment Grant Award List from the Community Betterment fund.

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

SUBMITTED BY:



Lisa Moody-Tunks
Grant Administrator

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution Approving Community Betterment Grant Awards.

Agenda Date: November 29, 2022

Contact Individual: Lisa Moody-Tunks,
Grant Administrator
Polk County Board of Supervisors
286-2272

Previous Action taken by the Board: Community Betterment Grant Award-November 15, 2022 for \$4,000.00.

Board/Commission Actions: N/A

Action Requested (Recommended): Approval of the attached-Community Betterment Grant Award List.

Comply with Policy: Yes

Background: Polk County has funding for Community Betterment projects in the FY22-23 Prairie Meadows Revenue Gaming Plan. Community Betterment Grant applications have been submitted by agencies/organizations and their projects are an appropriate use of the Community Betterment funds.

Action Impact: Passing of this resolution will award \$5,000.00 in Community Betterment Grants in the individual amounts as identified on the attached Community Betterment Grant Award List.

Fiscal Note: Community Betterment Grant Awards are paid exclusively with gaming revenue

Fiscal Year	Budget- ed? (Y/N)	Anticipated	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23		\$5,000.00		N		40109033.79410

Additional Fiscal Note Information (optional):

Community Betterment Grant Awards
November 29, 2022

Des Moines Metro Opera, Inc.

\$5,000.00

\$5,000.00

To the Honorable Board of Supervisors, Polk County, Iowa:

Gentlemen: The undersigned is the owner of the following property **7191 SE 32ND AVE RUNNELLS, IA**
RUNNELLS IA 50237-2203

which was assessed for the year **2021**, in dist. No. _____ at \$ **\$2,983** assessed value.

I hereby ask that the taxes on \$ _____ assessed value be refunded or cancelled on account of

erroneous assessment as follows: **\$2,983** We are a registered nonprofit with the State of Iowa and the IRS.

We bought a property in October 2021 and have applied to be exempt for paying property taxes in Polk County and others. However, we recently recieved a tax bill in the amount of \$2,983 for 2021

I called the assessors and treasurers department and learned that we were accruing interest on it.

When I asked the treasurers office, they indicated that I needed first pay the taxes so that we won't

be accruing interest and other delinquent charges. Also, they mentioned that I could contact the

be accruing interest and other delinquent charges. Also, they mentioned that I could contact the

Board of Supervisors - Polk County Iowa to request a refund since that was not our taxes.

Just as a summary, we bought the property at the end of 2021 and applied to be exempt. However,

the tax charges we received were for the previous owners whom we have no contact. We paid the

taxes just to avoid unnecessary interest charges and other issues. As a result, could you please

refund the amount we paid for the taxes that was not ours? We are a small community church and

it would be of tremendous help!

Rabin Shah

(Name)

7191 SE 32ND AVE RUNNELLS, IA 50237-2202

(Address)

STATE OF IOWA, POLK COUNTY, ss:

Subscribed and sworn to before me, by.

this _____ day of _____

Deputy Auditor Polk County, Iowa

#41

To the Honorable Board of Supervisors, Polk County, Iowa:

Gentlemen: The undersigned is the owner of the following property.....

1117 33rd St., Des Moines, Iowa 50311; Parcel No. 7824.06.201.063

1119 33rd St., Des Moines, Iowa 50311; Parcel No. 7824.06.201.028

3206 University Ave., Des Moines, Iowa 50311; Parcel No. 7824.06.201.065

which was assessed for the year 2021, in dist. No. Des Moines City/DM SCH at \$ 1,288,554 assessed value.

I hereby ask that the taxes on \$ 1,288,554 assessed value be refunded or cancelled on account of erroneous assessment as follows:

WesleyLife is the owner of the above-described property. WesleyLife is an Iowa

nonprofit corporation and a registered 501(c)(3) organization. WesleyLife was

gifted this parcel on the 30th of June, 2021, after the deadline for filing for property tax

exemption in the assessment year. The parcel is being used by WesleyLife for charitable

purposes in furtherance of its mission, including a Meals on Wheels program, and is not

being used by WesleyLife with a view towards pecuniary profit.

Please note that WesleyLife paid the assessed taxes on Sept. 30, 2021. If approved,

WesleyLife would also like to request a reimbursement of those taxes paid.

Craig Flanagan, CFO

(Name)

5508 NW 88th St., Johnston, IA 50131

(Address)

STATE OF IOWA, POLK COUNTY, ss:

Subscribed and sworn to before me, by

this day of

Deputy Auditor Polk County, Iowa

#142



November 7, 2022

Honorable Mayor Bob Kramme and Alleman City Council Members
City of Alleman
14000 NE 6th Street
Alleman, Iowa 50007

RE: Proposed Alleman Annexation

Honorable Mayor and City Council Members:

We have significant concerns about and object to the proposed 80/20 annexation that is currently being considered by the City of Alleman. Please accept these comments and enter them into the public record during the Public Hearing scheduled to be held regarding this proposed annexation on November 14, 2022.

Pursuant to Section 368.7.1.f. of the Code of Iowa, "when considering such an annexation application, the (City Development) Board may request that the annexing city provide information on the amount of land located in the annexing city that is currently vacant or undeveloped and whether municipal services are being provided to the current residents of the annexing city." A simple calculation using the Future Land Use Map (Phase 1 and Phase 2, Pages 55 and 57) of the Alleman 2020 Comprehensive Plan (Adopted by Alleman City Council on March 8, 2021) overlaid with the existing city limit boundary of the City of Alleman, shows that there is more than 1,200 acres of vacant or undeveloped land within the existing city limits of Alleman – this does not include the areas identified as "Tower Zone" on the Future Land Use Map of the Plan. The proposed annexation would more than double the amount of vacant/undeveloped land within the Alleman city limits.

Further, according to the aforementioned Alleman Comprehensive Plan, the city provides few municipal services. Police service is provided by the Polk County Sheriff; Fire and EMS services are currently provided by the City of Ankeny; library services and public swimming pool are provided by the City of Slater; Water is provided by Des Moines Water Works; and, public sanitary sewer service is not provided or available. The inability to provide public sanitary sewer service is especially troubling as the annexation area is located within the sensitive Four Mile Creek watershed. Utilization of septic systems in this area could have a negative impact on the downstream watershed. This proposed annexation appears to exacerbate the existing reliance on others to further extend basic and essential services to the proposed new areas of Alleman.

#43

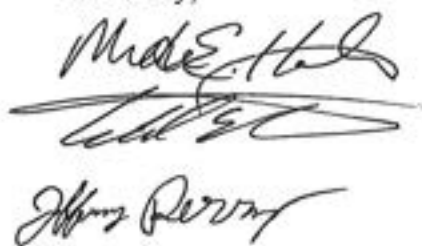
Additionally, much of the area of the proposed annexation is not within the Planning Boundary of the Alleman Comprehensive Plan. Pursuant to the Future Land Use Map Phase 2 on Page 57 of the Comprehensive Plan, the proposed Planning Boundary for Alleman extends southward to 126th Avenue. However, as outlined in Table 8.3, the Alleman Comprehensive Plan recommends that the City "develop within Alleman city limits before beginning new annexation." As previously mentioned, there is more than 1,200 acres of vacant or undeveloped land within the existing city limits of Alleman. It should be noted that nearly all of the area of the proposed annexation is within the Planning Boundary of Ankeny's Comprehensive Plan. The City of Ankeny has planned for and invested financially in the provision of basic and essential municipal services to this area, including infrastructure that is not available today in Alleman.

Another concern is that the area south of 126th Avenue proposed for annexation is comprised of a series of irregular boundaries and peninsulas. In addition to being at odds with the State Code requirements for uniform boundaries, creating areas of irregular boundaries such as this leads to long-term jurisdictional and maintenance issues. Further, the City of Ankeny has received interest from the property owners of land south of NE 118th Avenue/NW 54th Street regarding annexation into the City of Ankeny. The proposed Alleman Annexation will make the annexation of this area into Ankeny difficult without creating an island or more irregular boundaries. This will impact the orderly development of land and provision of public services.

For all of these reasons, we encourage you to reconsider this annexation. At best it is premature and at worst it is reckless. As a reminder, Ankeny and Alleman once had an annexation agreement in place which expired on May 14, 2017. On August 23, 2017, Ankeny City Manager, David Jones, and Community Development Director, Eric Jensen, met with Alleman City Attorney and two Alleman City Council members at the Ankeny City Hall to discuss reworking and extending that agreement. After that meeting, Ankeny received no further communication from Alleman officials on this matter. The City of Ankeny is still willing to discuss the reworking and extension of that annexation agreement – our proposal is still on the table.

Thank you for your time and consideration on this matter.

Sincerely,



Mayor Mark Holm and the Ankeny City Council

CC: **Polk County Board of Supervisors**
City Development Board
David Jones, Ankeny City Manager
Amy Beattie, Ankeny City Attorney



**NOTICE OF POSTPONEMENT OF PUBLIC HEARING
ON APPLICATIONS FOR A VOLUNTARY NON-URBANIZED ANNEXATION OF CERTAIN
TERRITORY ADJACENT TO THE NORTHEAST QUADRANT OF ANKENY
REQUESTED BY DRA PROPERTIES, LC**

**TO: ALL CITIZENS AND RESIDENTS OF THE CITY OF ANKENY, IOWA, AND TO ALL OTHER PERSONS
WHO MAY BE ENTITLED TO NOTICE OF THE FILING OF AN APPLICATION FOR ANNEXATION
UNDER THE PROVISIONS OF IOWA CODE SECTION 368.7.**

Applications for annexation have been made and are under consideration by the City of Ankeny, Iowa for the following tract of land described as follows:

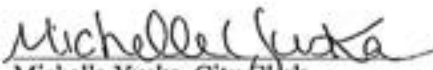
LAYMAN'S DESCRIPTION:

Approximately 62.43 acres (+/-) of land in the northeast quadrant, generally located east of I-35, north of NE 102nd Avenue (NE 18th Street) and west of NE 29th Street (NE Four Mile Drive).
and
Approximately 12.38 (+/-) acres of land adjacent to petitioning parcels.

YOU ARE HEREBY NOTIFIED that due to a notification error, the Public Hearing has been postponed and will not occur on the 21st day of November, 2022, in the Ankeny City Council Chambers. The Public Hearing will be scheduled at a future date, at which time notification will be made on the applications for annexation under the provisions of Iowa Code Section 368.7.

DATED this 11th day of November 2022.

CITY OF ANKENY, IOWA


Michelle Yuska, City Clerk

#44



CITY DEVELOPMENT BOARD
STATE OF IOWA

IN THE MATTER OF THE CITY OF POLK CITY	)	NO. UA22-40 / POLK CITY
VOLUNTARY ANNEXATION WITHIN THE	)	
URBANIZED AREA OF THE CITY OF ANKENY	)	FILING OF WRITTEN DECISION

TO: Cities of Polk City and Ankeny, Polk County Board of Supervisors, Polk County Attorney, Des Moines Area Metropolitan Planning Organization, Iowa Attorney General, Iowa Department of Transportation and affected public utilities

You and each of you are hereby notified that the City Development Board has approved the annexation of territory to the City of Polk City under City Development Board Case File No. UA22-40.

Please find enclosed the Findings of Fact, Conclusions of Law, Determination, and Final Order by the City Development Board approving the annexation. An appeal of the Board's decision may be filed within 30-days of the date of the enclosed Order.

If no appeal is filed within 30-days of the date of this Order, the City Development Board will file with the Iowa Secretary of State and record with the Polk County Recorder to complete this annexation.

CITY DEVELOPMENT BOARD



Matt Rasmussen, Administrator
City Development Board

#45

November 8th, 2022

Board of Supervisors of Polk County
c/o Polk County Auditor
111 Court Avenue, Room 300 P. O. Box 10
Des Moines, IA 50309



Ref: Proposed Amendment No. 3 of West Central URP and Amendment 2 to the NW 100th URP

Dear Auditor:

Pursuant to Chapter 403 of the Code of Iowa, the city of Johnston is proposing Amendment 2 to the NW 100th URP and Amendment No. 3 of West Central URP and the district boundaries for the purpose of economic development

Enclosed for your information are copies of the Notice of Consultations, Notice of Public Hearings, and the Resolutions with the proposed plans. The city is inviting a representative of your organization attend a consultation regarding the amendment to the plan. The consultation is scheduled for:

Tuesday, November 15th, 2022
10:00 AM
Johnston City Hall, 6221 Merle Hay Road

At the consultation the City will discuss:

- The estimated growth in valuation of taxable property included in the proposed Urban Renewal Area,
- The fiscal impact of the division of revenue of the affected taxing entities,
- The anticipated projects expected to occur in the urban renewal areas

Following the consultation, your representative will have seven (7) days to make a written recommendation for modification of the division of revenue.

Please contact me at (515) 727-7760 if you have any comments or questions.

Sincerely,
Economic Development Manager
Adam Plagge

NOTICE OF A CONSULTATION TO BE HELD BETWEEN THE
CITY OF WEST DES MOINES, STATE OF IOWA AND ALL
AFFECTED TAXING ENTITIES CONCERNING THE
PROPOSED AMENDMENT NO. 1 TO THE UNIVERSITY
AVENUE CORRIDOR URBAN RENEWAL PLAN FOR THE
CITY OF WEST DES MOINES, STATE OF IOWA

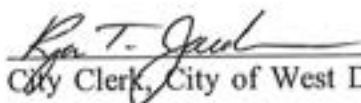
The City of West Des Moines, State of Iowa will hold a consultation with all affected taxing entities, as defined in Section 403.17(1), Code of Iowa, as amended, commencing at 11:00 A.M. on November 16, 2022, in the Boardroom, City Hall, 4200 Mills Civic Parkway, West Des Moines, Iowa concerning a proposed Amendment No. 1 to the University Avenue Corridor Urban Renewal Plan for the University Avenue Corridor Urban Renewal Area, a copy of which is attached hereto. The consultation meeting will also be accessible virtually, at <https://tinyurl.com/2s38tp9w>.

Each affected taxing entity may appoint a representative to attend the consultation. The consultation may include a discussion of the estimated growth in valuation of taxable property included in the Urban Renewal Area, the fiscal impact of the division of revenue on the affected taxing entities, the estimated impact on the provision of services by each of the affected taxing entities in the Urban Renewal Area, and the duration of any bond issuance included in the Amendment.

The designated representative of any affected taxing entity may make written recommendations for modifications to the proposed division of revenue no later than seven days following the date of the consultation. The Business Development Coordinator, or his delegate, as the designated representative of the City of West Des Moines, State of Iowa, shall submit a written response to the affected taxing entity, no later than seven days prior to the public hearing on the proposed Amendment No. 1 to the University Avenue Corridor Urban Renewal Plan, addressing any recommendations made by that entity for modification to the proposed division of revenue.

This notice is given by order of the City Council of the City of West Des Moines, State of Iowa, as provided by Section 403.5, Code of Iowa, as amended.

Dated this 7th day of November, 2022.


City Clerk, City of West Des Moines, State of
Iowa

(End of Notice)

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