

**POLK COUNTY BOARD OF SUPERVISORS AGENDA
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
111 COURT AVENUE - ROOM 120
NOVEMBER 16, 2021 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, if any.
4. Action on the Bill List as submitted by the County Auditor.

PUBLIC HEARING

GRANTING EASEMENTS TO CITY OF ALTOONA

- *5. Resolution granting temporary and perpetual sanitary sewer easement to the City of Altoona (land known as Trails End Wildlife Area Mitigation Bank).

ORDINANCE

(SECOND READING)

6. Ordinance amending Ordinance No. 334 providing general property taxes levied and collected each year on property located within the Amended Norwoodville Urban Renewal Area, and for the benefit of the State of Iowa, Polk County, Saydel Community School District, Southeast Polk Community School District and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by the County in connection with the Amended Norwoodville Urban Renewal Area (Amendment No. 1 to the Norwoodville Urban Renewal Plan).

PUBLIC COMMENTS

PERMITS

8. Renewal application for Class “E” Liquor, Class “B” Wine, Class “C” Beer and Sunday Sales Permits for Casey’s #45, 2890 E. Broadway.
9. Ownership update application for Casey’s #45, 2890 E. Broadway.
10. Renewal application for Class “C” Liquor License, Sunday Sales and Outdoor Service Area Permit for The Carney Tap, 7010 NE 14th Street, Ankeny.
11. Renewal application for Class “C” Liquor License, Sunday Sales and Outdoor Service Area Permit for Scooter’s on Broadway, 475 NE Broadway.

PETITIONS

- *12. Petitions to suspend taxes and special assessments and authorizing the Chairperson to sign the Application and Affidavit for Redemption of Parcel for the following:
- | | |
|-----------|-----------------------------|
| C. Blades | 103 E. Olinda Ave |
| L. Vest | 2818 E. 37 th St |

***13. Petitions to suspend taxes and special assessments for the following:**

C. Accordino	4730 NE 31 st St
J. Bodenstedt	1724 9 th St
C. Dunagan	3115 E. 7 th St
S. Fisher	102 SE 15 th Ct
C. Greiner	2789 NE Norwood Ln
V. McCuller-Sanders	1419 11 th St
T. Smith	2736 Dean Ave
S. Waters	2319 E. 38 th St
R. Wells	2770 NE Norwood Ln

RESOLUTIONS

14. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for November 30, 2021 on Disposal of County Interest in Real Estate (parcel behind 2410 Ashworth Road).
- *15. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for December 14, 2021 to certify the FY 21/22 Curb-It Assessments
16. Resolution confirming the Schedule of Assessments for the Health Nuisance Abatements.
- *17. Resolution approving agreement with IMPACT Community Action Partnership.
- *18. Resolution approving Iowa DOT funding agreement for bridge replacement project (BR3006) on NE Frisk Drive (over Deer Creek project).
- *19. Resolution approving amendment to Memorandum of Understanding with Iowa Department of Public Health for tuberculosis program funding.
- *20. Resolution approving Memorandum of Understanding with EMBARC (Ethnic Minorities of Burma Advocacy and Resource Center) for influenza vaccine administration costs.
- *21. Resolution approving amendment to lease agreement with Iowa Department of Human Services for Refugee Service Bureau the use of office space at 1914 Carpenter Avenue (deferred from September 21, 2021).
22. Resolution approving the recommendations of the Polk County Assessor for allowances and denials of Disabled Veteran Tax Credit.
23. Resolution approving the recommendations of the Polk County Assessor for allowances and denials of the Homestead Tax Credits.

- *24. Resolution approving partial release of real estate mortgage lien for Merle Hay Anchors, LLC.
- 25. Resolution appointing individuals to the Temporary Redistricting Commission.
- *26. Resolution approving Community Development Grant for Edmundson Art Foundation, Inc. (d/b/a the Des Moines Art Center), a 501c3 non-profit organization.
- *27. Resolution approving agreement with Iowa Finance Authority.

COMMUNICATIONS

- *28. City of Grimes notice of hearing regarding Grimes-Urbandale Boundary Adjustment Agreement.
- *29. City of West Des Moines notice of meeting regarding Amendment to the Alluvian Urban Renewal Plan.

BUDGET ACTIONS

- 30. Memorandum of Budget Actions.

APPOINTMENTS

- 31. 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/>*

Join Zoom Meeting
<https://polkcountyiowa-gov.zoom.us/j/94723670014?pwd=YXlhWjlpQXZdOjcxpbFNEb0tTOEVUZz09>
Meeting ID: 947 2367 0014
Passcode: 317164
One tap mobile
+16465588656,,94723670014# US (New York)
+13017158592,,94723670014# US (Washington D.C.)
Dial by your location
+1 646 558 8656 US (New York)
+1 301 715 8592 US (Washington D.C.)
+1 312 626 6799 US (Chicago)
+1 669 900 9128 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 346 248 7799 US (Houston)
Meeting ID: 947 2367 0014
Find your local number: <https://polkcountyiowa-gov.zoom.us/j/94723670014?pwd=YXlhWjlpQXZdOjcxpbFNEb0tTOEVUZz09>

RESOLUTION

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

WHEREAS, the Polk County Conservation Board developed the Trails End Wildlife Area Mitigation Bank (funds from 2012 Water and Land Legacy Bond land acquisition) which is located in Polk County; and,

WHEREAS, the City of Altoona, Iowa is the grantee of a temporary and perpetual easements for the construction, maintenance, and repair of a sanitary sewer trunk line on land known as the Trails End Wildlife Area Mitigation Bank near Berwick, Iowa in Polk County, Iowa; and,

WHEREAS, the Polk County Conservation Board shall be compensated in the amount of Four Hundred Eighteen Thousand Four Hundred Twenty Three Dollars and Seventy Five Cents (\$418,423.75) paid by the City of Altoona for the loss of revenue for mitigation credits that cannot be sold as a result of these easement encumbrances; and,

WHEREAS, the locally known descriptions where the contemplated easements will be located are as follows:

Parcel E-01 Legal Description: (see Exhibit E-1)

Parcel 2018-62 in part of Section 8, Township 79 North, Range 23 West of the 5th P.M., as shown on the Plat of Survey thereof recorded in Book 16888 on Page 568 in the Polk County Recorder's Office.

Perpetual Easement

Said perpetual easement being a strip 40.00 feet in width lying 20.00 feet on each side of the following described line:

Commencing at the Northeast corner of the Southwest 1/4 of the Northeast 1/4 of said Section 8; thence South 00°10'41" West along the East line of said Southwest 1/4 of the Northeast 1/4, 741.62 feet to the point of beginning; thence South 80°04'20" West, 86.72 feet; thence South 69°10'27" West, 300.00 feet; thence South 60°12'19" West, 260.00 feet; thence South 07°57'56" West, 180.00 feet; thence North 87°58'00" West, 957.87 feet to the East line of an existing sanitary sewer easement as recorded in Book 10913 on Page 995 in the Polk County Recorder's Office. Containing 71,344 square feet or 1.64 acres, more or less.

Temporary Easement

Said temporary easement being a strip 90.00 feet in width lying 50.00 feet on the North and West side and 40.00 feet on the South and East side of the following described line:

Commencing at the Northeast corner of the Southwest 1/4 of the Northeast 1/4 of said Section 8; thence South 00°10'41" West along the East line of said Southwest 1/4 of the Northeast 1/4, 741.62 feet to the point of beginning; thence South 80°04'20" West, 86.72 feet; thence South 69°10'27" West, 300.00 feet; thence South 60°12'19" West, 260.00 feet; thence South 07°57'56" West, 180.00 feet; thence North 87°58'00" West, 1030.00 feet to the terminus, EXCEPTING THEREFROM an existing

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sanitary sewer easement as recorded in Book 10913 on Page 995 in the Polk County Recorder's Office
AND EXCEPTING above described perpetual easement.
Containing 91,935 square feet or 2.11 acres, more or less.

Parcel E-02 Legal Description: (see Exhibit E-2)

Part of the Southeast 1/4 of the Northeast 1/4 of Section 8, Township 79 North, Range 23 West of the 5th P.M., lying West of NE Berwick Drive.

Perpetual Easement

Said perpetual easement being a strip 40.00 feet in width lying 20.00 feet on each side of the following described line:

Commencing at the Northwest corner of said Southeast 1/4 of the Northeast 1/4 of Section 8; thence South 00°10'41" West along the West line of said Southeast 1/4 of the Northeast 1/4, 741.62 feet to the point of beginning; thence North 80°04'20" East, 68.56 feet to the West right-of-way line of said NE Berwick Drive.

Containing 2,740 square feet or 0.06 acres, more or less.

Temporary Easement

Said temporary easement being a strip 90.00 feet in width lying 50.00 feet on the North and West side and 40.00 feet on the South and East side of the following described line:

Commencing at the Northwest corner of said Southeast 1/4 of the Northeast 1/4 of Section 8; thence South 00°10'41" West along the West line of said Southeast 1/4 of the Northeast 1/4, 741.62 feet to the point of beginning; thence North 80°04'20" East, 68.56 feet to the West right-of-way line of said NE Berwick Drive, EXCEPTING THEREFROM above described perpetual easement.

Containing 3,326 square feet or 0.08 acres, more or less.

Parcel E-03 Legal Description: (see Exhibit E-3)

Former Chicago Great Western Railroad Company right-of-way in the Northeast 1/4 of Section 8, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa lying South of and adjoining Lot 9 of the South 1/2 of the Northeast 1/4 of said Section 8.

Temporary Easement

Said temporary easement being more particularly described as follows:

Commencing at the intersection of the East line of said Northeast 1/4 of Section 8 and the North right-of-way line of the former Chicago Great Western Railroad Company; thence South 64°52'51" West along said North railroad right-of-way line, 942.15 feet to the point of beginning; thence South 39°54'00" West, 88.43 feet; thence North 70°12'47" West, 52.90 feet to said North right-of-way line; thence North 64°52'51" East along said North right-of-way line, 117.63 feet to the point of beginning.

Containing 2,197 square feet or 0.05 acres, more or less.

Parcel E-05 Legal Description: (see Exhibit E-5)

Parcel 2020-52 in part of Parcel A, AND Parcel 2019-175, all in part of the Northeast 1/4 of the Northeast 1/4 of Section 8, Township 79 North Range 23 West of the 5th P.M., Polk County, Iowa as shown on the Plats of Survey thereof recorded in Book 17835 on Page 836 and Book 17545 on Page 576 (respectively) in the Polk County Recorder's Office AND the North 112 feet of the South 407 feet of the Northwest 1/4 of the Northwest 1/4 of Section 9, Township 79 North Range 23 West of the 5th P.M., Polk County, Iowa AND the North 253 feet of the South 1/2 of said Northwest 1/4 of the Northwest 1/4 of Section 9 AND a strip of land lying North of the North line of a Boundary Agreement recorded in Book 5816 on Page 075 in the Polk County Recorder's Office and South of above described legal descriptions.

Perpetual Easement (see Exhibit E-5)

Said perpetual easement being more particularly described in three (3) segments as follows:

Segment 1

Perpetual easement segment 1 being a strip 40.00 feet in width lying 20.00 feet on each side of the following described line:

Commencing at the Northeast corner of said Parcel 2020-52; thence South 00°08'27" West along the East line of said Parcel 2020-52, 23.10 feet to the point of beginning; thence South 88°46'13" West, 111.37 feet; thence South 44°30'17" West, 269.45 feet; thence South 00°34'19" East, 155.16 feet to the North line of said Boundary Agreement recorded in Book 5816 on Page 075 to the terminus.

Containing 21,439 square feet or 0.49 acres, more or less.

Segment 2

Perpetual easement segment 2 being more particularly described as follows:

Beginning at the Southwest corner of Outlot 'Z' in Williamson Farms Plat 1, an Official Plat in Polk County; thence South 89°54'31" East along the South line of said Outlot 'Z', 550.64 feet; thence South 74°32'49" West, 123.71 feet; thence South 88°46'13" West, 431.61 feet to the West line of said Northwest 1/4 of the Northwest 1/4 of Section 9; thence North 00°08'27" East, along said West line, 43.10 feet to the point of beginning.

Containing 18,427 square feet or 0.42 acres, more or less.

Segment 3

Perpetual easement segment 3 being more particularly described as follows:

Commencing at the Southwest corner of Outlot 'Z' in Williamson Farms Plat 1, an Official Plat in Polk County; thence South 89°54'31" East along the South line of said Outlot 'Z', 722.62 feet to the point of beginning; thence continuing South 89°54'31" East along said South line, 58.59 feet; thence South 46°51'03" East, 546.86 feet to the North line of said Boundary Agreement; thence North 89°27'19" West along said North line, 59.09 feet; thence North 46°51'03" West, 546.17 feet to the point of beginning. Containing 21,861 square feet or 0.50 acres, more or less. Total area containing 61,727 square feet or 1.41 acres, more or less.

Temporary Easement (see Exhibit E-5)

Said temporary easement being more particularly described in three (3) segments as follows:

Segment 1

Temporary easement segment 1 being more particularly described as follows:

Beginning at the Northeast corner of said Parcel 2020-52; thence South 00°08'27" West along the East line of said Parcel 2020-52, 73.11 feet; thence South 88°46'13" West, 89.83 feet; thence South 60°48'50" West, 87.38 feet; thence South 34°37'32" West, 42.81 feet; thence South 11°15'15" West, 31.36 feet; thence South 44°30'17" West, 76.58 feet; thence South 00°43'01" East, 133.72 feet to the North line of said Boundary Agreement; thence South 89°01'19" West along said North line, 100.00 feet; thence North 00°43'01" West, 111.18 feet to the South line of Parcel 2020-53 in part of said Northeast 1/4 of the Northeast 1/4 of Section 8 as shown on the Plat of Survey thereof recorded in Book 17835 on Page 838 in the Polk County Recorder's Office; thence North 89°12'39" East along said South line, 29.65 feet to the Southeast corner thereof; thence North 00°07'02" East along the East line of said Parcel 2020-53, 92.83 feet to the Northeast corner thereof, said point also being on the North line of said Parcel 2019-175; thence North 44°42'55" East, 235.20 feet to the North line of said Parcel 2020-52; thence North 89°13'04" East along said North line, 154.82 feet to the point of beginning, EXCEPTING THEREFROM above described perpetual easement segment 1.

Containing 23,261 square feet or 0.53 acres, more or less.

Segment 2

Temporary easement segment 2 being more particularly described as follows:

Beginning at the Southwest corner of Outlot 'Z' in Williamson Farms Plat 1, an Official Plat in Polk County; thence South 89°54'31" East along the South line of said Outlot 'Z', 662.59 feet; thence South 74°32'49" West, 235.30 feet; thence South 88°46'13" West, 436.07 feet to the West line of said Northwest 1/4 of the Northwest 1/4 of Section 9; thence North 00°08'27" East, along said West line, 73.11 feet to the point of beginning, EXCEPTING THEREFROM above described perpetual easement segment 2.

Containing 18,400 square feet or 0.42 acres, more or less.

Segment 3

Temporary easement segment 3 being more particularly described as follows:

Commencing at the Southwest corner of Outlot 'Z' in Williamson Farms Plat 1, an Official Plat in Polk County; thence South 89°54'31" East along the South line of said Outlot 'Z', 678.68 feet to the point of beginning; thence continuing South 89°54'31" East along said South line, 146.47 feet; thence South 46°51'03" East, 547.37 feet to the North line of said Boundary Agreement; thence North 89°27'19" West along said North line, 147.73 feet; thence North 46°51'03" West, 545.66 feet to the point of beginning, EXCEPTING THEREFROM above described perpetual easement segment 3.

Containing 32,791 square feet or 0.75 acres, more or less. Total area containing 74,452 square feet or 1.70 acres, more or less.

Parcel E-08 Legal Description: (see Exhibit E-8)

Outlot 'Z' in Williamson Farms Plat 1, an Official Plat, now included in and forming a part of Polk County, Iowa.

Perpetual Easement

Said perpetual easement being more particularly described as follows:

Commencing at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of Section 9, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa; thence South 00°04'48" West along the East line of said Northwest 1/4 of the Northwest 1/4 and along the East line of said Outlot 'Z', 363.18 feet to the point of beginning; thence continuing South 00°04'48" West along said East line, 40.02 feet; thence South 88°04'04" West, 468.63 feet; thence South 39°15'05" West, 222.24 feet; thence South 46°51'03" East, 89.34 feet to the South line of said Outlot 'Z'; thence North 89°54'31" West along said South line, 58.59 feet; thence North 46°51'03" West, 54.00 feet; thence South 74°32'49" West, 137.56 feet to said South line of Outlot 'Z'; thence North 89°54'31" West along said South line, 416.56 feet; thence North 88°46'13" East, 291.54 feet; thence North 74°32'49" East, 261.14 feet; thence North 39°15'05" East, 252.71 feet; thence North 88°04'04" East, 488.18 feet to the point of beginning.
Containing 41,601 square feet or 0.96 acres, more or less.

Temporary Easement

Said temporary easement being more particularly described as follows:

Commencing at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of Section 9, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa; thence South 00°04'48" West along the East line of said Northwest 1/4 of the Northwest 1/4 and along the East line of said Outlot 'Z', 333.16 feet to the point of beginning; thence continuing South 00°04'48" West along said East line, 100.06 feet; thence South 88°04'04" West, 453.96 feet; thence South 39°15'05" West, 180.60 feet; thence South 46°51'03" East, 93.43 feet to the South line of said Outlot 'Z'; thence North 89°54'31" West along said South line, 825.15 feet to the Southwest corner thereof; thence North 00°08'27" East along the West line of said Outlot 'Z', 26.92 feet; thence North 88°46'13" East, 421.20 feet; thence North 74°32'49" East, 247.85 feet; thence North 39°15'05" East, 256.78 feet; thence North 88°04'04" East, 502.85 feet to the point of beginning, EXCEPTING THEREFROM above described perpetual easement.
Containing 68,432 square feet or 1.57 acres, more or less.

Parcel E-10 Legal Description: (see Exhibit E-10)

Former Chicago Great Western Railroad Company right-of-way in the Northwest 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4, all in Section 9, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa.

Perpetual Easement

Said perpetual easement being a strip 40.00 feet in width lying 20.00 feet on each side of the following described line:

Commencing at the intersection of the East line of said Northwest 1/4 of the Northwest 1/4 of Section 9 and the North right-of-way line of the former Chicago Great Western Railroad Company; thence South 64°51'49" West along said North railroad right-of-way line, 128.14 feet to the point of beginning; thence South 27°30'07" East, 100.09 feet to the South right-of-way line of said former Chicago Great Western Railroad Company.
Containing 4,003 square feet or 0.09 acres, more or less.

Temporary Easement

Said temporary easement being a strip 100.00 feet in width lying 50.00 feet on each side of the following described line:

Commencing at the intersection of the East line of said Northwest 1/4 of the Northwest 1/4 of Section 9 and the North right-of-way line of the former Chicago Great Western Railroad Company; thence South 64°51'49" West along said North railroad right-of-way line, 128.14 feet to the point of beginning; thence

South 27°30'07" East, 100.09 feet to the South right-of-way line of said former Chicago Great Western Railroad Company, EXCEPTING THEREFROM above described perpetual easement.
Containing 6,005 square feet or 0.14 acres, more or less.

Parcel E-17 Legal Description: (see Exhibit E-17)

Former Chicago Great Western Railroad Company right-of-way in the Southeast 1/4 of the Southeast 1/4 of Section 4, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa.

Perpetual Easement

Said perpetual easement being more particularly described as follows:

Commencing at the Northeast corner of said Southeast 1/4 of the Southeast 1/4 of Section 4; thence North 89°51'57" West along the North line of said Southeast 1/4 of the Southeast 1/4, 377.00 feet to the North right-of-way line of the former Chicago Great Western Railroad Company; thence South 52°18'14" West along said North railroad right-of-way line, 90.42 feet to the point of beginning; thence South 77°29'32" East, 169.18 feet to the South right-of-way line of said former Chicago Great Western Railroad Company; thence South 37°41'46" East along said South right-of-way line, 22.01 feet; thence South 52°18'14" West along said South right-of-way line, 34.48 feet; thence North 74°16'37" West, 189.29 feet to said North right-of-way line; thence North 52°18'14" East along said North right-of-way line, 39.00 feet to the point of beginning.

Containing 6,777 square feet or 0.16 acres, more or less.

Temporary Easement

Said temporary easement being more particularly described as follows:

Commencing at the Northeast corner of said Southeast 1/4 of the Southeast 1/4 of Section 4; thence North 89°51'57" West along the North line of said Southeast 1/4 of the Southeast 1/4, 377.00 feet to the North right-of-way line of the former Chicago Great Western Railroad Company; thence South 52°18'14" East along said North railroad right-of-way line, 46.90 feet to the point of beginning; thence South 76°01'33" East, 145.82 feet; thence North 84°24'43" East, 21.84 feet to the South right-of-way line of said former Chicago Great Western Railroad Company; thence South 52°18'14" West along said South right-of-way line, 44.17 feet; thence South 37°41'46" East along said South right-of-way line, 26.00 feet; thence South 52°18'14" West along said South right-of-way line, 72.08 feet; thence North 76°01'33" West, 168.01 feet; thence South 87°27'25" West, 35.09 feet to said North right-of-way line; thence North 52°18'14" East along said North right-of-way line, 140.20 feet to the point of beginning, EXCEPTING THEREFROM above described perpetual easement.

Containing 11,609 square feet or 0.27 acres, more or less.

WHEREAS, Polk County Conservation Board determined at its August 12, 2020 meeting that the requested temporary and permanent easements will not interfere with park purposes and intent; and

WHEREAS, a public hearing on the proposed temporary and permanent easement conveyance is necessary for the disposition of property was held at 9:30 a.m. on November 16, 2021 at the regularly scheduled meeting of the Polk County Board of Supervisors, Polk County Administrative Office Building, Room 120, 111 Court Avenue, Des Moines, Iowa; and

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement, with the City of Altoona, Iowa for a temporary and permanent easement, and

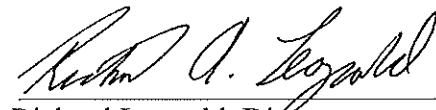
authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

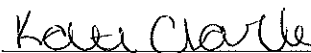
RECOMMENDED FOR APPROVAL:



Richard Leopold, Director
Polk County Conservation

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By:  _____
Assistant County Attorney

FISCAL NOTE:

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

11/16/21

Item Type & Title: Public Hearing to grant Temporary & Perpetual Sanitary Sewer Easement to the City of Altoona on land known as the Trails End Wildlife Area Mitigation Bank managed by Polk County Conservation Board.

Agenda Date: 11/16/21

Contact Individual: Richard Leopold

Previous Action taken by the Board: (date 11/02/21)

Action Requested (Recommended):

That the Board of Supervisors approve providing temporary and permanent easement to the City of Altoona to construct a sanitary sewer trunk line on land known as the Trails End Wildlife Area Mitigation Bank managed by the Polk County Conservation Board.

Comply with Policy: NA

Background:

The Polk County Conservation Board has invested resources (funding from 2012 Water and Land Legacy Bond for land acquisition, design and other professional services) for the development of the Trails End Wildlife Area Mitigation Bank in an effort to provide wildlife habitat, public recreation and wetland & stream credits. The requested easements will negatively impact the amount of credits that can be sold. The Polk County Conservation Board requests that they be compensated for the loss of revenue for credits that cannot be sold as a result of these easement encumbrances.

Action Impact:

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
07/20	N	NA	NA			
08/21	N	NA	\$418,423.75	N		

Additional Fiscal Note Information (optional):

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 334, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED NORWOODVILLE URBAN RENEWAL AREA, IN POLK COUNTY, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, POLK COUNTY, SAYDEL COMMUNITY SCHOOL DISTRICT, SOUTHEAST POLK COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE COUNTY IN CONNECTION WITH THE AMENDED NORWOODVILLE URBAN RENEWAL AREA (**AMENDMENT NO. 1 TO THE NORWOODVILLE URBAN RENEWAL PLAN**)

WHEREAS, the Board of Supervisors of Polk County, State of Iowa, has heretofore, in Ordinance No. 334, provided for the division of taxes within the Norwoodville Urban Renewal Area ("Area" or "Urban Renewal Area"), pursuant to Section 403.19, Code of Iowa; and

WHEREAS, additional territory now has been added to the Norwoodville Urban Renewal Area through the adoption of Amendment No. 1 to the Norwoodville Urban Renewal Plan; and

WHEREAS, indebtedness has been incurred by the County, and additional indebtedness is anticipated to be incurred in the future, to finance urban renewal project activities within the amended Norwoodville Urban Renewal Area, and the continuing needs of redevelopment within the amended Norwoodville Urban Renewal Area are such as to require the continued application of the incremental tax resources of the amended Norwoodville Urban Renewal Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

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

Ordinance Number 334 is hereby amended to read as follows:

Section 1. For purposes of this Ordinance, the following terms shall have the following meanings:

a) Original Area means that portion of Polk County, State of Iowa, described in the Urban Renewal Plan for the Norwoodville Urban Renewal Area approved by Resolution No. 12 on the 15th day of May, 2018, which Original Area includes the lots and parcels located within the area legally described as follows:

Beginning at the Northwest corner of Lot 11, Vista Heights, an Official Plat now in and forming part of the Unincorporated Polk County, Iowa;

Thence South along the West line of Lots 11, 10, 9, 8, 7, 6, 5, 4, 3, 2, 1 in said Vista Heights to the southwest corner of Lot 1;

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Thence continuing south along the West line of Lots 33, 32, 31, 30, 29, 28 of Goetsch Heights, an Official Plat, to the southwest corner of Lot 28;

Thence continuing south 33 feet to the Centerline of E Aurora Avenue right-of-way as it is presently established;

Thence east along the south line of Lot C in said Goetsch Heights a distance of 347.5 feet;

Thence continuing east, along the south line of Lot E, Douglas Acres Plat 8, an Official Plat, along the Centerline of E Aurora Avenue right-of-way a distance of 1,556.3 feet;

Thence north 33 feet from the Centerline of E Aurora Avenue right-of-way as it is presently established to the southeast corner of Lot 40 of said Douglas Acres Plat 8;

Thence continuing north along the East line of Lots 40, 41, 42 in said Douglas Acres Plat 8 to the northeast corner of Lot 42;

Thence east along the South line of Lot 51 in said Douglas Acres Plat 8 to the southeast corner of Lot 51;

Thence continuing east 33 feet to the Centerline of NE 29th Street right-of-way as it is presently established;

Thence north along the Centerline of NE 29th Street right-of-way a distance of approximately 556 feet to a point 40 feet west of the southwest corner of Lot 83 Longacre, an Official Plat;

Thence east 40 feet from the Centerline of NE 29th Street right-of-way to the southwest corner of Lot 83, of said Longacre;

Thence continuing easterly along the South line of Lot 83 in said Longacre to the southeast corner of Lot 83;

Thence north along the East line of Lots 83, 82, 81, 80 in said Longacre to the southwest corner of Lot 77, Longacre;

Thence southeasterly along the South line of Lots 77, 76, 75 in said Longacre to the southeast corner of Lot 75;

Thence north along the East line of Lot 75 in said Longacre to the northeast corner of Lot 75;

Thence continuing north 33 feet to the Centerline of NE 44th Avenue right-of-way as it is presently established;

Thence east along said Centerline of NE 44th Avenue right-of-way 131 feet;

Thence south 33 feet to the northwest corner of Lot 73 in said Longacre;

Thence continuing south 292.5 feet;

Thence northeasterly 127 feet to a point 283.1 feet south of the northeast corner of Lot 73 in said Longacre;

Thence north 283.1 feet to the northeast corner of Lot 73 in said Longacre;

Thence continuing north 33 feet to the Centerline of NE 44th Avenue right-of-way;

Thence east 258 feet along the Centerline of NE 44th Avenue right-of-way;

Thence south 33 feet from the Centerline of NE 44th Avenue right-of-way to the northwest corner of Lot 70 in said Longacre;

Thence continuing south along the West line of Lots 70, 66, 65, 64, 63 in said Longacre to the southwest corner of Lot 63;

Thence east along the South line of Lot 63 in said Longacre to the southeast corner of Lot 63;

Thence continuing east 20 feet to the Centerline of NE 32nd Street right-of-way as it is presently established;

Thence south along the Centerline of NE 32nd Street right-of-way a distance of 315 feet to a point 33 feet east of the northeast corner of Lot 59 in said Longacre;

Thence west 33 feet from the Centerline of NE 32nd Street right-of-way to the northeast corner of Lot 59 in said Longacre;

Thence continuing west along the North line of Lot 59 in said Longacre to the northwest corner of Lot 59;

Thence south along the West line of Lots 59 and 58 in said Longacre to the southwest corner of Lot 58;

Thence continuing south 186.75 feet to the South line of the N ½ of Section 20, Township 79 North, Range 23 West;

Thence east along the South line of the N ½ of Section 20 a distance of approximately 3,265.70 feet to the southeast corner of Lot 18, Watts Place, an Official Plat;

Thence north along the West line of Lot 17 in said Watts Place to the northwest corner of Lot 17;

Thence northeasterly along the North line of Lot 17 in said Watts Place to the southeast corner of the property legally described as Beginning at the SW corner of that part of Lot 9 of Watts Place, thence NE along the South line of Lot 9, 105.1 feet, thence southeasterly at right angles to the South line of said Lot 9, 110.5 feet

more or less, to the northerly line of Lot 17 of Watts Place, thence southwesterly along the northerly line of Lot 17 to the East line of Lot 18 of Watts Place, thence North along said East line of Lot 18 to point of beginning;

Thence north approximately 110.5 feet to the NE corner of previously described parcel;

Thence northeasterly along the north line of the vacated railroad right of way to the west line of the corrected acquisition plat of Four Mile Greenway Trail Recorded at BK 8812, PG 66 of the Polk County Recorder's Office;

Thence northwesterly along the West line of the Four-Mile Creek Greenway Trail BK 8812, PG 66 Lot 9 Watts Place to the South line of Lot 8 in said Watts Place;

Thence east along the South line of Lot 8 in Watts Place to the southeast corner of Parcel A BK 13290 PG 643;

Thence north along the East line of Parcel A BK 13290 PG 643 to the northeast corner of Parcel A;

Thence east a distance of approximately 126 feet to the southwest corner of Parcel A BK 13218 PG 811;

Thence north along the West line of Parcel A Bk 13218 PG 811 to the northwest corner of Parcel A;

Thence east a distance of approximately 200 feet along the North line of Parcel A Bk 13218 PG 811 to a point 20 feet south of the southeast corner of Lot 6 in said Watts Place;

Thence north 20 feet to the southeast corner of Lot 6 in said Watts Place;

Thence continuing north along the East line of Lot 6 in Watts Place to a point 100 feet south of the northeast corner of Lot 6;

Thence continuing north to the North line of NE 46th Avenue (Broadway Avenue) right-of-way as it is presently established;

Thence west along the North line of NE 46th Avenue (Broadway Avenue) right-of-way to the East line of Lot 6, Norman Acres, an Official Plat;

Thence north along the East line of Lot 6 in said Norman Acres to the northeast corner of Lot 6;

Thence west along the North line of Lots 6, 5, 4, 3, 2, 1 in said Norman Acres to the northwest corner of Lot 1;

Thence north a distance of approximately 7 feet to the North line of the South 810 feet of the SW ¼ of the SE ¼ of Section 17, Township 79 North, Range 23 West;

Thence west 657.5 feet to the northwest corner of Lot 1, Broadway Gardens an Official Plat;

Thence north along the eastern boundary of NE 33rd Court right-of-way as it is presently established, a distance of approximately 520 feet to a point at the northeastern corner of NE 33rd Court right-of-way;

Thence 33 feet west along the northern boundary of the NE 33rd Court right-of-way;

Thence north 25 feet along the eastern boundary of the NE 48th Avenue right-of-way as it is presently established;

Thence west a distance of 1,289.2 feet along the northern boundary of NE 48th Avenue right-of-way to the intersection of NE 31st Street right-of-way;

Thence north approximately 1,057 feet along the eastern boundary of NE 31st Street right-of-way as it is presently established to the northeast corner of the NE 31st Street right-of-way;

Thence west 25 feet to the Centerline of said NE 31st Street right-of-way;

Thence north 235 feet to the northeast corner of Lot C, Douglas Acres Plat 6 an Official Plat;

Thence west along the North line of Lots C, 1, 2, in said Douglas Acres Plat 6, Outlot X in Waln-Utter Subdivision, an Official Plat, and Lot 4, 5, 6, 7 in said Douglas Acres Plat 6 to the northwest corner of Lot 7;

Thence continuing west 206 feet along the North line of Lot 12 of Douglas Acres Plat 6 to the southeast corner of the property legally described as The South 90 feet of the West 283 feet in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 79 North, Range 23 West of the 5th P.M. Polk County Iowa;

Thence north 181.5 feet to the northeast corner of the property legally described as The North 91.5 feet of the South 181 feet of West 283 feet in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 79 North, Range 23 West of the 5th P.M. Polk County Iowa;

Thence west approximately 213 feet along the northern line of said property legally described as The North 91.5 feet of the South 181 feet of West 283 feet in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 79 North, Range 23 West of the 5th P.M. Polk County Iowa to the east line of NE 29th Street right-of-way as it is presently established;

Thence north a distance of approximately 685.8 feet along the East line of NE 29th Street right-of-way to the Easterly right-of-way line of the abandoned railroad right-of-way;

Thence southwesterly for a distance of approximately 955 feet to the south line of the SE ¼ of the NE ¼;

Thence west along the south line of the SE ¼ of the NE ¼ to the west line of the abandoned railroad right-of-way;

Thence northeasterly a distance of approximately 190 feet to the southern boundary of Interstate Highway No. 80 as it is presently established;

Thence west along the southern boundary of Interstate Highway No. 80 to the East line of the Interstate Highway No. 235 as it is presently established;

Thence continuing South along the East line of the Interstate Highway No. 235 to the South line of the North 60 acres of the fractional NW ¼ in Section 19;

Thence East approximately 1,211 feet to the southeast corner of the East 5 Acres of the East Half of the North 60 Acres of the Northwest Quarter ¼ of Section 19, Township 79 North, Range 23, West of the 5th P.M., Polk County, Iowa;

Thence South approximately 416 feet to the Northeast corner of the Southeast ¼ of the Northwest ¼ of Section 19, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa;

Thence East approximately 345 feet to the intersection of the centerline of NE 44th Avenue and the northerly extension of the West line of Lot 11 of Vista Heights;

Thence south 25 feet from the NE 44th Avenue Centerline to the Point of Beginning; all now included in and forming a part of the Unincorporated Areas of Polk County, Iowa;

The area includes all streets and their right-of-way within the Urban Renewal Area;

And specifically EXCLUDING;

The east 10 acres of the north 51 acres of the northwest quarter, section 20 township 79 north, range 23 west of the 5th P.M., Polk County, Iowa, except the south 217 feet of the north 267 feet of the west 100 feet of east 208 feet less the right-of-way and except the north 50 feet.

b) Amendment No. 1 Area means that portion of Polk County, State of Iowa, described in Amendment No. 1 to the Urban Renewal Plan for the Norwoodville Urban Renewal Area approved by Resolution No. _____ on the 9th day of November, 2021, which Amendment No. 1 Area includes the lots and parcels located within the area legally described as follows:

Beginning at the Southwest corner of the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) of Section 17, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa;

Thence East 33 feet along the North boundary of NE 33rd Court right-of-way as it is presently established;

Thence South approximately 521 feet along the East boundary of NE 33rd Court right-of-way as it is presently established to the northwest corner of Lot 1 Broadway Gardens;

Thence East 200 feet along the North boundary of Lot 1 Broadway Gardens;

Thence continuing East approximately 466.24 feet to the northeast corner of the north 240 feet of the south 810 feet of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 17;

Thence South 6.73 feet to the Northwest corner of Lot 1 Norman Acres;

Thence East along the North boundary line of Lots 1, 2, 3, 4, 5, 6 of said Norman Acres;

Thence North approximately 514 feet to the Southeast corner of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 17;

Thence North 677.65 feet to the Northeast corner of Parcel "B" as shown in Plat of Survey in Book 14573, page 389 in the office of the Recorder of Polk County;

Thence West 1,319.20 feet along the North boundary of said Parcel "B" to the Northwest corner of Parcel "B";

Thence North 640.56 feet along the West boundary of Parcel "C" as shown in Plat of Survey in Book 14573, page 389 in the office of the Recorder of Polk County to the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 17;

Thence North along the East boundary of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) to the southerly right of way line of Interstate Highway 80 in said Section 17;

Thence West along the southerly right of way line of Interstate 80 in said Section 17 to a point of intersection with the east right of way line of NE 29th St;

Thence South approximately 685.8 feet along the East boundary of Northeast 29th Street right-of-way as it is presently established;

Thence East approximately 213 feet along the North boundary line of said property legally described as The North 91.5 feet of the South 181.5 feet of West 283 feet in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 79 North, Range 23 West of the 5th P.M. Polk County, Iowa to the Northeast corner of the property;

Thence South 181.5 feet along the East boundary line to the Southeast corner of said property legally described as The South 90 feet of the West 283 feet in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 79 North, Range 23 West of the 5th P.M., Polk County, Iowa, except that part conveyed to Polk County on August 11, 1972, as shown in Book 4318, Page 368 in the Office of the Polk County Recorder, Polk County, Iowa;

Thence East 206 feet along the North boundary line of Lot 12 of Douglas Acres Plat 6 to the Northwest corner of Lot 7 Douglas Acres Plat 6;

Thence continuing East along the North boundary line of Lots 7, 6, 5, and 4 of said Douglas Acres Plat 6 to the northwest corner of Outlot X Waln-Utter Subdivision;

Thence continuing East along the North boundary line of Outlot X Waln-Utter Subdivision to the Northwest corner of Lot 2 Douglas Acres Plat 6;

Thence continuing East along the North Boundary line of Lots 1 and 2 of said Douglas Acres Plat 6 to the Northeast corner of Lot 1;

Thence continuing East 25 feet to the Northeast corner of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 17;

Thence South 235 feet along the West 25 feet of the northern 235 feet of the vacated NE 31st Street right-of-way;

Thence East 25 feet to the Northeast corner of the NE 31st Street right-of-way as it is presently established;

Thence South approximately 1,057 feet along the East boundary line of NE 31st Street right-of-way as it is presently established to its intersection with the north right-of-way line of NE 48th Ave;

Thence East a distance of 1,289.2 feet along the North boundary of NE 48th Avenue right-of-way as it is presently established to the East line of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of said section 17;

Thence south 25 feet along said east line of NE 48th Avenue right-of-way to the Point of Beginning; all now included in and forming a part of the Unincorporated Areas of Polk County, Iowa.

c) Amended Area shall mean that portion of Polk County, State of Iowa, included within the Original Area and the Amendment No. 1 Area, which Amended Area includes the lots and parcels located within the area legally described in Subsections (a) and (b).

Section 2. The taxes levied on the taxable property in the Amended Area, legally described in Section 1 hereof, by and for the benefit of the State of Iowa, County of Polk, Iowa, Saydel Community School District, Southeast Polk Community School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

Section 3. As to the Original Area, that portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts taxing property in the Original Area upon the total sum of the assessed value of the taxable property in the Original Area as shown on the assessment roll as of January 1, 2017, being the first day of the calendar being January 1 of the calendar year preceding the first calendar year in which the municipality certified to the county auditor the amount of loans, advances, indebtedness, or bonds payable from the division of property tax revenue described in Ordinance No. 334, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid. The taxes so determined shall be referred herein as the "base period taxes" for such area.

As to Amendment No. 1 Area, base period taxes shall be computed in the same manner using the total assessed value shown on the assessment roll as of January 1, 2020, being the assessment roll applicable to the property in such area as of January 1 of the calendar year preceding the effect date of this Ordinance

Section 4. That portion of the taxes each year in excess of the base period taxes for the Amended Area, determined for each sub-area thereof as provided in Section 3 of this Ordinance, shall be allocated to and when collected be paid into the special tax increment fund previously established by Polk County, State of Iowa, to pay the principal of and interest on loans, monies advanced to, or indebtedness, whether funded, refunded, assumed or otherwise, including bonds issued under authority of Section 403.9 or Section 403.12, Code of Iowa, incurred by Polk County, State of Iowa, to finance or refinance, in whole or in part, urban renewal projects undertaken within

the Amended Area pursuant to the Urban Renewal Plan, as amended, except that (i) taxes for the regular and voter-approved physical plant and equipment levy of a school district imposed pursuant to Section 298.2, Code of Iowa, and taxes for the instructional support program of a school district imposed pursuant to Section 257.19, Code of Iowa, (but in each case only to the extent required under Section 403.19(2), Code of Iowa); (ii) taxes for the payment of bonds and interest of each taxing district; (iii) taxes imposed under Section 346.27(22), Code of Iowa, related to joint county-city buildings; and (iv) any other exceptions under Section 403.19, Code of Iowa, shall be collected against all taxable property within the Amended Area without any limitation as hereinabove provided.

Section 5. Unless or until the total assessed valuation of the taxable property in the areas of the Amended Area exceeds the total assessed value of the taxable property in the areas shown by the assessment rolls referred to in Section 3 of this Ordinance, all of the taxes levied and collected upon the taxable property in the Amended Area shall be paid into the funds for the respective taxing districts as taxes by or for the taxing districts in the same manner as all other property taxes.

Section 6. At such time as the loans, monies advanced, bonds and interest thereon and indebtedness of Polk County, State of Iowa, referred to in Section 4 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the Amended Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 7. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Original Area under the provisions of Section 403.19, Code of Iowa, as authorized in Ordinance No. 334, and to fully implement the provisions of Section 403.19, Code of Iowa, with respect to the division of taxes from property within the Amendment No. 1 Area as described above. Notwithstanding any provisions in any prior Ordinances or other documents, the provisions of this Ordinance and all prior Ordinances relating to the Urban Renewal Area, as amended, shall be construed to continue the division of taxes from property within the Area to the maximum period of time allowed by Section 403.19, Code of Iowa. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19, Code of Iowa, with reference to the Amended Area and the territory contained therein.

Section 8. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Consideration of a Tax Increment Ordinance amending Ordinance No. 334 for Amendment No. 1 to the Norwoodville Urban Renewal Plan

Agenda Date: November 9, 2021

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

Previous Action taken by the Board: Tax Increment Ordinance for Norwoodville Urban Renewal Plan adopted May 15, 2018

Board/Commission Actions: None

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: In coordination with the resolution to approve Amendment No. 1 to Norwoodville Urban Renewal Area, a Tax Increment Ordinance is also needed as part of the implementation of the Urban Renewal Plan. Planning and Development staff has been working with Ahlers and Cooney on the proposed amendment and corresponding tax increment ordinance. Adoption of the Ordinance allows for the Urban Renewal Plan to be implemented.

Action Impact: Implementation of Tax Increment Ordinance for Amendment No. 1 to Norwoodville Urban Renewal Area.

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
21/22	N	N	N	N		

2010-3532

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 behind 2410 Ashworth Road, West Des Moines, Iowa and legally described as:

OUTLOT X CROWN FLAIR ESTATES PLAT 2

To Dustin and Erin Hockman for a total of \$500.00; and

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

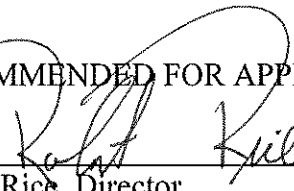
NOW, THEREFORE, BE IT RESOLVED that a public hearing on this proposed disposal of the County's interest in real estate will be held on the date of November 30, 2021, at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. The Auditor is directed to publish notice of the public hearing.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

Fiscal Note: \$500.00 to Real Estate Fund

#14

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 164-21 to authorize the Auditor's Office to publish notice for a public hearing on disposal of interest in County owned Real Estate File 2010-3532, a parcel located behind 2410 Ashworth Road to Dustin and Erin Hockman, District 320 Parcel 01431-054-000.

Agenda Date: November 16, 2021

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 received a proposal from Dustin and Erin Hockman for a total of \$500.00 to purchase this parcel. The County received this parcel by tax deed in June of 2021. Property size is .056 acres. Parcel is not buildable.

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
21/22			\$500.00			

Additional Fiscal Note Information (optional):

NOTICE OF PUBLIC HEARING

The Polk County Board of Supervisors will hold a Public Hearing on the 30th of November, 2021 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 behind 2410 Ashworth Road, West Des Moines, Iowa and described as:

OUTLOT X CROWN FLAIR ESATES PLAT 2

To Dustin and Erin Hockman for a total of \$500.00. 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, by the Residential Recycling Ordinance adopted April 16, 2002, and amended July 1, 2009, the Polk County Board of Supervisors directed that an annual service fee be collected from all eligible households in unincorporated Polk County by either Des Moines Water Works or Polk County; and

WHEREAS, the Polk County Board of Supervisors adopted the service fee and service area for the 2021/22 program year on May 11th, 2021; and

WHEREAS, Polk County sent invoices to eligible households on July 6, 2021 and late notices on September 7, 2021; and

WHEREAS, Polk County has determined 167 eligible recycling households for FY 21/22 are delinquent pursuant to the Residential Recycling Ordinance; and

WHEREAS, after expiration of the designated collection period which expired on November 8, 2021, Polk County may proceed with assessment of each property for the delinquent amount(s) and certification of the delinquent household(s) list to the County Treasurer to impose lien on such household(s) in the amount of the unpaid bills and administrative expenses in accordance with Iowa Code §331.465.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa hereby sets the public hearing to certify the Curb-It Assessments for December 14, 2021; and

BE IT FURTHER RESOLVED that the County Auditor is directed to publish the attached Notice of Assessment for the Assessment Hearing to be held by the Board of Supervisors on December 14, 2021 at 9:30 a.m.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVE AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL NOTE: \$8,109.27 in income from assessments.

#15

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 168-21 Notice of Public Hearing setting Assessment Amount for Curb-It Recycling Program and direct the County Auditor to publish a notice of public hearing to certify the FY 21/22 Curb-It assessments.

Agenda Date: November 16, 2021

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

Previous Action taken by the Board: Board of Supervisors set annual service area and collection fees on May 11th, 2021

Board/Commission Actions: N/A

Action Requested (Recommended): Set Public Hearing for delinquent Curb-It fees for FY 21/22

Comply with Policy: Yes

Background: The Polk County Board of Supervisors adopted Chapter 30 of the Polk County code of Ordinances- Residential Recycling (Curb-It) on April 16, 2002, and amended July 1, 2009. With the adoption of the ordinance the Polk County Board of Supervisors directed that an annual service fee be collected from all eligible households in unincorporated Polk County by either Des Moines Water Works or Polk County. Polk County sent invoices to eligible households on July 6, 2021, and late notices on September 7, 2021. The Public Works Department has determined that 167 eligible households remain delinquent in their Curb-it fees. The Residential Recycling ordinance provides after expiration of the designated collection period which expired on November 8, 2021. Polk County may proceed with assessment of each property for the delinquent amount(s) and certification of the delinquent household(s) list to the County Treasurer to impose lien on such household(s) in the amount of the unpaid bills and administrative expenses in accordance with Iowa Code §331.465.

Action Impact: The resolution authorizes the Polk County Auditor to publish the notice of public hearing of Curb -It Assessments.

Fiscal Note: \$8,109.27 in income from assessments.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22	N	N/A	\$8,109.27			

Additional Fiscal Note Information (optional):

NOTICE OF ASSESSMENT AND PUBLIC HEARING
FOR THE CURB-IT RECYCLING PROGRAM FY 21/22

Notice is hereby given to all interested persons that an Assessment Schedule for Curb-It Recycling for FY 21/22 has been placed on file with the County Auditor. The Assessment Schedule contains the list of delinquent properties including, the amount of the unpaid bill to be assessed, the parcel number, and the name of the owner of each property to be assessed.

An Assessment Hearing will be held by the Board of Supervisors on December 14, 2021 at 9:30 a.m. in the Board Room of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. All persons are invited to attend and those assessed may show cause why their assessments should be confirmed, annulled, or diminished. The meeting room is accessible for persons with disabilities.

Assessments shall be delinquent if not paid in full on or before close of business on December 13, 2021. Delinquent assessments shall be collected as property taxes.

Payments for and questions about the Curb-It Assessment Schedule can be submitted to Polk County Public Works, 5885 NE 14th Street, Des Moines, Iowa 50313 Phone (515) 286-3705

RESOLUTION

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

WHEREAS, the conditions of certain properties in the County, identified on the attached Polk County Nuisance Abatement Assessment Schedule, have been found by the Polk County Local Board of Health or its designee to constitute health nuisances pursuant to Chapter II of the Polk County Local Board of Health Rules and Regulations; and

WHEREAS, Iowa Code §331.384 authorizes the County to assess the County's costs of abatement of a nuisance against the property for collection in the same manner as a property tax; and

WHEREAS, following notice to the respective property owner(s) and subsequent failure of the property owner to abate the nuisance as directed, the County has expended public funds to abate the nuisance condition of respective properties listed; and

WHEREAS, the Public Works Department has filed with the Auditor the attached Nuisance Abatement Assessment Schedule showing parcel(s) of property on which nuisances were abated at public expense, a description of each lot to be assessed for such abatement, the valuation of each lot, the amount to be assessed against each lot and, where applicable, the amount of deficiency, if any, which may be subsequently assessed against each lot under Iowa Code §384.63 as incorporated by Iowa Code §331.384; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The valuation of each lot described on the attached Nuisance Abatement Assessment Schedule (the "Schedule") is hereby fixed at the amount shown for that lot in the "Property Value" column of the Schedule.
2. The Schedule is hereby adopted by this Board and declared to be final and received and filed as such.
3. The assessment against each lot as shown in the "Assessment Amount" column of the Schedule with respect to that lot is hereby confirmed and levied. The deficiency which may be subsequently assessed against each lot under Iowa Code §384.63 is hereby conditionally levied, subject to application of and compliance with Iowa Code §384.63, in the amount, if any, shown in the "Deficiency" column of the Schedule with respect to that lot.
4. Assessments less than five hundred dollars (\$500.00) shall be paid in full.
5. Each assessment of five hundred dollars (\$500.00) or more shall be divided into and is payable in ten (10) equal annual installments payable in accordance with

#16

Iowa Code §384.65. Interest on all unpaid installments shall accrue and be payable, in accordance with §384.65, at a rate of nine percent (9%) unless on the date of adoption of this Resolution a lower rate is in effect pursuant to Iowa Code §§78A.4 and 74A.6(2), in which event the lower rate shall apply.

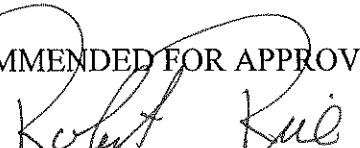
6. Assessments shown on the Schedule shall be payable July 1, 2022. Installments into which an assessment is divided shall be payable July 1 of each year commencing 2022.
7. The County Auditor as Clerk to this Board shall certify the Schedule of assessments to the Polk County Treasurer. The Auditor shall further cause notice of the Schedule to be published once each week for two consecutive weeks in a newspaper having general circulation in the County, the first such publication to be within fifteen (15) days of the adoption of this Resolution. The notice shall be in substantially the form attached to this Resolution as Exhibit A. On or before the second publication of the notice, the Auditor shall send by certified mail to each property owner whose property is subject to assessment for the nuisance abatement, as shown by the records in the office of the Auditor, a copy of the notice setting forth the information required by Iowa Code §384.60(2).
8. Payments received by the Treasurer shall be credited to the County's General Basic Fund, from which abatement costs were originally appropriated.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

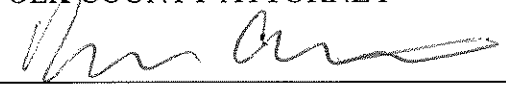
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note: \$7,386.59 to be collected from an assessment.

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 165-21 confirming the Schedule of Assessment for the Health Nuisance Abatement.

Agenda Date: November 16, 2021

Contact Individual: Dave Williamson, Housing Services/Code Enforcement Manager, Polk County Public Works Department, 286-3726

Previous Action taken by the Board: November 9, 2021 fixed amount to be assessed by resolution

Board/Commission Actions: None

Action Requested (Recommended): Approve resolution confirming amount to be assessed

Comply with Policy: Yes

Background: On November 9, 2021, the Polk County Board of Supervisors, per Iowa Code §384.59, fixed the amount to be assessed for Health Nuisance Regulation abatements in accordance with the attached Nuisance Abatement Assessment Schedule and ordered the list of delinquent properties; containing the amount to be assessed, the parcel number, the parcel description, the parcel address, and the name and mailing address of the owner; be delivered to and placed on file with the County Auditor for public inspection. Per Iowa Code §384.60(1) Polk County Board of Supervisors confirms the Schedule of Assessments for Health Nuisance Abatement and directs that:

- a. the County Auditor shall certify the Schedule of Assessments to the Polk County Treasurer;
- b. the County Auditor is directed to publish the Schedule of Assessment for two (2) consecutive weeks, the first being within 15 days of the adoption of the resolution;
- c. the Auditor shall send by certified mail notice to each property owner a copy of the notice.

Action Impact: Approval of this Resolution directs the Auditor to certify Health Nuisance Abatement assessments.

Fiscal Note: \$7,386.59 to be collected from an assessment

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22	N	\$7,386.59	\$7,386.59	N		

Additional Fiscal Note Information (optional):

**PUBLIC NOTICE OF FILING OF POLK COUNTY NUISANCE ABATEMENT
ASSESSMENT SCHEDULE
EXHIBIT A**

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

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

Assessments may be paid in full or in part without interest within thirty (30) days after the date of the first publication of this notice of the final assessment schedule. Thereafter all unpaid special assessments bear interest at the rate of nine percent (9%) per annum commencing December 22, 2021 computed to January 1 next following the due date of the respective installments as provided in Iowa Code §384.65(3). Assessments of less than \$500 are payable in full in one installment. Assessments of \$500 or more are payable in ten equal annual installments. Installments are payable on July 1 of each year commencing with 2022, and each installment will be delinquent from October 1 following its due date, however when the last day of September is a Saturday or Sunday, that amount shall be delinquent from the second Polk County business day of October. Delinquent installments will draw the same delinquent interest as ordinary taxes. Property owners may elect to pay any installment semi-annually in advance. Assessments are payable at the office the Polk County Treasurer, 111 Court Avenue, Des Moines, Iowa, 50309. The last day to pay assessments without interest is December 22, 2021.

A person having an interest in property subject to special assessment may, within twenty days after the adoption of a resolution of necessity, test the regularity of proceedings or legality of the assessment procedure by a petition in equity filed in the district court of the county where the property is located. A person having an interest in any property specially assessed may appeal from the amount of the assessment, at any stage of the special assessment procedure up to twenty (20) days after the final publication of notice of filing of the final assessment schedule, by petition to the district court of the county where the property is located. No action shall be brought appealing the amount of any special assessment from and after twenty (20) days after said final publication. Additional information regarding appeals may be found in Iowa Code §384.66.

By the Order of the Polk County Board of Supervisors
Jamie Fitzgerald, Polk County Auditor

RESOLUTION

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

WHEREAS, the Polk County Public Works Department, Housing Services Section, on behalf of the Polk County Board of Supervisors, has successfully administered housing programs with various organizations; and

WHEREAS, the IMPACT Community Action Partnership again desires to enter into an agreement with the Polk County Board of Supervisors for the field administration of Energy Crisis Intervention Payments(ECIP) funds to coordinate heating unit repair and/or replacements by the Housing Services Section of the Public Works Department:

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves this agreement and authorizes the Chairperson of the Polk County Board of Supervisors to sign agreement; and

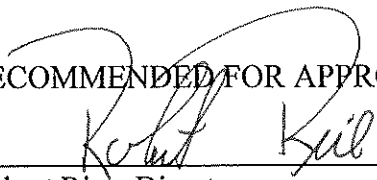
BE IT FURTHER RESOLVED that the Polk County Department of Public Works is herein authorized to administer the agreement and the Public Works Director to sign any amendments and/or necessary documents to fulfill the agreement on behalf of Polk County.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

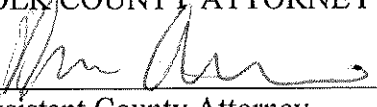
Angela Connolly, Chairperson

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: Revenue of \$100,000 from IMPACT Community Action Partnership and offset by \$95,000 of expenditures.

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 167-21 approving agreement with IMPACT Community Action Partnership.

Agenda Date: November 16, 2021

Contact Individual: Dave Williamson, Housing Services/Code Enforcement Manager, Polk County Public Works Department, 286-3726

Previous Action taken by the Board: 2020 agreement was approved.

Board/Commission Actions: NA

Action Requested (Recommended): Approve agreement with IMPACT Community Action Partnership.

Comply with Policy: Yes

Background: Polk County operates various housing programs to make the homes of low-income residents more energy efficient, make emergency repairs to homes, and operates a major home rehabilitation program. Previously, Polk County has assisted IMPACT Community Action Agency with various efforts. IMPACT has again expressed a desire for the Housing Services Section of the Public Works Department to assist with the field administration of their ECIP program. The Housing Services Section will assist by coordinating the evaluation, bidding, and inspection portions of heating unit repair and/or replacement within the program.

Action Impact: The proposed resolution will approve the agreement with IMPACT Community Action Partnership and authorizes the Chairperson to sign the agreement. Authorizes the Public Works Department to administer the agreement and the Public Works Director to sign any further documents to fulfill the agreement.

Fiscal Note: \$100,000 from IMPACT Community Action Partnership with \$95,000 in expenditures.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22	Y	\$95,000	\$100,000	Y		

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, Project No. STBG-SWAP-CO77(232)--FG-77 is a bridge replacement project for the NE Frisk Dr. bridge over Deer Creek and is included in the approved Fiscal Year 2021/2022 Polk County Five (5) year (2021-2026) Farm-to-Market and Secondary Road Capital Improvements Program; and

WHEREAS, this project includes the use of federal SWAP and Farm to Market funds which are administered by the Iowa Department of Transportation; and

WHEREAS, the Iowa Department of Transportation has provided Polk County with Agreement No. 1-20-STBG-SWAP-051 to formalize the funding requirements and project development responsibilities of each agency as part of this project.

NOW, THEREFORE, BE IT RESOLVED that Polk County, Iowa approves the terms of the attached Iowa Department of Transportation Agreement No. 1-20-STBG-SWAP-051 for the improvements included as part of Project No. STBG-SWAP-CO77(232)--FG-77 on NE Frisk Dr. adopts the agreement and authorizes the Chairperson of the Polk County Board of Supervisors to execute the agreement on behalf of Polk County; and

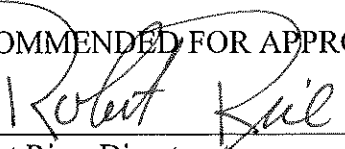
BE IT FURTHER RESOLVED that the Public Works Department is authorized to return a copy of the signed agreement to the Iowa Department of Transportation and administer the agreement on behalf of Polk County.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

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: The project will utilize \$543,000 in federal STBG SWAP funds, 387,000 from Farm to Market funds, and \$90,000 of local funds reimbursed by the City of Ankeny, for a trail on the bridge, for project construction.

#18

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 166-21 to approve Iowa Department of Transportation funding Agreement for the replacement of BR3606 on NE Frisk Dr. over Deer Creek project.

Agenda Date: November 16, 2021

Contact Individual: Kyle D Riley, PE, CFM, County Engineer, Polk County Public Works Department, 286-3705

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approves and adopts Iowa Dept. Of Transportation Agreement No. 1-20-STBG-SWAP-051, and authorizes the Public Works Department to administer the Agreement on behalf of Polk County.

Comply with Policy: Yes

Background: Project No. STBG-SWAP-CO77(232)--FG-77 is a bridge replacement project for the NE Frisk Dr. bridge over Deer Creek and is included in the approved Fiscal Year 2021/2022 Polk County Five (5) year (2021-2026) Farm-to-Market and Secondary Road Capital Improvements Program. This project includes the use of federal SWAP and Farm-to-Market funds which are administered by the Iowa Department of Transportation. The Iowa Department of Transportation has provided Polk County with Agreement No. 1-20-STBG-SWAP-051 to formalize the funding requirements and project development responsibilities of each agency as part of this project.

Action Impact: Resolution approves the terms of the Iowa Department of Transportation Agreement and allows the development of the project to proceed.

Fiscal Note: The project will utilize \$543,000 in federal STBG SWAP funds, 387,000 from Farm to Market funds, and \$90,000 of local funds reimbursed by the City of Ankeny, for a trail on the bridge, for project construction.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22	Y	\$387,000	90,000	N		
21/22						

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, tuberculosis is a communicable disease that is a threat to the public health of the residents of Polk County; and

WHEREAS, on February 16, 2021 Polk County, Iowa approved Memorandum of Understanding (MOU) -2021-TB01 with the Iowa Department of Public Health to continue to conduct tuberculosis prevention which allocated funds of \$900 to Polk County for the continuation of the Polk County tuberculosis detection and prevention program for the term of January 1, 2021 through December 31, 2021; and

WHEREAS, on March 16, 2021, MOU-2021-TB01, Amendment 1 added an additional \$900 for a new total of \$1,800; and

WHEREAS, on March 30, 2021, MOU-2021- TB01, Amendment 2 added an additional \$900 for a new total of \$2,700; and

WHEREAS, on April 6, 2021, MOU-2021- TB01, Amendment 3 added an additional \$900 for a new total of \$3,600; and

WHEREAS, on June 29, 2021, MOU-2021- TB01, Amendment 4 added an additional \$900 for a new total of \$4,500; and

WHEREAS, on July 20, 2021, MOU-2021-TB01, Amendment 5 added an additional \$900 for a new total of \$5,400; and

WHEREAS, on July 27 2021, MOU-2021-TB01, Amendment 6 added an additional \$900 for a new total of \$6,300; and

WHEREAS, on August 17, 2021, MOU-2021-TB01, Amendment 7 added an additional \$900 for a new total of \$7,200; and

WHEREAS, this MOU-2021-TB01 Amendment 8 adds an additional \$900 for a new total of \$8,100.

NOW, THEREFORE, BE IT RESOLVED: That Polk County, Iowa approves MOU-2021-TB01, Amendment 8, with the Iowa Department of Public Health to continue to conduct tuberculosis prevention and outreach activities in the community, and authorizes the Chairperson of the Polk County Board of Supervisors to sign MOU-2021-TB01, Amendment 8; and

NOW, THEREFORE, BE IT FURTHER RESOLVED: That the Polk County Board of Supervisors authorizes the Director of the Polk County Health Department, or her designee, to execute any and all documents in furtherance of this grant award pursuant to MOU-2021-TB01 with the Iowa Department of Public Health.

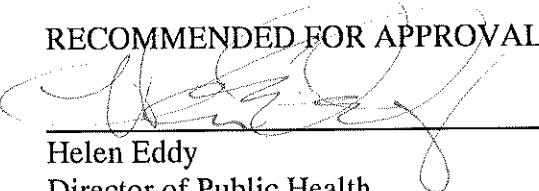
Approved this _____ day of _____, 2021.

#19

POLK COUNTY, IOWA

By _____
Angela Connolly
Chairperson

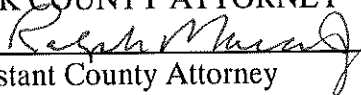
RECOMMENDED FOR APPROVAL



Helen Eddy
Director of Public Health

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

BY 

Assistant County Attorney

FISCAL NOTE: FY 21/22 Revenue/Expenses: \$8,100

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Amendment 8 to Memorandum of Understanding (MOU) with Iowa Department of Public Health for Tuberculosis Program funding

Agenda Date: 11/16/2021

Contact Individual: Scott Slater, 286-3752

Previous Action taken by the Board: Original MOU approved 2/16/2021, Amendment 1 to MOU approved 3/16/2021, Amendment 2 to MOU approved on 3/30/2021, Amendment 3 to MOU approved on 4/6/2021, Amendment 4 to MOU approved on 6/29/2021, Amendment 5 to MOU approved on 7/20/2021, Amendment 6 to MOU approved on 7/27/2021 and Amendment 7 to MOU approved on 8/17/2021.

Board/Commission Actions: None

Action Requested (Recommended): Approval

Comply with Policy: Controlling the spread of communicable disease in Polk County is an essential public health function and mandated by Iowa law.

Background: The Iowa Department of Public Health provided funding to cover some of the costs related to detection and prevention of tuberculosis in Polk County. The amount awarded for the contract year January 1, 2021 through December 31, 2021 was \$900. Amendment 1 to MOU increased the amount by an additional \$900 to \$1,800, Amendment 2 to MOU increased the amount by an additional \$900 to \$2,700, Amendment 3 to MOU increased the amount by an additional \$900 to \$3,600, Amendment 4 to MOU increased the amount by an additional \$900 to \$4,500, Amendment 5 to MOU increased the amount by an additional \$900 to \$5,400 and Amendment 6 to MOU increased the amount by an additional \$900 to \$6,300, 400 and Amendment 7 to MOU increased the amount by an additional \$900 to \$7,100.

This Amendment 8 to MOU increases the amount by an additional \$900 to \$8,100.

Action Impact: These funds will be used to help offset staff costs for providing Direct Observed Therapy (DOT) for suspected/confirmed cases of pulmonary Tb cases.

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
21/21	Y	\$4050	\$4050	Y	10223011.74290	10223011.52290

Fiscal		Anticipated	Anticipated	Ongoing	If Amendment is Required,	
21/22	Y	\$4050	\$4050	Y	10223011.74290	10223011.52290

Additional Fiscal Note Information (optional) State and federal CFDA 93.116

RESOLUTION

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

WHEREAS, providing immunizations to the community is a core public health function; and

WHEREAS, Polk County, Iowa through Polk County Health Department will be providing two influenza vaccinations clinics hosted by the Ethnic Minorities of Burma Advocacy and Resource Center (EMBARC) that target refugee and immigrant communities; and

WHEREAS, EMBARC wishes to compensate Polk County, Iowa for the administration of the vaccine to uninsured and/or underinsured individuals at these clinics; and

WHEREAS, this Memorandum of Understanding (MOU) shall be in effect from October 30, 2021 through June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that Polk County, Iowa approves the terms of the attached MOU with EMBARC and authorizes the Chairperson of the Polk County Board of Supervisors to sign said MOU on behalf of Polk County, Iowa.

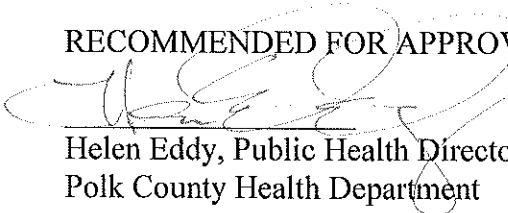
NOW, THEREFORE, BE IT FURTHER RESOLVED: that the Director of the Polk County Health Department, or her designee, be authorized to execute any and all documents in furtherance of this MOU.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

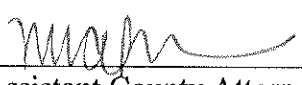
Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:


Helen Eddy, Public Health Director
Polk County Health Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By 
Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Memorandum of Understanding (MOU) with Ethnic Minorities of Burma Advocacy and Resource Center (EMBARC) for influenza vaccine administration costs

Agenda Date: 11/16/2021

Contact Individual: Scott Slater, 286-3752

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Action requested: Approval

Comply with Policy: Helping people receive health services is one of the ten essential functions of a local health department.

Background: Polk County, Iowa through Polk County Health Department has partnered with EMBARC to hold two influenza vaccination clinics in October and November that target refugee and immigrant communities. EMBARC has funding available to reimburse Polk County for administration of the vaccinations for those who are uninsured, and or underinsured, so that they will not have to pay. Reimbursement is set at \$25 for regular flu shots and \$50 for high dose.

Action Impact: The community will be better protected from the influenza virus this during the fall and winter seasons.

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
2122	N		TBD	N		10223011.55331

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, Polk County leases office space to the Iowa Department of Human Services for the Refugee Service Bureau at 1914 Carpenter Avenue; and

WHEREAS, the current lease agreement is expected to end on October 31, 2021; and

WHEREAS, Polk County General Services Department has negotiated a First Amendment to Lease Agreement extending the Lease on a month to month basis with the Iowa Department of Human Services from November 1, 2021 through April 30, 2022, not to exceed six (6) months.

NOW, THEREFORE, BE IT RESOLVED, that Polk County, Iowa approves the proposed First Amendment to Lease Agreement with the Iowa Department of Human Services and authorizes the Chairperson of the Board of Supervisors to sign the Agreement on behalf of Polk County.

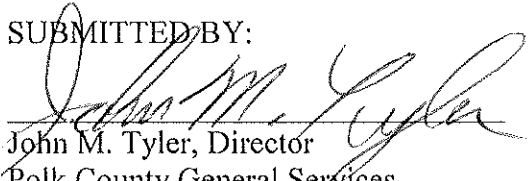
Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

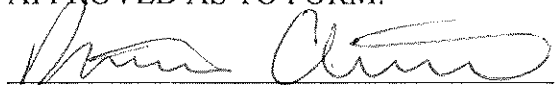
Angela Connolly,
Chairperson

21/22-002

SUBMITTED BY:


John M. Tyler, Director
Polk County General Services

APPROVED AS TO FORM:


Assistant County Attorney

FISCAL NOTE: \$2,251.00 rent per month.

21

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the First Amendment to Lease Agreement with Iowa Department of Human Services, for Refugee Service Bureau use of office space at 1914 Carpenter Avenue.

Agenda Date: ~~September 21~~ November 16, 2021

Contact Individual: John M. Tyler, Director ext. 3129

Previous Action taken by the Board: None

Board/Commission Actions: None

Action Requested (Recommended): Approve

Comply with Policy: NA

Background: In September of 2014, Polk County Board of Supervisors approved a lease agreement with the Iowa Department of Human Services to lease space at 1914 Carpenter Avenue to house Refugee Service Bureau. The current lease will expire on October 31, 2021. Polk County General Services has negotiated a month to month First Amendment to Lease Agreement from November 1, 2021 through April 30, 2022, not to exceed six (6) months.

Action Impact:

Fiscal Note: \$2,251.00 rent per month.

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22			\$13,506.00			

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 425.15, 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 2021, payable in 2022 and 2023, there are 49 parcels that no longer qualify based upon application of statutory criteria and the Polk County Assessor recommends the credit on these 49 parcels be cancelled.

NOW, THEREFORE BE IT RESOLVED, that the recommendation of the Polk County Assessor regarding the cancellation of the 49 Disabled Veteran Tax Credits be accepted and adopted.

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

POLK COUNTY BOARD OF SUPERVISORS

Chair

SUBMITTED BY:



Randy Ripberger
Polk County Assessor

APPROVED AS TO FORM:



Assistant County Attorney

#22

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving the recommendations of the Polk County Assessor for allowances and denials of Disabled Veteran Tax Credits.

Agenda Date: November 16, 2021

Contact Individual: Sarah Boese, Board Executive Assistant
Board of Supervisors
286-3895

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Comply with Policy: Yes

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

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 2021, payable in 2022 and 2023, there are 49 parcels that no longer qualify based upon application of statutory criteria, the Assessor recommends the credit on the 49 parcels be cancelled.

Action Impact: The passage of this resolution approves the recommendations of the Polk County Assessor for cancellation of the Disabled Veterans 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		

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 2020, payable in 2021 and 2022, and for taxable year 2021, payable in 2022 and 2023, the Polk County Assessor has received a claim for 1 additional parcel and based upon application of statutory criteria recommends the 1 parcel for approval; and,

WHEREAS, in addition, from time to time the Assessor discovers unqualified owners have improperly been receiving the credit. The Polk County Assessor recommends the credit be disallowed for 1 such parcel for the taxable years noted on the attached sheet; and,

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

BE IT FURTHER RESOLVED, that the Polk County Assessor be directed to communicate to all claimants that were disallowed the specific statutory reason for disallowance.

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

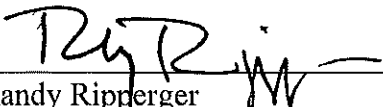
BE IT FURTHER RESOLVED, that the Polk County Assessor be directed to communicate the disallowance information to the Iowa Department of Revenue.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

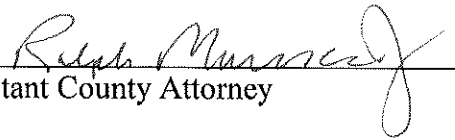


Randy Ripperger
Polk County Assessor

#23

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 and denials of the Homestead Tax Credits.

Agenda Date: November 16, 2021

Contact Individual: Sarah Boese, Board Executive Assistant
Board of Supervisors
286-3895

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Comply with Policy: Yes

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

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 2020, payable in 2021 and 2022, and for taxable year 2021, payable in 2022 and 2023, the Polk County Assessor has received a claim for 1 additional parcel and based upon application of statutory criteria recommends the 1 parcel for approval. In addition, from time to time the Assessor discovers unqualified owners have improperly been receiving the credit. The Polk County Assessor recommends the credit be disallowed for 1 such parcel for the taxable years noted on the attached sheet.

Action Impact: The passage of this resolution approves the recommendations of the Polk County Assessor for allowances and disallowances 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
20/21	N				N		

Board of Supervisors' 11/16/2021 meeting
Homestead Tax Credit

Recommendation to allow for AY2020 & AY2021

District/Parcel	Name
171/00160-003-000	Jacob L. Mosqueda

Recommendation to disallow

District/Parcel	Name
030/05345-000-000	Martha Williams/Redell Canada

Reason for Disallowance Recommendation

Mr. Canaca has been deceased since 04/25/2019 & Ms. Williams does not reside here

Cancel for AY:

2019 & 2020

RESOLUTION

MOVED by _____ **SECONDED by** _____

that the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors have a history of supporting economic development loans; and,

WHEREAS, Polk County has provided the Merle Hay Mall (Merle Hay Investors, LLC) a loan in the amount of \$3,900,000 to be used for the acquisition and redevelopment of various sites at the Merle Hay Mall; and,

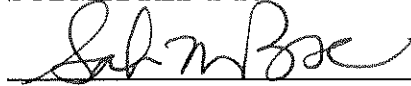
WHEREAS, Bankers Trust has requested a partial release of lien as a condition to lending the amount needed to complete the project.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa hereby approves and authorizes the Chair to sign the attached agreement for partial release of lien with Merle Hay Anchors, LLC.

POLK COUNTY

Chairperson

SUBMITTED BY:



Sarah Boese
Polk County Board of Supervisors

FY20/21

Fiscal Impact:

#24

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving partial release of real estate mortgage lien for Merle Hay Anchors, LLC.

Agenda Date: November 16, 2021

Contact Individual: Sarah Boese, Board Executive Assistant
Board of Supervisors
286-3895

Previous Action taken by the Board: November 3, 2020

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: The Polk County Supervisors have a history of assisting with economic development loans and have provided Merle Hay Mall with a loan in the amount of \$3,900,000. Banker's Trust is requesting a partial release of the lien as a condition to lending the amount needed to complete the project.

Action Impact: The passage of this resolution approves a partial release of real estate mortgage lien.

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
20/21	Y						

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED by _____ SECONDED by _____ that

the following Resolution be adopted:

WHEREAS, the United State Department of Commerce conducts the United States Census every ten years; and,

WHEREAS, Iowa Code Section 331.210A states that a temporary County Redistricting Commission shall be established to adopt the County's precinct boundaries; and,

WHEREAS, the Polk County Board of Supervisors does appreciate the time of the volunteers and agrees to compensate them \$50 per meeting in addition to \$0.56 per mile to travel to and from meetings.

NOW, THEREFORE BE IT FURTHER RESOLVED that Polk County, Iowa shall appoint the following to the Polk County Temporary Redistricting Commission:

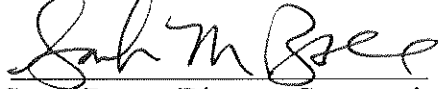
Carmine Boal
Jill Altringer
Marc Beltrame
Chris Coleman
Greg Lewis

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Chair

RECOMMENDED FOR APPROVAL:

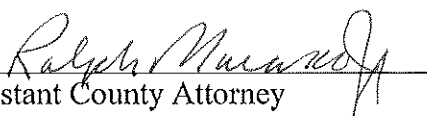


Sarah Boese, Director Community Relations
Polk County Board of Supervisors

APPROVED AS TO FORM:

JOHN P. SARCONI

POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: NA

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution appointing individuals to Temporary Redistricting Commission.

Agenda Date: November 16, 2021

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: NA

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: Every ten years the United States Department of Commerce conducts the U.S. Census and Iowa State Code requires that the Board of Supervisors appoint individuals to a Temporary Redistricting Commission to establish and adopt the county precinct boundaries.

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
21/22	Y				N		

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____

that the following Resolution be adopted:

WHEREAS, Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center is a 501 c3 non-profit arts organization that provides opportunities for a transformational art experience through collections, exhibitions and educational programming at The Des Moines Art Center; and,

WHEREAS, Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center is seeking a Polk County Community Development Grant to assist with the replacement of the chiller cooling system at The Des Moines Art Center, located at 4700 Grand Avenue, Des Moines, Iowa; and,

WHEREAS, the replacement of the chiller cooling system will provide an energy efficient, climate controlled facility to preserve the Center's art collection that will be a more welcoming environment for visitors; and,

WHEREAS, Edmundson Art Foundation, Inc. D/B/A The Des Moines Center will serve a public purpose by providing educational classes and special community events that will be accessible to the public and promote the importance of arts and culture; and,

WHEREAS, the Polk County Board of Supervisors specifically desires to participate and assist in the costs related to the replacement of the chiller cooling system for Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center; and,

WHEREAS, pursuant to the Grant Agreement that only costs related to the new chiller cooling system for the Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center will be paid for from Polk County Community Development Grant funds.

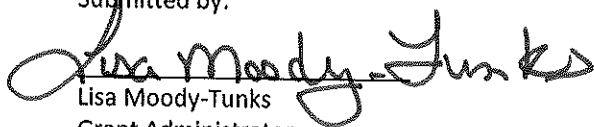
BE IT FURTHER RESOLVED, Polk County, Iowa approved the terms of the attached Agreement, with a Community Development Grant Award to the Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center for \$100,000.00 from gaming revenue, for the public purpose of providing accessibility for educational classes and special community events and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

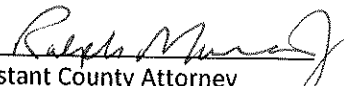
Angela Connolly, Chair

Submitted by:


Lisa Moody-Tunks
Grant Administrator

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

Fiscal Impact: Expenditure of \$100,000 from gaming Revenue

#26

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving a Community Development Grant for Edmundson Art Foundation, Inc. D/BA The Des Moines Art Center which is a 501c3 non-profit organization.

Agenda Date: November 16, 2021

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

Previous Action taken by the Board: Community Betterment Grant award April 27, 2021 for \$10,000.00.

Board/Commission Actions: N/A

Action Requested (Recommended): Approval of a \$100,000.00 Community Development Grant to Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center.

Background: Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center has requested funding for the replacement of the chiller cooling system, located at The Des Moines Art Center 4700 Grand Avenue, Des Moines, Iowa. Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center serves a public purpose by providing educational classes and special community events that will be accessible to the public and promote the importance of the arts and culture. Polk County funding will be directed toward the costs related to the replacement of the chiller cooling system.

Action Impact: The passage of this resolution will award \$100,000.00, to Edmundson Art Foundation, Inc. D/B/A The Des Moines Art Center and authorizes the Chair to sign attached agreement.

Fiscal Note: Community Development Grant Awards Paid with Gaming Revenue

Fiscal Year	Budget-ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
21/22	N	\$100,000.00			4010932.79410	

Additional Fiscal Note Information (optional):

RESOLUTION

Moved by _____ Seconded by _____

that the following Resolution be adopted:

WHEREAS, The federal government appropriated funds for making payments to eligible grantees for Emergency Rental Assistance ;and,

WHEREAS, The Iowa Finance Authority is administering the allocations to counties and cities; and,

WHEREAS, IFA has determined that the amount of the IFA allocation exceeds the demand for rent and utility assistance located in counties other than Polk; and,

WHEREAS, This agreement transfers unused funds in the amount of \$30,000,000 from other Iowa Counties to Polk County to meet the continued need rent and utility assistance; and,

WHEREAS, The funds will continue to be administered through IMPACT Community Action Partnership; and,

WHEREAS, due to an extremely short timeline and restrictive deadlines it was necessary for the attached agreement to be submitted on November 12, 2021 in order to be eligible to receive the funding.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa retroactively approves the terms of the attached Agreement, with the Iowa Finance Authority, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:



Sarah Boese
Polk County Board of Supervisors

FISCAL NOTE:
FY21/22 -

#27

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving agreement with the Iowa Finance Authority.

Agenda Date: November 16, 2021

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: NA

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: The federal government appropriated funds for making payments to eligible grantees for Emergency Rental Assistance. The Iowa Finance Authority is administering the allocations to counties and cities. IFA has determined that the amount of the IFA allocation exceeds the demand for rent and utility assistance located in counties other than Polk. Polk County has received and expended their original allocation. This agreement transfers unused funds from other Iowa Counties to Polk County to meet the continued need rent and utility assistance.

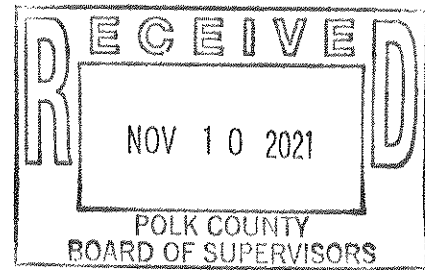
Action Impact:

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
21/22	Y				N		

Additional Fiscal Note Information (optional):

November 3, 2021



Polk County Board of Supervisors
Polk County Administration Building
111 Court Ave., Room 300
Des Moines, IA 50309

Re: Grimes – Urbandale Boundary Adjustment Agreement

Honorable Members of the Board:

Pursuant to Iowa Code Section 368.4, the City of Grimes is giving you notice of proposed Boundary Adjustment Annexation Moratorium Agreement (Annexation Agreement) that is being contemplated by Grimes with the City of Urbandale. Enclosed with this letter is a copy of the Public Notice that is being sent out with regard to a public hearing on this Annexation Agreement and a copy of the proposed Annexation Agreement as well.

You are welcome to participate in the public hearing before the Grimes City Council that will occur on December 14, 2021, at 5:30 p.m., as provided in the enclosed public hearing notice by either appearing in person at the Grimes Community Center located at 401 SE Main Street, Grimes, Iowa, by Zoom or by written comment sent to the Grimes City Clerk at the Grimes City Hall, 101 N.E. Harvey St., Grimes, Iowa, prior to the time of the hearing. You can also contact City Administrator Jake Anderson by email at janderson@grimesiowa.gov, or by phone at 515-989-3036 with any questions, comments or concerns.

Thank you for your consideration.

Very truly yours,

A handwritten signature in cursive script that reads "Rochelle Williams".

Rochelle Williams
Grimes City Clerk

#281

GRIMES PUBLIC HEARING NOTICE

A public hearing will be held on Tuesday, December 14, 2021, beginning at 5:30 p.m. by the Grimes City Council at Grimes Community Center located at 401 SE Main Street, in Grimes, Iowa. This public hearing will be held to receive public comments on a proposed 10-year annexing moratorium agreement with the City of Urbandale. Copies of the proposed annexing moratorium agreement, entitled "Boundary Annexation Agreement", may be viewed at regular business hours, Monday through Friday, from 8:00 a.m. to 4:30 p.m. at the Grimes City Clerk's Office located in Grimes City Hall, 101 N. Harvey Street, Grimes, Iowa.

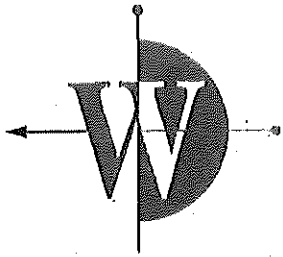
The annexing moratorium agreement will have a boundary that is legally described as follows:

Beginning at the Northeast Corner of the West One-Half of the Southeast Quarter of Section 18, Township 79 North, Range 25 West of the 5th P.M., Polk County, Iowa; thence west along the North Line of said West One-Half of the Southeast Quarter of Section 18 and along the North Line of the Southwest Quarter of said Section 18, to the East Line of the South 30.2 acres of the West 118.5 acres of the Northwest Quarter of said Section 18; thence north along the East Line of said South 30.2 acres of the West 118.5 acres of the Northwest Quarter of said Section 18 to the Northeast Corner thereof; thence west along the North Line of said South 30.2 acres of the West 118.5 acres of the Northwest Quarter of said Section 18 to a point on the West Line of said Section 18, said point also being located on the East Line of Section 13, Township 79 North, Range 26 West of the 5th P.M., Dallas County, Iowa; thence north along the East Line of said Section 13 and along the East Line of Section 12, Township 79 North, Range 26 West of the 5th P.M., Dallas County, Iowa to the Northeast Corner of said Section 12, said Corner also being the Southeast Corner of Section 1, Township 79 North, Range 26 West of the 5th P.M., Dallas County, Iowa; thence west along the South Line of said Section 1 and along the South Line of Sections 2 and 3, Township 79 North, Range 26 West of the 5th P.M., to the South Quarter Corner of said Section 3; thence north along the East Line of the South 120 Acres of the Southwest Quarter of said Section 3 to the Northeast Corner of said South 120 Acres of the Southwest Quarter of said Section 3; thence west along the North Line of said South 120 Acres of the Southwest Quarter of said Section 3 to the West Line of said Section 3; thence north along the West Line of said Section 3 to the West Quarter Corner of said Section 3, said West Quarter Corner also being the East Quarter Corner of Section 4, Township 79 North, Range 26 West of the 5th P.M.; thence west along the North Line of the South One-Half of said Section 4 and along the North Line of the South One-Half of Sections 5 and 6, Township 79 North, Range 26 West of the 5th P.M., to the Northwest Corner of the Southeast Quarter of said Section 6, and to the Point of Terminus.

The proposed Agreement would prohibit the City of Urbandale from annexing property located to the north of the boundary, and would prohibit the City of Grimes from annexing property located to the south of the boundary for a period of ten years from the approval of the agreement.

The public is encouraged to review the proposed annexing moratorium agreement, and offer oral or written comment on the agreement at the time of the hearing by:

1. Attending in person at the time and place of the hearing.
2. Attending by Zoom by the following computer link:
<https://us06web.zoom.us/j/3787305851?pwd=Y2xpSUU2T3lxUUpkSmFtRVlmTjlyUT09>



THE CITY OF
West Des Moines®
www.wdm.iowa.gov

Community and Economic
Development

4200 Mills Civic Parkway
P.O. Box 65320
West Des Moines, IA 50265-0320

515-273-0770

FAX 515-222-3640

E-mail ced@wdm.iowa.gov

DATE: November 3, 2021

TO: Board of Supervisors of Polk County, County Auditor
Board of Supervisors of Warren County, county Auditor
West Des Moines Community School District, President or
Secretary of the Board of Directors
Des Moines Community School District, President or Secretary
of the Board of Directors
Norwalk Community School District, President or Secretary of
the Board of Directors
City of Des Moines, c/o Mayor or City Clerk
City of Norwalk, c/o Mayor or City Clerk

FROM: City Council
City of West Des Moines, Iowa

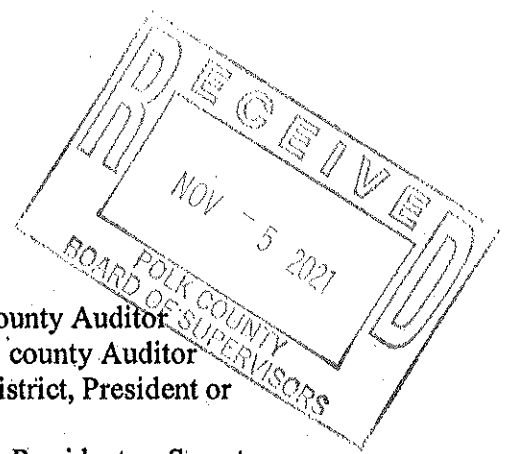
RE: Amendment No. 6 to the Alluvian Urban Renewal Plan

The West Des Moines City Council has begun the process of approving an urban renewal plan, *Amendment No. 6 to Alluvian Urban Renewal Plan*. The Resolution from the City Council and the attached draft Amendment are included with this letter.

As required by Iowa Code, the City Council set a consultation meeting of the affected taxing entities for November 10, 2021, at 10:30 am in the Council Chambers, City of West Des Moines, City Hall – 4200 Mills Civic Parkway. The public hearing date has been set for December 6, 2021, at 5:30 pm. A notice for each meeting is included.

If you have any questions before the consultation meeting, please call Clyde Evans at (515) 273-0770.

Enclosures



#29