POLK COUNTY BOARD OF SUPERVISORS AGENDA
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
111 COURT AVENUE - ROOM 120
MAY 3, 2022 9:30 A.M.

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

PUBLIC HEARING
VACATE PLATTED WALKWAY EASEMENT

5. Resolution approving vacation of platted walkway easement for properties located at 2318 & 2330 NW 71st Place, Ankeny.

PUBLIC HEARING
ZONING MAP AMENDMENT

6. Resolution approving Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Neighborhood Commercial classification to the Agricultural classification for the property located at 2977 NW 66th Avenue (Klein).

ORDINANCE
(FIRST READING)

7. Ordinance approving Polk County Zoning Map Amendment from the "NB" Neighborhood Business District to the "AG" Agricultural District for property located at 2977 NW 66th Avenue (Klein).

8. **PUBLIC COMMENTS**

RESOLUTIONS

9. Resolution approving easements for construction of the NE Broadway Avenue Improvements Project.

10. Resolution authorizing the Auditor's Office to publish notice of Public Hearing for May 24, 2022, to receive bids for the 2022 Polk County Saturated Buffer Project.

11. Resolution approving final plat of E & B Estates.

12. Resolution approving preliminary plat of Runnells 66.

13. Resolution authorizing the Auditor's Office to publish notice of Public Hearing for May 17, 2022, on the proposed repeal and adoption of Polk County Board of Health Regulation, Chapter IV, Polk County Well Regulation.

*14. Resolution approving agreement with Fexsteve Limited to address lead hazard repairs at 2801 Bennett Avenue (Reh).

*15. Resolution approving Agreement with Bergeland Human-Animal Services, LLC for Canine Companion Services for victims of crime and sexual assault.

16. Resolution approving creation of a Temporary Position within the General Services Department.

17. Resolution approving Position Modifications within the Sheriff's Office.

*18. Resolution authorizing and providing for the issuance of $41,730,000 Taxable General Obligation Bonds, Series 2022B, and levying a tax to pay said bonds.

*19. Resolution authorizing and providing for the issuance of $24,940,000 General Obligation Bonds, Series 2022A, and amending the levy of taxes to pay said bonds.

20. Resolution authorizing Auditor's Office to publish Notice of Public Hearing for May 24, 2022, on a proposed amendment to the FY 21/22 budget.

*21. Resolution approving Independent Contractor Agreement with FP Consulting, LLC.

22. Resolution supporting the founding of the Central Iowa Water Works.

23. Resolution approving various sponsorships.

24. Resolution approving Community Betterment Grant Awards.

COMMUNICATIONS

25. Notice of Appraisement of Damages and Time for Appeal in the Matter of the Condemnation of Certain Rights in Land for the Des Moines River Levee Alterations – Phases B and C Project (826 E. Livingston Avenue, Des Moines).

*26. Notice of Consultation Meeting for Proposed Annexation of Unincorporated Territory into the City of Alleman.

27. Notice of Public Hearing regarding a 28E Agreement Renewing an Annexation Agreement Boundary Between the City of Ankeny and the City of Polk City.

*28. City of Des Moines Notice of Consultation Meeting on the Amendments to the Central Place Urban Renewal Plan, Ingersoll-Grand Commercial Urban Renewal Plan, Metro Center Urban Renewal Plan and SE Agribusiness Urban Renewal Plan.

*29. Notice of Consultation Meeting for Proposed Annexation of Unincorporated Territory into the City of Runnells.

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/

Live stream the Board of Supervisors meeting at:

https://www.youtube.com/watch?v=d3Dnj9VwnZk

Res. No. 71-22
May 3, 2022

RESOLUTION

Moved by ____________________, Seconded by ______________________ that the following Resolution be adopted:

WHEREAS, John and Denise Bridenstine, owners of Lot 10 of Timber Ridge, addressed as 2318 NW 71st Place, Ankeny, being located within Section 33 of Township 80 North, Range 24 West of the 5th P.M. (Crocker Township), Polk County, Iowa, and Craig and Jennifer Marshall, owners of Lot 9 of Timber Ridge, addressed as 2330 NW 71st Place, Ankeny, being located within Section 33 of Township 80 North, Range 24 West of the 5th P.M. (Crocker Township), Polk County, Iowa, have filed a petition in accordance with Section 354.23, Code of Iowa, to vacate the entirety of a platted walkway easement, which is a total of ten (10) feet in width and centered on the shared lot line between the subject properties, and being approximately 2,275 square feet in size; and

WHEREAS, the platted walkway easement contains no public or private improvements related to its original intent, and the easement area is deemed no longer necessary by Polk County Public Works due to the development pattern of the adjacent property to the south; and

WHEREAS, a public hearing was held on May 3, 2022 as required by Section 354.23 of the Code of Iowa to vacate the platted walkway easement.

NOW, THEREFORE, BE IT RESOLVED that the entire walkway easement, being a total of ten (10) feet in width, centered on the shared property line between the two requesting property owners and approximately 2,275 square feet in size, as described and shown in Exhibit A is hereby vacated; and

BE IT FURTHER RESOLVED that Iowa Code Section 354.23 allows the vacating instrument to be used as the method of conveyance for land recently vacated, and so let this Resolution serve to convey the 2,275 square feet of easement vacated in this case, and described and shown in the attached Exhibit A, to the petitioners John and Denise Bridenstine, and Craig and Jennifer Marshall; and

BE IT FURTHER RESOLVED that the Auditor's Office is directed to have this Resolution and attached Exhibit A recorded as the vacating instrument in accordance with Section 354.23, Code of Iowa.

Approved this _____ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

Robert Rice
____
Robert Rice, Director
Polk County Public Works Department

#5

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 71-22 to vacate a platted walkway easement, and authorizing the Auditor to record the Resolution and vacating instrument. Subject properties are located at 2318 & 2330 NW 71st Place, Ankeny

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: On April 19, 2022 the Board set the public hearing on this easement vacation for May 3, 2022.

Board/Commission Actions: None

Action Requested (Recommended): Approval of the Resolution to vacate the requested walkway easement.

Comply with Policy: Yes. Public Works staff has reviewed the request and concurs that the easement is no longer necessary.

Background: The original subdivision plat created a 10' wide walkway easement along the shared lot line of these properties. The intent was to allow access between the Timber Ridge subdivision and the adjacent property to the south, which was undeveloped at the time Timber Ridge was platted. However, the property to the south was never developed as a multi-lot subdivision, but instead was purchased and developed for one (1) residence. Connection between the Timber Ridge development and this property is no longer necessary and would provide limited benefit.

Action Impact: Approval of the Resolution will vacate the requested walkway easement and direct the Auditor's Office to record the approved Resolution and Exhibit A – vacation instrument.

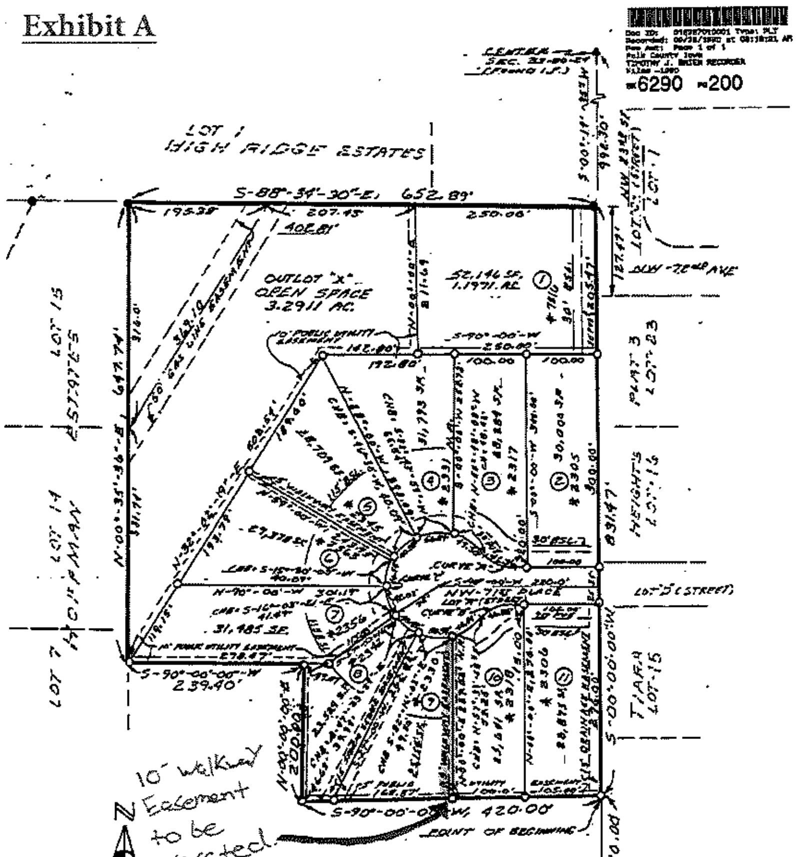
Fiscal Note: None

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		

Additional Fiscal Note Information (optional): None

Exhibit A

Doc ID: 016787010001 Type: PLT
Recorded: 09/28/1990 at 08:19:21 AM
Polk County Iowa
TIMOTHY J. BRIEN RECORDER
BK 6290 PG 200



CURVE DATA

CURVE "A"	CURVE B	CURVE "C"
R = 50'	R = 50'	R = 75'
Δ = 53°-07'-48"	Δ = 53°-07'-48"	Δ = 286°-15'-36"
L = 46.36'	L = 46.36'	L = 374.70'
CH = 44.72	CH = 44.72	
CHB = N-63°-26'-06"-W	CHB = N-63°-26'-06"-E	

N-00°-00'-00"-E, 810.00'
TIARA HEIGHTS OUTLOT "X"
SOUTH 1/4 CORNER SECTION 33-80-24 (FOUND RR SPK)

NOTES
- ★ DENOTES HOUSE NUMBERS.
- ▲ DENOTES SECTION CORNERS FOUND
- ● DENOTES IRON PIN OR PIPE FOUND
- ○ DENOTES IRON PIN W/SURV. CAP NO. 3321 SET
- —//— DENOTES EXISTING FENCE LINE
- BSL. DENOTES BUILDING SETBACK LINE
- PUE. DENOTES PUBLIC UTILITY EASEMENT
- NR. DENOTES NON-RADIAL LINE

NOTE: The Street Bufferyard requirements shall be installed by the developer prior to issuance of any building permits.

TIMBER RIDGE

LEGAL DESCRIPTION

Being an Official Plat of the following described real estate:

Beginning at a point being 810.00 Ft. N-00°-00'-00"-E of the South 1/4 Corner of Section 33, Township 80 North, Range 24 West of the 5th P.M., Polk County, Iowa, said point being on the East line of the Southwest Quarter of said Section 33-80-24;

Thence S-90°-00'-00"-W, 420.00 Ft.;

Thence N-00°-00'-00"-E, 200.00 Ft.;

Thence S-90°-00'-00"-W, 239.40 Ft. to a point on the East line of Lot 7 of Hoffman Estates an Official Plat in Polk County, Iowa;

Thence N-00°-35'-36"-E, along the East lines of Lot 7, Lot 14, and Lot 15 of said Hoffman Estates, 647.74 Ft. to the Northeast corner of Lot 15 of said Hoffman Estates and also to a point on the South line of Lot 1 of High Ridge Estates an Official Plat in Polk County, Iowa;

Thence S-88°-34'-30"-E, along the South line of Lot 1 of said High Ridge Estates, and said South line of Lot 1 of High Ridge Estates extended, 652.89 Ft. to a point on the West line of Tiara Heights Plat 3 an Official Plat in Polk County, Iowa and also to a point on the East line of the Southwest Quarter of said Section 33-80-24;

Thence S-00°-00'-00"-W, along the West line of said Tiara Height Plat 3 and also along the East line of the Southwest Quarter of said Section 33-80-24, 831.47 Ft. to the point of beginning.

All of said parcel being a part of the South 25 Acres of the East Half of the East Half of the Southwest Quarter of Section 33, Township 80 North, Range 24 West of the 5th P.M., Polk County, Iowa and contains approximately 11.5615 Acres.

Note: The bearing of the East line of the South 25 Acres of the East Half of the East Half of the Southwest Quarter of Section 33-80-24 was assumed N-00°-00'-00"-E

APPROVED
subject to warranty deeds for streets.
by
POLK COUNTY ZONING COMMISSION
This ___ day of ______ 19__
[signature]
GARY L. PRYOR, Director of Plan'g
This 19 day of SEPT. 1990
Mark F. Wandro F.E.
RICHARD VAN CLEAVE DY. County Engineer
by
POLK COUNTY BOARD OF SUPERVISORS
This 25 day of Sept. 1990
[signature]
Chairman

State of Iowa, Polk County ss
[illegible]
Auditor
By [signature] Deputy

017859
INST. NO.
POLK COUNTY, IOWA 65.00
FILED FOR RECORD
8:09 AT SEP 28 1990 A.M.
TIMOTHY J. BRIEN, Recorder
By J. Julitano Deputy

OWNER - Sheldahl Development Corp.

CERTIFICATION

I hereby certify that this plat was prepared by me or under my direct personal supervision and that I am a duly Registered Professional Engineer and Land Surveyor under the laws of the state of Iowa. 8-23-90 8-10-90

Henry S. Oakes [signature] 8-27-90 7-20-90

Henry S. Oakes P.E. & L.S. No. 3321 Date

BOOK 6290 PAGE 200

FINAL PLAT - TIMBER RIDGE		
Part of the SW 1/4 of Section 33-80-24 Polk County, Iowa		
SCALE: 1" = 100' DATE: July 1990	APPROVED BY	DRAWN BY: D.B. Rev: 8-14-90 REV 8-23-90 REV 8-27-90
OAKES ENGINEERING COMPANY		
949 - 65th Street - Des Moines, Iowa 50312 Tel. 515 - 255-1777		DRAWING NUMBER 3459-Bk-267

Res. No. 70-22
May 3, 2022

RESOLUTION

Moved by ____________________, Seconded by ______________________ that the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors adopted the Polk County 2030 Comprehensive Plan on May 9, 2006; and

WHEREAS, a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment was initiated by Steven Klein, P.O. Box 1123, Johnston, IA 50131 (Property Owner), to reclassify a 23.009-acre area located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township.

WHEREAS, the Polk County Zoning Commission on March 28, 2022, and voted five (5) for with zero (0) against to recommend approval of a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Neighborhood Commercial classification to the Agricultural classification.

NOW, THEREFORE, BE IT RESOLVED that an amendment to the Polk County 2030 Comprehensive Plan Future Land Use Map (Attachment A), to reclassify the following described 23.009-acre area located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township, from the Neighborhood Commercial classification to the Agricultural classification, be approved.

The legal description of the subject property for the 12.75-acre rezoning area is as follows:

An Irregular tract of ground located in the NW ¼ of Section 4, also being a part of Lots 4 and 5 of the Official Plat of the NW ¼ of Section 4, all in Township 79 North, Range 24 West of the 5th P.M., Polk County, Iowa, more particularly described as follows;

Commencing at the Southeast corner of the SW ¼ of the NW ¼ of said Section 4; thence N0°16'46"E, along the Easterly line of said SW ¼ of the NW ¼ of Section 4, a distance of 921.73 feet; thence N89°43'14"W, 65.00 feet to a point on the Westerly Right-of-way of NW 26th Street, as it is presently established, said point also being the Point of Beginning; thence N90°00'00"W 737.35 feet; thence N40°06'20"W, 806.96 feet; thence N00°25'46"E, 300.00 feet to the North line of said Lot 4; thence N89°25'46"E along the North line of said Lot 4 and 5, a distance of 1259.55 feet to the Westerly Right-of-way line of said NW 26th Street; thence S0°16'46"W along said line, a distance of 926.76 feet to the Point of Beginning, containing 23.009 acres, more or less, and subject to any easement or restrictions of record.

Approved this _____ day of __________________, 2022.

POLK COUNTY, IOWA

____

Angela Connolly, Chairperson

#6

RECOMMENDED FOR ACTION:

Robert Rice

Robert Rice, Director
Polk County Public Works Department

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No.70-22 Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Neighborhood Commercial classification to the Agricultural classification for the approximately 23.009-acre for the subject property located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: None

Board/Commission Actions: The Polk County Zoning Commission met on March 28, 2022, and voted five (5) for with zero (0) against to recommend approval of the request.

Action Requested (Recommended): The Zoning Commission recommended approval.

Comply with Policy: Yes. Staff recommendation is to approve the request. The request is in accordance with the Comprehensive Plan as it promotes the goals of preserving agricultural land and open space. Approval supports the public health, safety and welfare of the County residents due to the proposal's compatibility with the Agricultural designation of the surrounding properties. The subject property is also known to be a flood prone area, and approval of the request would limit further development of that parcel and would promote Comprehensive Plan goals of protection of natural areas and protection of natural infrastructure.

Background: The request is a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Neighborhood Commercial classification to the Agricultural classification, and a Polk County Zoning Map Amendment from the "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (without conditions). The area of rezoning totals 23.009-acres, and is currently utilized as agricultural land. The property was re-zoned to the "LB" Light Business District in January of 2005 within conditions which including limiting the uses to only office and warehousing uses with no outdoor storage. The applicant stated on the application he now wishes for the property to remain as open space for the preservation of the nearby Fisher Lake.

Action Impact: If the Rezoning Petition is approved, the Petitioner can continue to utilize the subject property for open space or agricultural purposes. Denial of the Future Land Use Map Amendment leaves the property under its current Neighborhood Commercial designate, and would allow future commercial development, as limited by conditions.

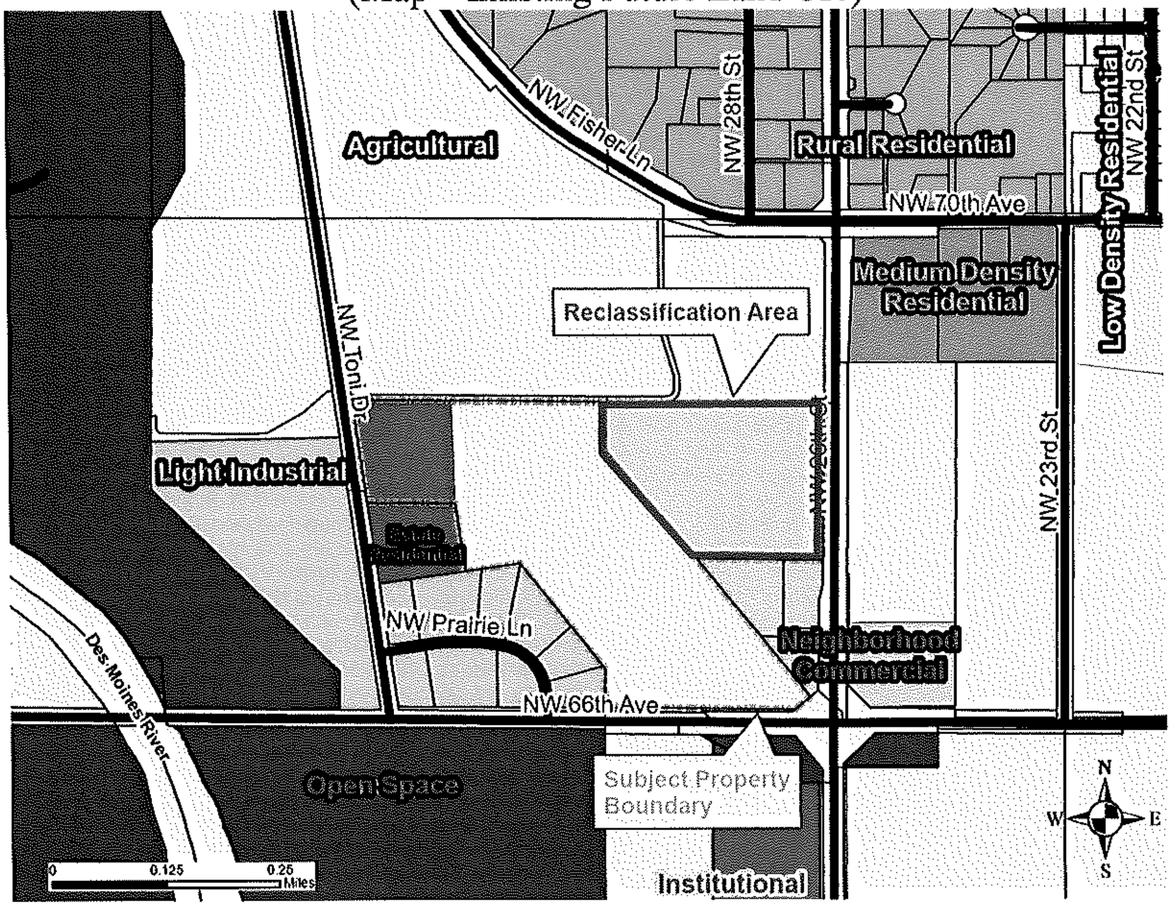
Fiscal Note: None

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		

Attachment A:

Polk County Comprehensive Plan Future Land Use Map Amendment

(Map – Existing Future Land Use)



General Location:
The subject property located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township.

Rezoning Legal Description:

Rezoning Area: An Irregular tract of ground located in the NW ¼ of Section 4, also being a part of Lots 4 and 5 of the Official Plat of the NW ¼ of Section 4, all in Township 79 North, Range 24 West of the 5th P.M., Polk County, Iowa, more particularly described as follows;

Commencing at the Southeast corner of the SW ¼ of the NW ¼ of said Section 4; thence N0°16'46"E, along the Easterly line of said SW ¼ of the NW ¼ of Section 4, a distance of 921.73 feet; thence N89°43'14"W, 65.00 feet to a point on the Westerly Right-of-way of NW 26th Street, as it is presently established, said point also being the Point of Beginning; thence N90°00'00"W 737.35 feet; thence N40°06'20"W, 806.96 feet; thence N00°25'46"E, 300.00 feet to the North line of said Lot 4; thence N89°25'46"E along the North line of said Lot 4 and 5, a distance of 1259.55 feet to the Westerly Right-of-way line of said NW 26th Street; thence S0°16'46"W along said line, a distance of 926.76 feet to the Point of Beginning, containing 23.009 acres, more or less, and subject to any easement or restrictions of record.

Existing Future Land Use Map Classification:
Neighborhood Commercial

Proposed Future Land Use Map Classification:
Agricultural

ORDINANCE NO.

WHEREAS, on August 28, 2007, the Polk County Board of Supervisors adopted the Zoning Ordinance and Map for the unincorporated territory of Polk County, Iowa; and

WHEREAS, the Petitioner, Steven Klein, P.O. Box 1123, Johnston, IA 50131 (Property Owner), are requesting a Zoning Map Amendment from the "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (with no conditions) for the rezoning area totaling approximately 23.009-acres located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township; and

WHEREAS, a Zoning Map Amendment was reviewed and heard by the Polk County Zoning Commission on Monday, March 28, 2022 at 7:00 P.M., at the meeting room of the Polk County Public Works Department, Planning Division, 5885 N.E. 14th Street, Des Moines, Iowa, due and timely notice published as provided by law; and

WHEREAS, the Polk County Zoning Commission, after hearing the evidence in favor of the Zoning Map Amendment, voted five (5) for with zero (0) against to recommend to the Polk County Board of Supervisors that the Zoning Map Amendment from "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (with no conditions) be **approved**; and

WHEREAS, the Zoning Map Amendment was heard by the Polk County Board of Supervisors on Tuesday, May 3, 2022 at 9:30 A.M., in Room 120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa, due and timely notice published as provided by law.

NOW, THEREFORE, BE IT ORDAINED that the Zoning Map Amendment (Attachment A) from the "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (with no conditions) for the 23.009-acre rezoning area of the subject property legally described as follows:

> An Irregular tract of ground located in the NW ¼ of Section 4, also being a part of Lots 4 and 5 of the Official Plat of the NW ¼ of Section 4, all in Township 79 North, Range 24 West of the 5th P.M., Polk County, Iowa, more particularly described as follows;

#7

Commencing at the Southeast corner of the SW ¼ of the NW ¼ of said Section 4; thence N0°16'46"E, along the Easterly line of said SW ¼ of the NW ¼ of Section 4, a distance of 921.73 feet; thence N89°43'14"W, 65.00 feet to a point on the Westerly Right-of-way of NW 26th Street, as it is presently established, said point also being the Point of Beginning; thence N90°00'00"W 737.35 feet; thence N40°06'20"W, 806.96 feet; thence N00°25'46"E, 300.00 feet to the North line of said Lot 4; thence N89°25'46"E along the North line of said Lot 4 and 5, a distance of 1259.55 feet to the Westerly Right-of-way line of said NW 26th Street; thence S0°16'46"W along said line, a distance of 926.76 feet to the Point of Beginning, containing 23.009 acres, more or less, and subject to any easement or restrictions of record.

BE APPROVED.

POLK COUNTY, IOWA

____

Angela Connolly, Chairperson

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Ordinance No. Polk County Zoning Map Amendment from the "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (with no conditions) for the approximately 23.009-acre for the subject property located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: None

Board/Commission Actions: The Polk County Zoning Commission met on March 28, 2022, and voted five (5) for with zero (0) against to recommend approval of the request.

Action Requested (Recommended): The Zoning Commission recommended approval.

Comply with Policy: Yes. Staff recommendation is to approve the request. The request is in accordance with the Comprehensive Plan as it promotes the goals of preserving agricultural land and open space. The subject property is also known to be a flood prone area, and approval of the request would limit further development of that parcel.

Background: The request is a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Neighborhood Commercial classification to the Agricultural classification, and a Polk County Zoning Map Amendment from the "NB" Neighborhood Business District (with conditions) to the "AG" Agricultural District (without conditions). The area of rezoning totals 23.009-acres, and is currently utilized as agricultural land. The property was re-zoned to the "LB" Light Business District in January of 2005 within conditions which including limiting the uses to only office and warehousing uses with no outdoor storage. The applicant stated on the application he now wishes for the property to remain as open space for the preservation of the nearby Fisher Lake.

Action Impact: If the Rezoning Petition is approved, the Petitioner can continue to utilize the subject property for open space or agricultural purposes. Denial of the Rezoning Petition leaves the property within the "NB" Neighborhood Business District with the following previously imposed conditions: 1) It will be used for Office and Warehouse uses only; 2) There will be no outside storage; 3) The maximum building height will be 40-feet; 4) The lowest floor of any building will be 1-foot above the 100-year base flood elevation; and 5) Evergreen and pine trees will be planted on the north property line.

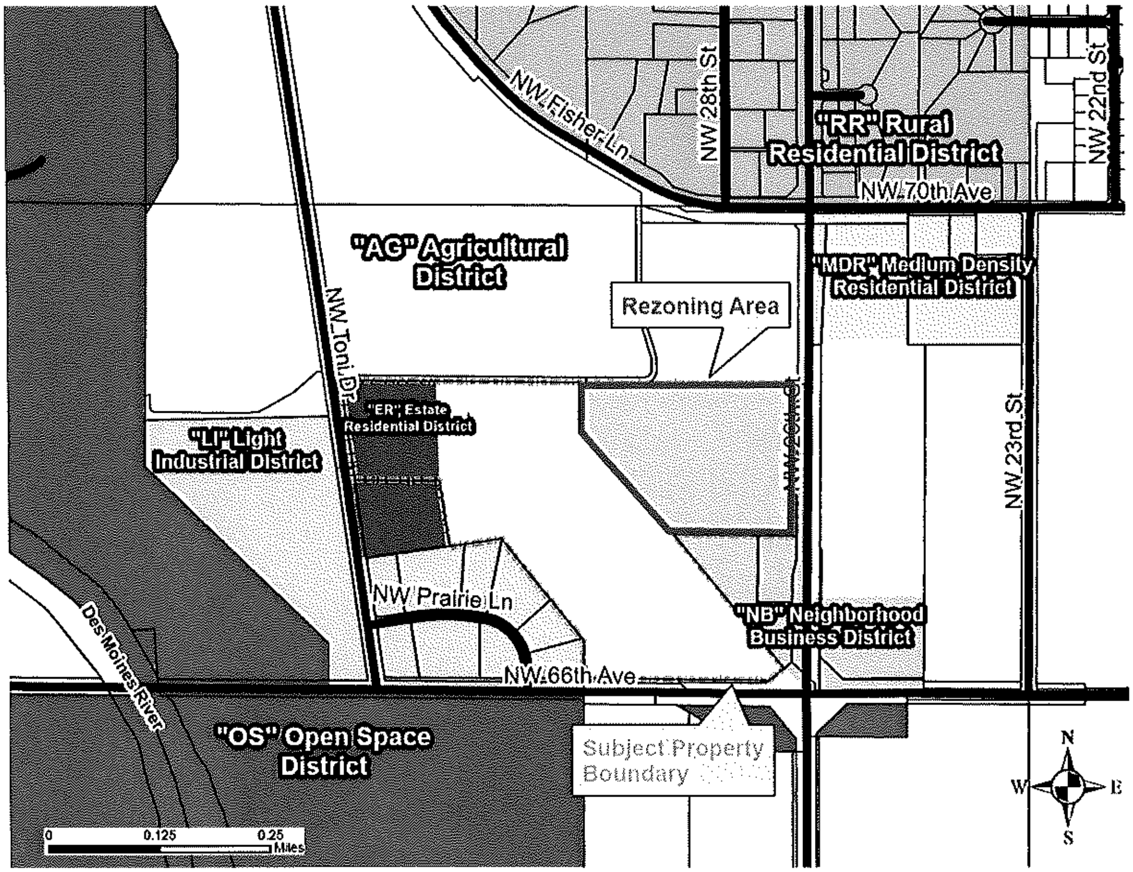
Fiscal Note: None

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		

Attachment A:

Polk County Zoning Map Amendment

(Map – Existing Zoning)



General Location:
The subject property located approximately 950-feet north of the intersection of NW 26th Street and NW 66th Avenue, being a portion of the property addressed as 2977 NW 66th Avenue, Des Moines, within the NW ¼ of Section 4 in Saylor Township.

Rezoning Legal Description:

Rezoning Area: An Irregular tract of ground located in the NW ¼ of Section 4, also being a part of Lots 4 and 5 of the Official Plat of the NW ¼ of Section 4, all in Township 79 North, Range 24 West of the 5th P.M., Polk County, Iowa, more particularly described as follows;

Commencing at the Southeast corner of the SW ¼ of the NW ¼ of said Section 4; thence N0°16'46"E, along the Easterly line of said SW ¼ of the NW ¼ of Section 4, a distance of 921.73 feet; thence N89°43'14"W, 65.00 feet to a point on the Westerly Right-of-way of NW 26th Street, as it is presently established, said point also being the Point of Beginning; thence N90°00'00"W 737.35 feet; thence N40°06'20"W, 806.96 feet; thence N00°25'46"E, 300.00 feet to the North line of said Lot 4; thence N89°25'46"E along the North line of said Lot 4 and 5, a distance of 1259.55 feet to the Westerly Right-of-way line of said NW 26th Street; thence S0°16'46"W along said line, a distance of 926.76 feet to the Point of Beginning, containing 23.009 acres, more or less, and subject to any easement or restrictions of record.

Existing Zoning:
"NB" Neighborhood Business District (with conditions)

Proposed Zoning:
"AG" Agricultural District (with no conditions)

Res. No. 69-22
May 3, 2022

RESOLUTION

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

WHEREAS, on September 15, 2020, Polk County was informed that the NE Broadway Avenue Improvements Project was selected by the US Secretary of Transportation for award of $25 million BUILD grant; and

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

WHEREAS, Resolution No. 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction; and

WHEREAS, to facilitate the construction of the NE Broadway Avenue Improvements Project, the Public Works Department has negotiated the easements and temporary easements as listed on Attachment A to this resolution.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the terms of the right-of-way agreements, easements, and temporary easements for the NE Broadway Avenue Improvement Project, adopts the agreements, and authorizes the Chairperson of the Polk County Board of Supervisors to execute the easement documents on behalf of Polk County, Iowa; and

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

Approved this _____ day of ____________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

Robert Rice

____
Robert Rice, Director
Polk County Public Works Department

#9

APPROVED AS TO FORM:

JOHN P. SARCONE
POLK COUNTY ATTORNEY

____
Assistant County Attorney

Fiscal Note: Cost of $21,531.25 for the easements to be drawn from the Polk County Farm-To-Market Fund.

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 69-22 to approve easements for construction of the NE Broadway Avenue Improvements Project.

Agenda Date: May 3, 2022

Contact Individual: Aaron Putnam, P.E., County Engineer, Polk County Public Works Department, 515-286-3705

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approves the terms of the right-of-way agreements, easements, and temporary easements for the NE Broadway Avenue Improvement Project, adopts the agreements, and authorizes the Chairperson of the Polk County Board of Supervisors to execute the easement documents on behalf of Polk County, Iowa.

Comply with Policy: Yes

Background: On September 15, 2020, Polk County was informed that the NE Broadway Avenue Improvements Project was selected by the US Secretary of Transportation for award of $25 million BUILD grant. The NE Broadway Avenue Improvements Project from Hwy 415 to NE Hubbell Avenue is included in the current Public Works 5-year Capital Improvement Program. Resolution No. 138-20, dated November 3, 2020, authorized the Public Works Department to negotiate for and acquire easement(s), real property, and Right(s) of Entry needed to construct the project and maintain and operate public infrastructure after construction. To facilitate the construction of the NE Broadway Avenue Improvements Project, the Public Works Department has negotiated the easements and temporary easements as listed on Attachment A to this resolution.

Action Impact: Resolution approves the terms of easements and allows the development of the NE Broadway Avenue Improvements project to proceed.

Fiscal Note: Cost of $21,531.25 for the easements to be drawn from the Polk County Farm-To-Market Fund.

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	NA	NA	NA			
22/23						

Additional Fiscal Note Information (optional):

Res. No. 73-22
May 3, 2022

RESOLUTION

Moved by ____________________, Seconded by ______________________ that the following Resolution be adopted:

WHEREAS, by Resolution 104-21, dated August 3, 2021, Polk County, Iowa approved a funding agreement for the 2022 Polk County Saturated Buffer Project ("the Project"); and

WHEREAS, the Project was developed to work with agricultural landowners to improve water quality by treating tile drainage systems; and

WHEREAS, the Project will group together the construction of 33 saturated buffers, 15 bioreactors and 15.03 acres of native riparian buffer ("the Construction"); and

WHEREAS, the estimated cost of the Construction is greater than the bid threshold in Iowa Code Section 26.3; and

WHEREAS, pursuant to Iowa Code Section 26.12, Polk County is required to hold a public hearing and approve the proposed plans, specifications, form of contract and estimated cost of the public improvements to be completed pursuant to the Project prior to entering into a contract; and

WHEREAS, Polk County, Iowa is required to set the aforementioned public hearing not less than four and no more than twenty days prior to the date of the hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing is set for May 24, 2022 at 9:30 a.m. in room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa, to approve the proposed plans, specifications, form of contract and estimated cost of the public improvements to be constructed pursuant to the Project; and

BE IT FURTHER RESOLVED that the Polk County Auditor's Office is hereby directed to publish notice of said public hearing not less than four and no more than twenty days prior to the date of the hearing.

Approved this _____ day of ____________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly, Chairperson

#10

RECOMMENDED FOR APPROVAL:

Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: None

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 73-22 to establish a public hearing to receive bids for the 2022 Polk County Saturated Buffer Project.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: Resolution 104-21 on August 3, 2021 approving funding agreement for Polk County Saturated Buffer Project.

Board/Commission Actions: N/A

Action Requested (Recommended): Resolution establishes a public hearing to receive the bids for the 2022 Polk County Saturated Buffer Project.

Comply with Policy: Yes- complies with Iowa Code Chapter 26.

Background: The Polk County Saturated Buffer Project has developed a new model for reducing nitrate runoff from agricultural tile drainage. Polk County will operate as fiscal agent that will group installations on private land using a combination of county, state, and federal funds.

Action Impact: Approval of a resolution allows Polk County to publish notice of a public hearing to receive and review the bids prior to awarding a contract to the lowest responsible and responsive bidder.

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	NA	NA	NA			

Additional Fiscal Note Information (optional):

PUBLIC HEARING NOTICE
2022 POLK COUNTY SATURATED BUFFER PROJECT

Polk County, Iowa previously approved funding for the 2022 Polk County Saturated Buffer Project ("the Project"). The Project includes the installation of 33 saturated buffers, 15 bioreactors, and 15.03 acres of riparian buffer across Polk County. Polk County, Iowa has determined an estimated cost of the public improvements to be constructed pursuant to the Project. Furthermore, Polk County has developed plans and specifications and a form of contract for the Project.

The location of the public improvements being constructed pursuant to the Project are:

Project Site Name	Outlet(s)	Location
Reinhart	WR-1, WR-2	250/00111-002-000
DSS	DSS-1, DSS-2, DSS-3	250/00118-000-000
Honnold	HON-1	250/00186-000-000
Johnson	HON-2, HON-3, HON-4	250/00185-000-000
Scott	TS-2, TS-10, TS-11	Qtr. SW1/4 of SW ¼ Sec.32 Palestine Tier 82N Range 24W Story County
	TS-1	Qtr. NW1/4 of SW ¼ Sec.32 Palestine Tier 82N Range 24W Story County
Big Creek	BC-1, BC-2	261/00307-532-000
Helland	NH-3, NH-4, NH-5	Qtr. SE 1/4 Sec.33 Garden Tier 82N Range 25W Boone County
Warren	TW-1, TW-2, TW-3, TW-4, Tw-5, TW-6	140/00346-003-000
	TW-7, TW-8	140/00262-000-000
	TW-9	140/00254-001-000
Reveiz	RF-2, RF-5, RF-6, RF-7	200/00463-007-000
	RF-9, RF-10, RF-11	140/00368-002-807
	RF-20	160/00665-001-000
	RF-21	160/00555-001-000
	RF-23	160/00554-001-000
Pearson	Sp-5	Qtr. NW 1/4 Sec.30 Washington Tier 79N Range 21W Jasper County
	SP-6, SP-7, SP-8, SP-9, SP-11	140/00065-007-000
Polk County	PC-1, RF-8	190/00265-004-000

Pursuant to Iowa Code Section 26.12, a Public Hearing on the proposed plans, specifications, form of contract and estimated cost of the public improvements to be completed pursuant to the Project will be held at the location and time below:

May 24, 2022 – 9:30 a.m.
Polk County Administrative Building, Room 120
111 Court Avenue
Des Moines, Iowa

All interested persons are encouraged to attend this hearing. Written comments on this proposal may also be submitted prior to the hearing. Questions regarding this hearing or the availability of documentation may be directed to the Polk County Public Works Office at 515-286-3705.

This Notice is given by authority of Polk County, Iowa.

Res. No. 72-22
May 3, 2022

RESOLUTION

Moved by ____________________, Seconded by____________________ that the following Resolution be adopted:

WHEREAS, the owners of land located in Section 1, Township 80 North, Range 23 West of the 5th P.M. (Douglas Township), Polk County, Iowa, wish to subdivide and plat their land into a minor subdivision final plat known as E & B Estates; and

WHEREAS, the minor subdivision final plat proposes one (1) single-family residential lot, one (1) outlot and one (1) street lot on approximately 55.87 acres of land; and

WHEREAS, the owners have complied with all codes and ordinances for the unincorporated territory of Polk County, Iowa; and

WHEREAS, the Polk County Public Works Department reviewed and approved the minor subdivision preliminary plat on November 24, 2021; and

WHEREAS, the Polk County Public Works Department has reviewed the minor subdivision final plat and recommends that it be approved.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the minor subdivision final plat of E & B Estates and authorizes the Chairperson of the Polk County Board of Supervisors to sign the Resolution.

Sewer Service:	Individual wastewater treatment systems
Water Service:	Des Moines Water Works
Zoning:	"AG" Agricultural District
Platted by:	Betty J. Herman Living Trust, represented by Nicole M. Herman, Trustee (property owner)
Surveyor:	Campbell Engineering & Surveying
Location:	Approximately one-half (½) mile north of the intersection of NE 64th Street and NE 110th Avenue, being located on the east side of NE 64th Street; approximately two (2) miles southeast of Elkhart
Township:	Douglas

Approved this _____ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

Robert Rice
____
Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: No cost to the County

#11

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 72-22 approving E & B Estates, a minor subdivision final plat.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: None. Minor subdivision preliminary plats are reviewed administratively.

Board/Commission Actions: None. Minor subdivision plats do not require review and recommendation by the Zoning Commission.

Action Requested (Recommended): Approval of the Final Plat of E & B Estates.

Comply with Policy: This minor subdivision final plat complies with the Polk County Zoning and Subdivision Ordinances, and has been reviewed and recommended for approval by the Public Works Department.

Background: The plat proposes one (1) single-family residential lot, one (1) outlot and one (1) street lot on approximately 55.87 acres zoned "AG" Agricultural District. The property is being split to create one (1) buildable lot for a future residence. The remaining ground will continue in agricultural production and is deed restricted from any further development in accordance with the County's Ag preservation standards. The proposed lot will be served by a private septic system and Des Moines Water Works, and has access onto NE 64th Street.

Action Impact: Approval of the Final Plat allows for recording and future deed transfers.

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		

Additional Fiscal Note Information (optional): None

<u>**E & B Estates**</u>

Final Plat

PLAT INFORMATION: This subdivision plat proposes one (1) single-family residential lot, one (1) outlot and one (1) street lot on approximately 55.87 acres of land zoned "AG" Agricultural District.

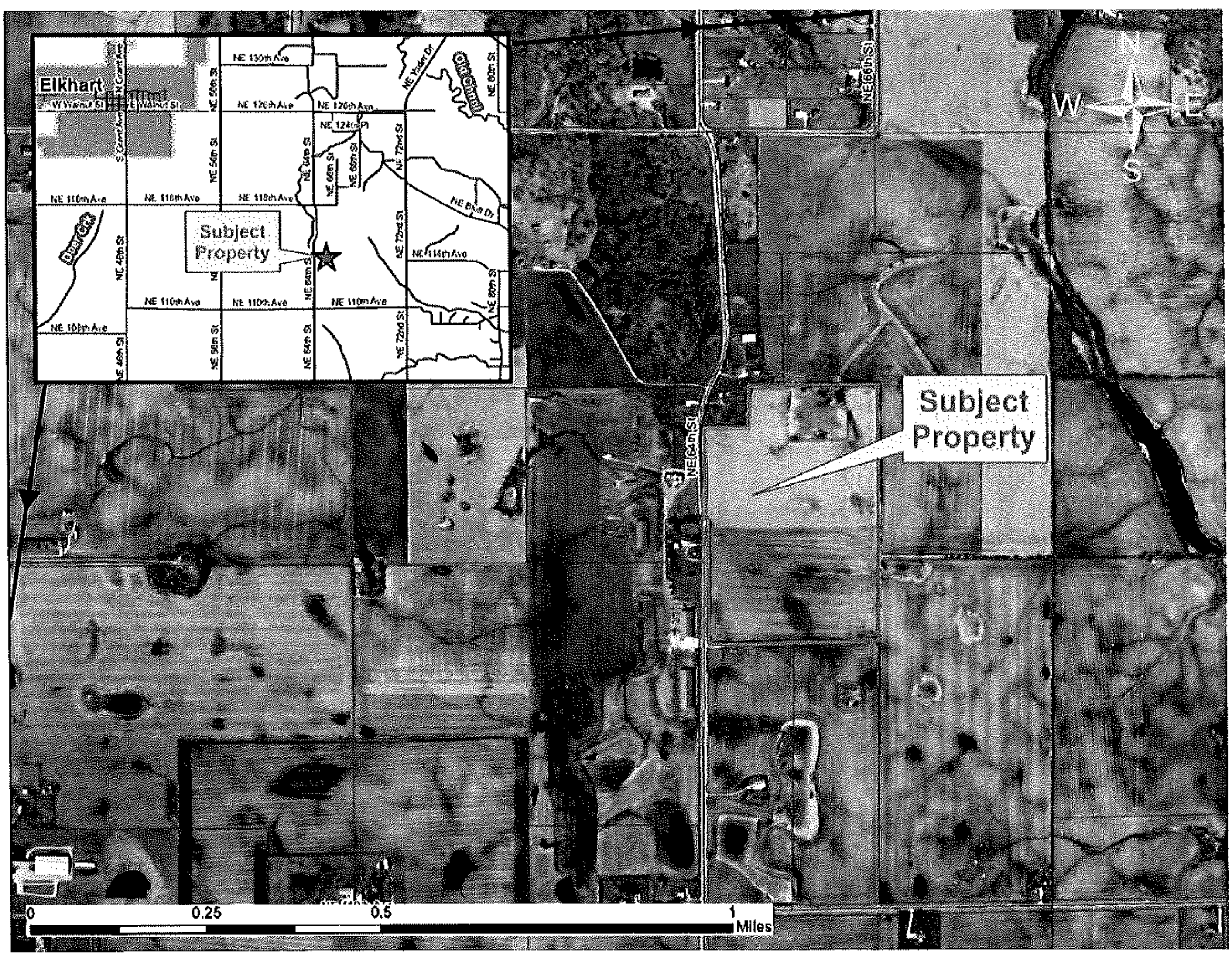
SEWER: Individual septic systems

WATER: Des Moines Water Works

TOWNSHIP: Douglas

OWNER/DEVELOPER: Betty J. Herman Living Trust, represented by Nicole M. Herman, Trustee

<u>Vicinity Map:</u>



Index Legend

Address ...: NE 64th St., Bondurant, IA 50035
Owner.....: Ronald D. Herman Trust Share
(Ronald D. Herman & Nicole Herman, Co-Trustees)
Rebecca D. Herman Trust Share
(Rebecca D. Herman & Kristie Lyons, Co-Trustees)
Roger D. Herman Trust Share
(Roger D. Herman & Stefanie Herman, Co-Trustees)
Requestor.: Nicole Herman
2146 320th St.
Rippey, IA 50235
(515) 971-4232
Zoning.....: AG, Agricultural District
Water......: Des Moines Water Works
Wastewater: Private on-site treatment system
Setbacks...: Front - 50 feet
Rear - 50 feet
Side - 15 feet
Surveyor...: Brian R. Campbell, PE, PLS
Return to..: Campbell Engineering & Surveying, Inc.
925 E 1st St. - Suite I
Ankeny, IA 50021
515-963-4365
info@cesiowa.com

Minor Final Plat of E & B Estates

Legal Description

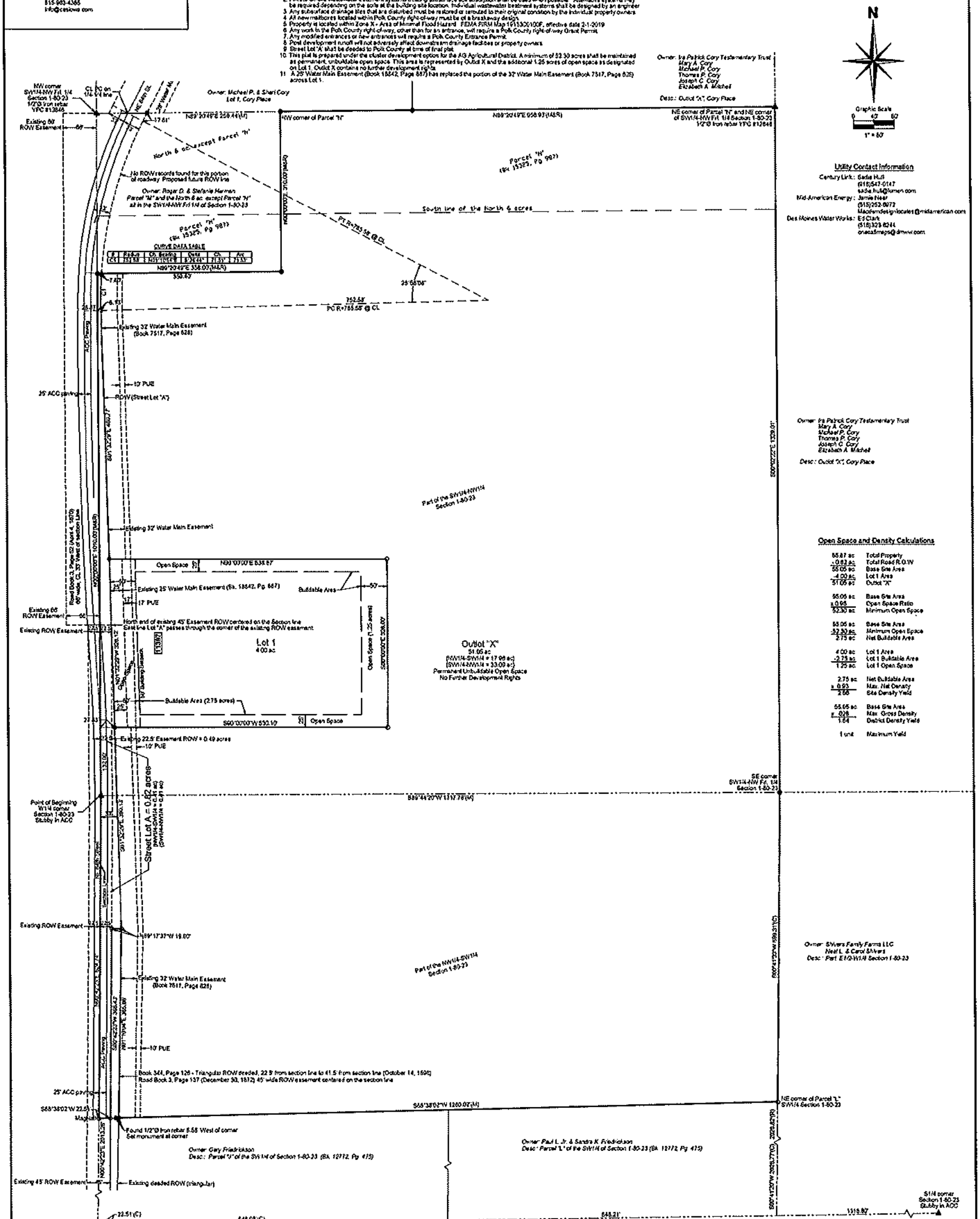
Except (the North 6 acres except Parcel "H") and except Parcel "M" (Survey recorded Bk. 15325, Pg. 987) in the Southwest Quarter of the Northwest Fractional Quarter (SW1/4-NW Frl 1/4) also the North 18-1/3 acres of the Northwest Quarter of the Southwest Quarter (NW1/4-SW1/4), all in Section 1, Township 80 North, Range 23 West of the 5th P.M., Polk County, Iowa, and more particularly described as follows: Beginning at the West Quarter (W1/4) corner of said Section 1, thence N00°00'00"E, 1010.00 feet along the West line of said Section 1, thence N89°20'49"E, 358.00 feet, thence N00°00'00"E, 310.00 feet to the NW corner of said Parcel "H", thence N89°20'49"E, 958.93 feet to the NE corner of said SW1/4-NW Frl 1/4, thence S00°02'22"E, 1329.01 feet to the SE corner of said SW1/4-NW Frl 1/4, thence S00°41'33"W, 609.31 feet to the NE corner of Parcel "L", thence S88°38'02"W, 1260.02 feet along the North line of said Parcel "L" and Parcel "J" (Survey recorded Bk. 12772, Pg. 475) to the deeded Easterly right-of-way line of NE 64th Street as it presently exists, thence along said right-of-way line N01°17'04"E, 365.66 feet, thence continuing along said deeded right-of-way line N89°17'37"W, 19.00 feet to the existing Easterly right-of-way easement line of said NE 64th Street, said easement line being 22.5 feet East and perpendicularly distant from the West line of said NW1/4-SW1/4, thence along the common line between said deeded and easement right-of-way lines S00°47'23"W, 308.43 feet, thence S88°38'02"W, 22.51 feet to said West line of the NW1/4-SW1/4, thence N00°42'23"E 624.74 feet to the Point of Beginning and containing 55.87 acres, including 0.49 acres road easement, 55.38 net acres remaining; subject to and together with any and all other easements of record.

Notes

1. All services to utilities located on the opposite side of the roadway must be bored under the roadway at the lot owner's expense.
2. Private on-site wastewater treatment systems utilizing subsurface soil absorption shall be used when possible. Alternative systems may be required depending on the soils at the building site location. Individual wastewater treatment systems shall be designed by an engineer.
3. Any subsurface drainage tiles that are disturbed must be restored or rerouted to their original condition by the individual property owners.
4. All new mailboxes located within Polk County right-of-way must be of a breakaway design.
5. Property is located within Zone X - Area of Minimal Flood Hazard. FEMA FIRM Map 19153C0100F, effective date 2-1-2019.
6. Any work in the Polk County right-of-way, other than for an entrance, will require a Polk County right-of-way Grant Permit.
7. Any modified entrances or new entrances will require a Polk County Entrance Permit.
8. Post development runoff will not adversely affect downstream drainage facilities or property owners.
9. Street Lot "A" shall be deeded to Polk County at time of final plat.
10. This plat is prepared under the cluster development option for the AG Agricultural District. A minimum of 52.30 acres shall be maintained as permanent, unbuildable open space. This area is represented by Outlot X and the additional 1.25 acres of open space as designated on Lot 1. Outlot X contains no further development rights.
11. A 25' Water Main Easement (Book 18842, Page 887) has replaced the portion of the 32' Water Main Easement (Book 7517, Page 828) across Lot 1.

Legend

▲	Found Monument at Government corner
●	Found 1/2"Ø Iron rebar with YPC #12645, unless noted
O	Set 1/2"Ø Iron rebar with YPC #12645, unless noted
Ø	Diameter
11448	Address
ACC	Asphalt Cement Concrete
CL	Centerline
Frl	Fractional
PC	Point of Curvature
PT	Point of Tangency
PUE	Public Utility Easement
ROW	Right-of-Way
s.f.	Square feet
YPC	Yellow Plastic Cap
(C)	Calculated Distance
(M)	Measured Distance
(R)	Recorded Distance



Utility Contact Information

Century Link: Sadie Hull
(515)547-0147
sadie.hull@lumen.com
Mid-American Energy: Jamie Neer
(515)252-6072
Macfemdesignlocates1@midamerican.com
Des Moines Water Works: Ed Clark
(515)323-6244
onecallmaps@dmww.com

Open Space and Density Calculations

55.67 ac	Total Property
- 0.62 ac	Total Road R.O.W
55.05 ac	Base Site Area
- 4.00 ac	Lot 1 Area
51.05 ac	Outlot "X"
55.05 ac	Base Site Area
x 0.95	Open Space Ratio
52.30 ac	Minimum Open Space
55.05 ac	Base Site Area
-52.30 ac	Minimum Open Space
2.75 ac	Net Buildable Area
4.00 ac	Lot 1 Area
-2.75 ac	Lot 1 Buildable Area
1.25 ac	Lot 1 Open Space
2.75 ac	Net Buildable Area
x 0.93	Max. Net Density
2.56	Site Density Yield
55.05 ac	Base Site Area
x .028	Max. Gross Density
1.54	District Density Yield
1 unit	Maximum Yield

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Professional Land Surveyor under the laws of the State of Iowa.

Signed: Brian R. Campbell, P.E., P.L.S.
Date: 1/21/2022 License Number 12645
*My license renewal date is December 31, 2023

BRIAN R. CAMPBELL 12645 IOWA

Campbell Engineering & Surveying
925 E 1st St., Suite I
Ankeny, Iowa 50021
Phone: (515) 965-4565
E-mail: info@cesiowa.com

FIELD WORK: BRC/CGC	5/14/2021	PROJECT #: NMH2101	
DRAWN BY: BRC	11/9/2021	FILE #: FP2102	
CHECKED BY: BRC	11/29/2021	SCALE	SHEET
REVISED BY: BRC	1/21/2022	VERT:	1
REVISED BY:		HORIZ: 1"=80'	of 1
REVISED BY:			

Res. No. 74-22
May 3, 2022

RESOLUTION

Moved by ____________________, Seconded by____________________ that the following Resolution be adopted:

WHEREAS, the owners of land located in Section 21, Township 78 North, Range 22 West of the 5th P.M. (Camp Township), Polk County, Iowa, wish to subdivide and plat their land into a major subdivision preliminary plat known as Runnells 66; and

WHEREAS, the major subdivision preliminary plat proposes three (3) single-family residential lots on 46.067 acres of land; and

WHEREAS, the owners have complied with all codes and ordinances for the unincorporated territory of Polk County, Iowa, except for the following subdivision ordinance requirements: 1) No residential block shall be longer than one thousand three hundred and twenty (1,320) feet or twelve (12) times the minimum lot width for the district, whichever is less, unless the Zoning Commission approves a longer distance in a Neighborhood Access Plan; and

WHEREAS, the Polk County Zoning Commission on October 25, 2021 voted 5-1, with one (1) vacancy, on a motion to recommend approval of the preliminary subdivision plat to the Board of Supervisors, in accordance with staff's recommendation for approval.

NOW, THEREFORE, BE IT RESOLVED that the major subdivision preliminary plat of Runnells 66 is hereby approved.

Sewer Service:	Individual septic systems
Water Service:	Des Moines Water Works
Zoning:	"RR" Rural Residential District
Platted by:	Land Concepts, LLC (Property Owner)
Engineer:	Cooper Crawford & Associates, LLC
Location:	10118 SE 32nd Avenue, Runnells, and is located on the south side of SE 32nd Avenue approximately one-quarter (¼) mile west of the intersection of SE 32nd Avenue and SE 104th Street.
Township:	Camp

Approved this ______ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

Robert Rice
____
Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: No cost to the County

#12

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 74-22 approving the Preliminary Plat of Runnells 66.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: None

Board/Commission Actions: The Polk County Zoning Commission met on October 25, 2022 and voted five (5) in favor and one (1) against on a motion to recommend approval of the Preliminary Plat of Runnells 66, in accordance with staff's recommendation for approval.

Action Requested (Recommended): Approval

Comply with Policy: Yes. The Plat complies with the requirements of the Polk County Zoning and Subdivision Ordinances, pending approval of the one (1) waiver request.

Background: The Plat proposes three (3) single-family residential lots and on approximately 46.067 acres of land that is zoned "RR" Rural Residential District. The subject subdivision is located in the West ½ of the Northwest ¼ of Section 21, Township 78 North, Range 22 West (Camp Township), Polk County, Iowa. Lot 1 of the proposed subdivision will be approximately 7.00 acres in area, Lot 2 is proposed to be 9.11 acres in area, and Lot 3 is proposed to be 29.97 acres in area. All three proposed lots are currently undeveloped, but are proposed to contain single-family residential dwellings. The proposed Subdivision Waiver will allow a residential block to exceed 1,320 feet in length without the dedication of a new public roadway, which due to the site topography would be impractical.

Action Impact: Approval of the Preliminary Plat allows for preparation and submittal of a final plat, as there are no required improvements. The final plat will come before the Board for approval prior to recording.

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		

Additional Fiscal Note Information (optional): None

Runnells 66
Major Preliminary Plat

PLAT INFORMATION: This subdivision plat proposes three (3) single-family residential on approximately 46.067 acres zoned "RR" Rural Residential District.

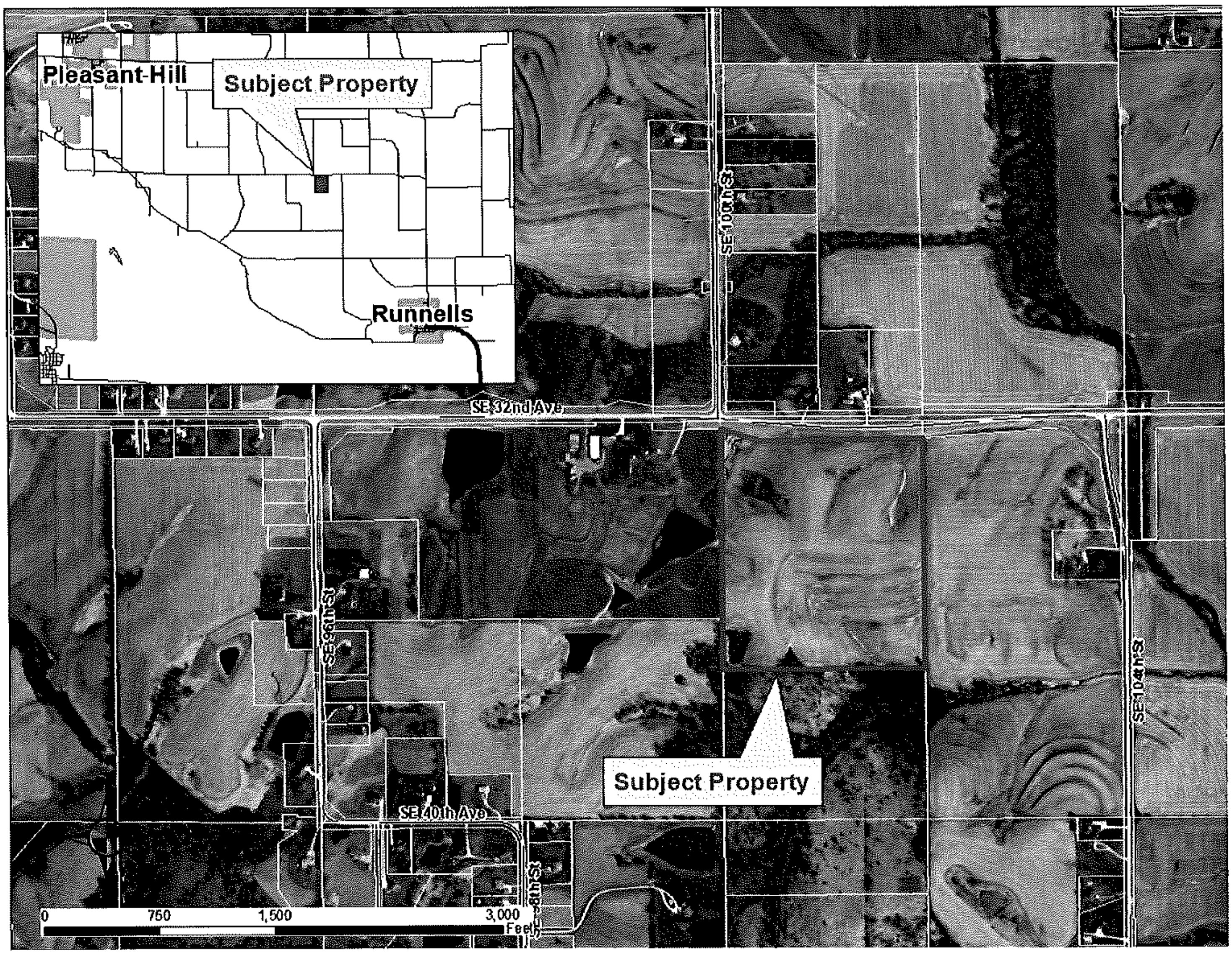
SEWER: Individual Septic Systems

WATER: Des Moines Water Works

TOWNSHIP: Camp

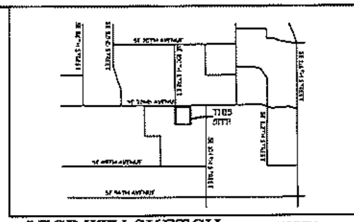
OWNERS & DEVELOPERS: Land Concepts, LLC (Property Owners)

Vicinity Map:



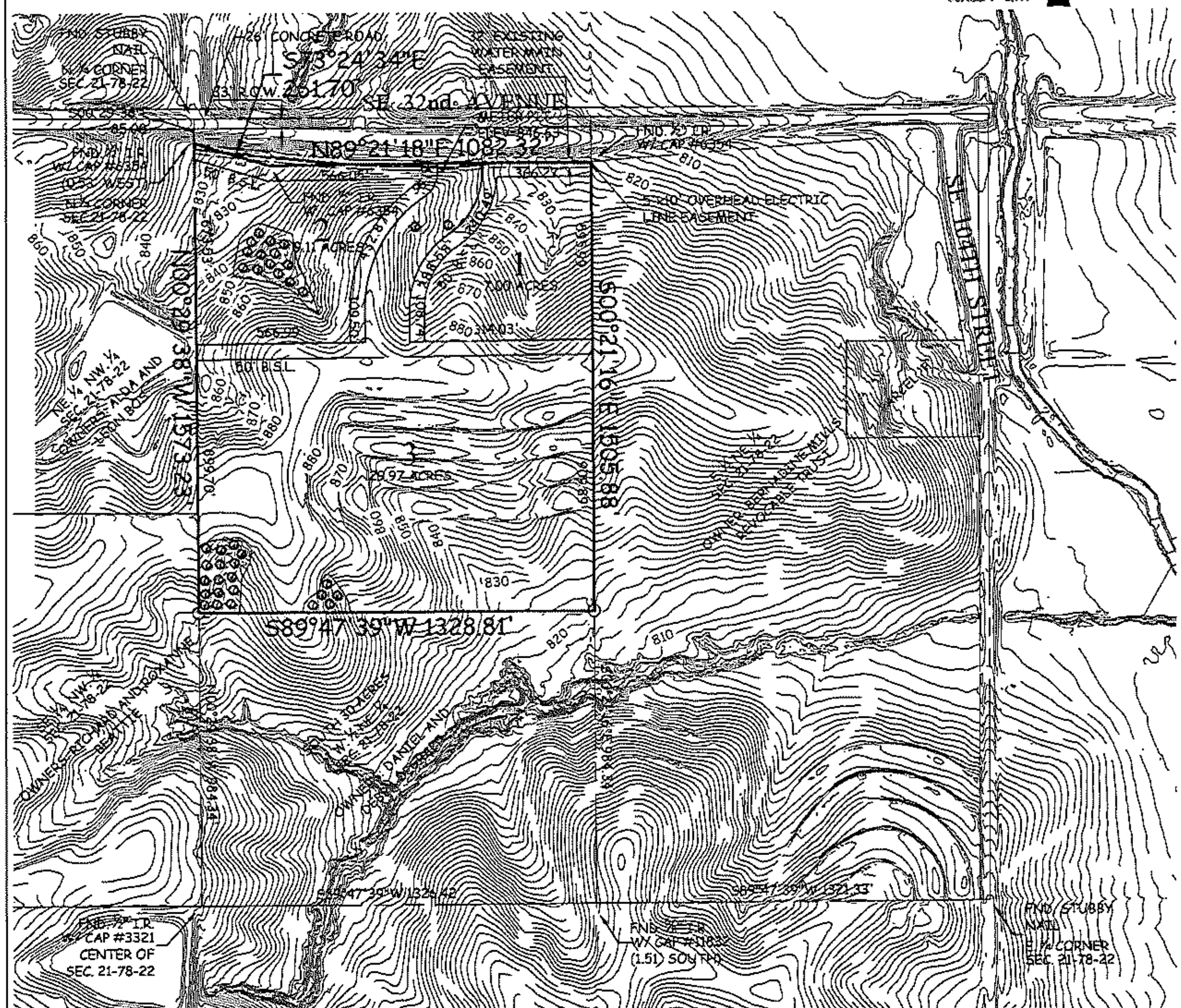
INDEX LEGEND

LOCATION : W½ NE¼ SEC. 21-78-22
ADDRESS: 10118 SE 32ND AVENUE, RUNNELLS, IA 50237
REQUESTOR: LAND CONCEPTS, LLC
PROPRIETOR: LAND CONCEPTS, LLC
SURVEYOR: KEVEN J. CRAWFORD
SURVEYOR COMPANY: COOPER CRAWFORD & ASSOCIATES, LLC
475 S. 50th STREET, SUITE 800
WEST DES MOINES, IOWA 50265
RETURN TO : KEVEN J. CRAWFORD



VICINITY SKETCH

NORTH
SCALE: 1"=2,000'



NOTES

- Any work in R.O.W. will require a Polk County R.O.W. grant permit
- Any new entrances will require a Polk County Entrance permit
- Mailboxes within the road right-of-way shall be of a breakaway design.
- Future development of the property is subject to Article 7, Section 4, "Natural Resource Protection, Woodlands" of the Polk County Zoning Code, which preserves wooded areas of the property.
- Any subsurface drainage facilities that are disturbed must be restored or rerouted by the property owner.
- Services to all utilities located on the opposite side of the roadway must be bored under the roadway at the lot owner's expense.
- Maintenance of all drainage easements to be the responsibility of the property owner.
- Post development runoff will not adversely affect downstream drainage facilities or property owners.
- It shall be the Developer's responsibility to apply for and obtain any storm water discharge permits from the Iowa Department of Natural Resources.
- Due to soil types, limitations, and disturbance, alternative septic systems may be required. Individual wastewater treatment systems shall be designed by an Engineer.
- Grading contractor will be required to provide a 4-year maintenance bond for erosion control. The IDNR Storm Water Discharge Permit will be required prior to grading operations.

UTILITIES

MIDAMERICAN ENERGY
GAS - 888-427-5632
ELECTRIC - 888-427-5632

CENTURYLINK
800-244-1111

POLK COUNTY PUBLIC WORKS
PUBLICWORKS@POLKCOUNTYIOWA.GOV
515-286-3705

WATER SUPPLY
DES MOINES WATER WORKS
BRYAN POLLPETER
515-323-6204

WASTEWATER
INDIVIDUAL ON-SITE SEPTIC SYSTEMS

FLOOD HAZARD INFORMATION

MAP #19153C0395F DATED: 02/01/2019
NO FLOOD HAZARDS SHOWN IN THIS AREA.

RUNNELLS 66

PRELIMINARY PLAT

PREPARED FOR

LAND CONCEPTS, LLC
12119 STRATFORD DRIVE, SUITE B
CLIVE, IOWA 50325
STEVE BRUERE
PHONE:515-240-7500
EMAIL: STEVE@PEOPLESCOMPANY.COM

LEGAL DESCRIPTION

A PART OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 21, TOWNSHIP 78 NORTH, RANGE 22 WEST OF THE 5TH P.M., POLK COUNTY, IOWA, THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ¼ CORNER OF SECTION 21, TOWNSHIP 78 NORTH, RANGE 22 WEST OF THE 5TH P.M., POLK COUNTY, IOWA; THENCE S00°29'38"E, 85.00 FEET ALONG THE WEST LINE OF THE NORTHEAST ¼ OF SAID SECTION 21, TO THE SOUTH RIGHT-OF-WAY LINE OF SE 32ND AVENUE, AS IT IS PRESENTLY ESTABLISHED, AND TO THE POINT OF BEGINNING; THENCE S73°24'34"E, 261.70 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE; THENCE N89°21'18"E, 1082.32 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE, TO THE EAST LINE OF THE WEST ½ OF THE NORTHEAST ¼ OF SAID SECTION 21; THENCE S00°21'16"E, 1505.88 FEET ALONG SAID EAST LINE; THENCE S89°47'39"W, 1328.81 FEET TO THE WEST LINE OF THE NORTHEAST ¼ OF SAID SECTION 21; THENCE N00°29'38"W, 1573.23 FEET ALONG SAID WEST LINE, TO THE SOUTH RIGHT-OF-WAY LINE OF SE 32ND AVENUE, AND TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS 46.067 ACRES MORE OR LESS.

SAID TRACT OF LAND BEING SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

ZONING

RR - RURAL RESIDENTIAL DISTRICT

SURVEYOR'S NOTES

1. THIS SURVEY HAS AN ERROR OF CLOSURE OF LESS THAN 1 IN 10,000.
2. EACH LOT IN THIS PLAT HAS AN ERROR OF CLOSURE OF LESS THAN 1 IN 5,000.
3. LOT CORNERS SHALL BE SET WITHIN ONE YEAR OF RECORDING.
4. BEARINGS ARE BASED ON AN ASSUMED BEARING.
5. FIELD WORK COMPLETED ON JUNE 4, 2021.

CERTIFICATION

LICENSED PROFESSIONAL ENGINEER
BRADLEY R. COOPER
12980
IOWA

I HEREBY CERTIFY THAT THIS ENGINEERING DOCUMENT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF IOWA.

BRADLEY R. COOPER, IOWA LICENSE NO. 12980
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2021
PAGES OR SHEETS COVERED BY THIS SEAL:
this sheet only

LEGEND

———	PLAT BOUNDARY
▲	SECTION CORNER
●	FOUND CORNER AS NOTED
○	SET CORNER 5/8" IR W/ YELLOW CAP #13156
I.R.	IRON ROD
G.P.	GAS PIPE
D.	DEEDED DISTANCE
M.	MEASURED DISTANCE
R	PREVIOUSLY RECORDED DISTANCE
P.U.E.	PUBLIC UTILITY EASEMENT

COOPER CRAWFORD
& ASSOCIATES, L.L.C.
CIVIL ENGINEERS
475 S. 50th Street, Suite 800, West Des Moines, IA 50265
Phone: (515) 224-1344 Fax: (515) 224-1345

0 200 400
SCALE: 1"=200'
DATE: 3-14-2022
JOB NUMBER
CC
2498

Res. No. 75-22
May 3, 2022

RESOLUTION

Moved by________________________, Seconded by______________________ that the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors, acting as the Polk County Board of Health pursuant to Iowa Code Chapter 137.104, previously adopted Chapter IV of the Polk County Board of Health Rules and Regulations known as the Polk County Well Regulation (the Polk County Well Regulation); and

WHEREAS, the Polk County Public Works Department recommends modifications and revisions to the Polk County Well Regulation as it relates to updated administrative rules from the State of Iowa and other associated changes; and

WHEREAS, the Polk County Board of Health Advisory Board approved the modifications and revisions to the Polk County Well Regulation on February 18, 2022; and

WHEREAS, Polk County Public Works Department recommends repealing and replacing the Polk County Well Regulation with the revised version; and

WHEREAS, Iowa Code Section 137.104 requires the Polk County Board of Health to hold a public hearing on the proposed repeal and replacement of the Polk County Well Regulation.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors, acting as the Polk County Board of Health under Iowa Code Chapter 137, proposes repealing and replacing the Polk County Well Regulation with the version attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED that pursuant to Iowa Code Section 137.104(1)(b)(4) a public hearing on the proposed repeal and replacement of the Polk County Well Regulation shall be held in front of the Polk County Board of Health on May 17, 2022, at 9:30 a.m. in Room 120 of the Polk County Administration Building, at which time and place any citizen desiring to comment on the proposal may appear and be heard; and

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to cause notice of said hearing in substantially the same form as set forth in Exhibit B to this Resolution to be published in a newspaper of general circulation in the County not less than four nor more than twenty days prior to the date set for the hearing.

Approve this _____ day of ___________________, 2022.

#13

POLK COUNTY, IOWA

Angela Connolly, Chairperson

~~RECOMMENDED FOR~~ APPROVAL:

Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONE
POLK COUNTY ATTORNEY

Assistant County Attorney

Fiscal Note: None

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 75-22 to set a public hearing and authorize the Auditor's Office to publish notice for a public hearing on the proposed repeal and adoption of Polk County Board of Health Regulation, Chapter IV, Polk County Well Regulation for May 17, 2022.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: Adopted the Health Regulation, Chapter IV, Polk County Well Regulation

Board/Commission Actions: Board of Health Advisory Committee recommended repealing and replacing Health Regulation, Chapter IV, Polk County Well Regulation February 18, 2022.

Action Requested (Recommended): Approve resolution setting public hearing.

Comply with Policy: Yes

Background: The Polk County Board of Supervisors, acting as the Polk County Board of Health, previously adopted the Polk County Well Regulation as Chapter IV of the Polk County Board of Health Rules and Regulations. The Polk County Public Works Department has recommended repealing and replacing this regulation as the State of Iowa is requiring all counties to enter into 28E agreements to be able to permit and perform related duties for the installation of and abandonments of wells. The changes to chapter IV include:

1) Adoption of IAC, Division 567, Chapter 38 Private Water Well Construction Permits and IAC, Division 567, Chapter 82, Well Contractor Certification; and
2) Plumbing and Electrical permit requirements for the installation of a well; and
3) Well abandonment processes; and
4) Updating appeal processes; and
5) Other changes clarifying current activities, formatting and numbering modifications.

Action Impact: Approval of this Resolution sets the public hearing on May 17, 2022 to repeal the existing Chapter IV of the Polk County Board of Health Rules and Regulations and replace it with a revised Chapter IV as set forth above. Furthermore, this action causes the auditor to publish notice of said 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	N/A	N/A	N/A	N/A		

Additional Fiscal Note Information (optional):

PUBLIC NOTICE

TO: All Citizens and all parties in interest who may be entitled to notice and opportunity to be heard on proposed amendment to the Polk County Well Regulation within Polk County.

You are hereby notified that on May 17, 2022 at 9:30 a.m., the Polk County Board of Supervisors will hold a Public Hearing in Room 120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa in connection with the proposed amendments to the Health Regulation, Chapter IV of the Polk County Code of Ordinances, the Polk County Well Regulation. The amendments incorporating:

1) Adoption of IAC, Division 567, Chapter 38; Private Water Well Construction Permits and IAC, Division 567, Chapter 82: Well Contractor Certification.
2) Plumbing and Electrical permit requirements for the installation of a well.
3) Well abandonment process.
4) Updating appeal process.

Other minor changes clarifying current activities, formatting and numbering modifications.

You are further specifically notified that copies of the proposed amendment are on file and are available for inspection at the Polk County Public Works Office, 5885 NE 14th St, Des Moines, Iowa.

Anyone wishing to appear before the Polk County Board of Supervisors shall have an opportunity to be heard.

RESOLUTION

Moved by ___________________, Seconded by ____________________ that the following Resolution be adopted:

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

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

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

WHEREAS, lead paint hazards and the necessary corrective actions have been identified at 2801 Bennett Avenue, Des Moines, Iowa 50310; and

WHEREAS, bids were received by 2:00PM on 1/27/2022; publicly opened and read by the Polk County General Services Department; and

WHEREAS, the following bids were received:

FexSteve Limited Company	**$8,510.00**
FAB Rehab	**$9,291.00**

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

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

WHEREAS, the Polk County Health Department has reviewed the FexSteve Limited Company bid proposal and recommends acceptance for **$8,510.00**; and

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

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the bid for **$8,510.00** from FexSteve Limited Company, and authorizes the Chairperson of the Polk County Board of Supervisors to sign Home Lead Remediation Contract on behalf of Polk County, Iowa.

Approved this _____ day of ___________________, 2022.

#14

POLK COUNTY, IOWA

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Angela Connolly
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: ______________________________
Scott Slater, Deputy Director
Polk County Health Department

APPROVED AS TO FORM:

JOHN P. SARCONE
POLK COUNTY ATTORNEY

By: ______________________________
Assistant County Attorney

FISCAL NOTE: FY 21/22 revenue **$8,510.00**

FY 21/22 expenses **$8,510.00**

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Approval of Home Lead Remediation Contract to address lead hazard repairs at 2801 Bennett Avenue, Des Moines, Iowa 50310

Agenda Date: May 3, 2022

Contact Individual: Scott Slater, 286-3752

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

Board/Commission Actions:

Action Requested (Recommended): Approval

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

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

Khe Reh owns a property at **2801 Bennett Avenue, Des Moines, Iowa 50310**. Mr. Reh has two children under the age of six. A lead inspection conducted by Polk County, Iowa through its Polk County Health Department identified lead hazards on the exterior of the home. Bids were publicly opened on **January 27, 2022**. The following bids were received:

FexSteve Limited Company	**$8,510.00**
FAB Rehab	**$9,291.00**

The Polk County Health Department reviewed these bids and recommends acceptance of the lowest responsive bid: submitted by **FexSteve Limited Company** in the amount of $8,510.00. **FexSteve Limited Company** is a Certified Lead Abatement Contractor in the State of Iowa.

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

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required: Expense Account Code	If Amendment is Required: Revenue Account Code
2021-22	Y	$8510	$8510	N	10223018.77440.01	10223018.52440

RESOLUTION

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

WHEREAS, Polk County Crisis and Advocacy Services (CAS) has identified the need for the use of a canine companion to benefit victims of crime and sexual assault; and,

WHEREAS, Bergeland Human-Animal Services, LLC is uniquely qualified to provide these services; and,

WHEREAS, Polk County CAS receives federal and state grant funding from the Iowa Department of Justice Crime Victim Assistance Division (CVAD); and,

WHEREAS, the maximum amount to be paid by Polk County under this agreement is $7,500; and,

WHEREAS, the period of performance for this Agreement is April 1, 2022 through March 30, 2023.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa approves the terms of the attached Agreement with Bergeland Human-Animal Services, LLC for canine companion services for victims of crime, 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 ___________________, 2022.

POLK COUNTY, IOWA

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Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

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Eric Kool, Director
Polk County Community, Family and Youth Services

APPROVED AS TO FORM:

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#15

JOHN P. SARCONE
POLK COUNTY ATTORNEY

By: Kathe Clarke
Assistant County Attorney

FISCAL NOTE:

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Agreement between Polk County, Iowa and Bergeland Human-Animal Services, LLC for Canine Companion Services for victims of crime and sexual assault.

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: A similar agreement was approved by the Board on November 24, 2021.

Action Requested (Recommended): That the Board of Supervisors approve the agreement.

Comply with Policy: Yes.

Background: Polk County Crisis and Advocacy Services (CAS) has identified animal assisted support services as a benefit to victims of crime and sexual assault. Bergeland Human-Animal Services, LLC provides trained canine services to support victims of trauma in their healing journey. Animal assisted support services will be available to survivors in either an individual or group setting. As part of this agreement, the Provider will facilitate or participate in up to 35 support/educational events with victims of crime lasting approximately 2 hours each and provide up to 111 hours of individual animal assisted support services at various locations such as judicial proceedings, law enforcement interviews, appointments at the STAR Center, and individual sessions at CAS.

Grant funds in the amount of $7,500 from the Iowa Department of Justice Crime Victim Assistance Division are available to pay for the cost of this agreement. The rate for the canine companion services is $35 per hour for group sessions and $45 per hour for individual services. The term of this agreement is April 1, 2022 through March 30, 2023.

Action Impact: Approval of this contract will help support victims of crime and sexual assault.

Fiscal Note:

Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
Apr 22 Mar 23	Y	$7,500	$7,500	N	10233412.77440.03	10233412.52460.03

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED BY ____________________, SECONDED BY ____________________,

That the following Resolution be adopted:

WHEREAS, the Director of General Services will retire July 29, 2022, and

WHEREAS, Director of General Services position will become vacant November 3, 2022, and

WHEREAS, the County Administrator considers this position critical to county-wide operations and is requesting a temporary position for a period not to exceed sixteen (16) weeks, and

WHEREAS, the County Administrator is requesting the following position modification:

- Create one (1) temporary Director of General Services position, Management grade 30, range $123,636-$163,206, for a period not to exceed sixteen (16) weeks.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa hereby approves the above recommendation and directs the County Auditor and the Director of Human Resources to take the necessary steps to implement this resolution.

Approved this ________ day of ____________ 2022

POLK COUNTY, IOWA

____

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

Jeff Edgar

Jeffrey Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

John P. Sarcone
Polk County Attorney

By: Ralph Marasco Jr.
Assistant County Attorney

FISCAL NOTE: Salary range reflects FY22/23 Pay Schedule. Estimated cost is $14,387 for FY22/23.

#16

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Creation of a Temporary Position within the General Services Department

Agenda Date: May 3, 2022

Contact Individual: Jeffrey Edgar, Director of Human Resources

Previous Action taken by the Board: N/A

Action Requested (Recommended): Create one (1) temporary Director of General Services position, Management grade 30, range $123,636-$163,206, not to exceed a period of sixteen (16) weeks. Salary range reflects FY22/23 pay schedule.

Comply with Policy: N/A

Background: The Director of General Services will retire July 29, 2022. The position will become vacant November 3, 2022. The County Administrator considers this position critical to county-wide operations and is requesting a temporary position for a period not to exceed sixteen (16) weeks.

Action Impact: Authorizes the County Auditor and Director of Human Resources to take the necessary steps to implement this resolution.

Fiscal Note: The estimated cost is $14,387 for FY22/23.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	Y	1	$14,387		Y	10279101	

Additional Fiscal Note Information (optional): N/A

RESOLUTION

MOVED BY ______________________, SECONDED BY ______________________,

That the following Resolution be adopted:

WHEREAS, the Sheriff has reviewed operations in the Jail Division, and

WHEREAS, the Sheriff is recommending restructuring that will optimize efficiency of operations, and

WHEREAS, the Sheriff is requesting the following position modifications:

- Reclassify one (1) Assistant Jail Administrator position, Management grade 27, range $102,134-$134,693, to one (1) Jail Administrator position, Management grade 29, range $112,281-$148,193.
- Reclassify one (1) vacant Captain position, Management grade 25, range $92,898-$122,459, to one (1) Detention Security Manager position, Management grade 25, range $92,898-$122,459.

NOW, THEREFORE, BE IT RESOLVED that the Polk County, Iowa hereby approves the above position modifications and directs the County Auditor and the Director of Human Resources to take the necessary steps to implement this resolution.

Approved this __________ day of ____________ 2022

POLK COUNTY, IOWA

____

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

Jeff Edgar

____

Jeffrey Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

John P. Sarcone
Polk County Attorney

By: Ralph Marasco Jr.
Assistant County Attorney

FISCAL NOTE: Estimated cost is $941 for FY21/22 and $13,549 for FY22/23.

#17

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Position Modifications within the Sheriff's Office

Agenda Date: May 3, 2022

Contact Individual: Jeffrey Edgar, Director of Human Resources

Previous Action taken by the Board: N/A

Action Requested (Recommended): Reclassify one (1) Assistant Jail Administrator position, Management grade 27, range $102,134-$134,693, to one (1) Jail Administrator position, Management grade 29, range $112,281-$148,193. Reclassify one (1) vacant Captain position, Management grade 25, range $92,898-$122,459, to one (1) Detention Security Manager position, Management grade 25, range $92,898-$122,459.

Comply with Policy: N/A

Background: The Sheriff has reviewed operations in the Jail Division and is recommending restructuring that will optimize efficiency of operations.

Action Impact: Authorizes the County Auditor and Director of Human Resources to take the necessary steps to implement this resolution.

Fiscal Note: The estimated cost is $925 for FY21/22 and $13,362 for FY22/23.

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	0	$941		N		
22/23	Y	0	$13,549		N		

Additional Fiscal Note Information (optional): The Sheriff's Office intends to reallocate funds saved from appointing a 2nd Deputy at 74% of Elected Official's salary instead of 85% of Elected Official's salary.

Moved by _______________, seconded by _______________, that the following Resolution be adopted:

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF $41,730,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2022B, AND LEVYING A TAX TO PAY SAID BONDS; APPROVAL OF THE CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the Issuer is a political subdivision, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

WHEREAS, the Issuer is in need of funds to pay costs of refunding outstanding indebtedness of the County, including the General Obligation Bonds, Series 2017A and 2017B, essential county purpose(s), and it is deemed necessary and advisable that Taxable General Obligation Bonds, authorized for said purpose(s); and

WHEREAS, the County is in need of funds to pay costs of adjusting, extending and refunding existing general obligation indebtedness of the County as is more fully set forth in the schedule of Bonds to be refunded, hereinafter set forth as Exhibit "A", attached to this resolution, and it is deemed necessary and advisable that the County should authorize Taxable General Obligation Bonds, to the amount of not to exceed $38,735,000 for such purpose(s); and

WHEREAS, it is found and determined that the aforesaid adjustment and refunding of present indebtedness is necessary and in the public interest and will benefit the County and its taxpayers by restructuring two (2) outstanding issue(s) of Bonds for purposes of more efficient administration thereof; by conforming the debt service requirements to the anticipated receipt of tax funds thereby reducing the impact of delays in the collection of future taxes upon the County's cash flow; and to adjust the requirements of the outstanding indebtedness so as to facilitate the orderly retirement of Bonds anticipated to be issued for future capital improvements; and

WHEREAS, it presently appears that the aforesaid benefits may be realized and at the same time savings may be effected in the debt service fund requirements of the County by refunding of the Bonds set forth in the schedule set forth as Exhibit "A", attached to this Resolution and made a part hereof by this reference; and

WHEREAS, pursuant to notice published as required by Section 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of not to exceed $80,000,000 General Obligation Bonds, and the Board is therefore now authorized to proceed with the issuance of Bonds for such purpose(s); and

WHEREAS, the Issuer is in need of funds to pay costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their

#18

tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding, with full public disclosure of all expenditures, general county purpose(s), and it is deemed necessary and advisable that Taxable General Obligation Bonds, to the amount of $2,995,000 be authorized for said purpose(s); and

WHEREAS, this Board, pursuant to Section 331.442 of the Code of Iowa, did legally call a County election, fixing the time and place thereof, and did legally submit to the qualified electors of the County the proposition of issuing Taxable General Obligation Bonds of the County in an amount of not to exceed $65,000,000, for the aforesaid purpose(s), and caused to be given legal, sufficient and timely notice of said election and the time, place and purpose thereof; and

WHEREAS, the County election was duly and legally held and conducted on November 2, 2021, pursuant to a legal notice duly given by publication in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County, said publication in said newspaper appearing on a date not less than ten (10) clear days nor more than twenty (20) days prior to the date of said election, all in strict compliance with the law and the orders of said Board and the County Commissioner of Elections. The affirmative vote on the proposition was equal to more than 60% of the total vote cast for and against the proposition at said election. The proposition was declared and certified to have been duly adopted, no contest thereof having been made, and the Issuer desires to proceed with the issuance of said Bonds for such purpose(s) so authorized at the election, and

WHEREAS, the County is simultaneously selling its $24,940,000 General Obligation Bonds, Series 2022A from this established authority, and sufficient authority remains for the issuance of $2,995,000 of the Bonds for these purposes in Series 2022B; and

WHEREAS, pursuant to Section 331.445 of the Code of Iowa, it is hereby found and determined that the various general obligation Bonds authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of $41,730,000 General Obligation Bonds as hereinafter set forth; and

WHEREAS, pursuant to the provisions of Chapter 75 of the Code of Iowa, the above mentioned Bonds were heretofore sold at public sale and action should now be taken to issue said Bonds conforming to the terms and conditions of the best bid received at the advertised public sale.

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

Section 1. <u>Definitions</u>. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

- "Beneficial Owner" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the beneficial owner of such Bond by a Participant on the records of such Participant or such person's subrogee.

- "Blanket Issuer Letter of Representations" shall mean the Representation Letter from the Issuer to DTC, with respect to the Bonds.

- "Bond Fund" shall mean the fund created in Section 3 of this Resolution.

- "Bonds" shall mean $41,730,000 Taxable General Obligation Bonds, Series 2022B, authorized to be issued by this Resolution.

- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate approved under the terms of this Resolution and to be executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

- "Current Refunded Portion" shall mean $38,735,000 of the Bonds to refund the Refunded Bonds.

- "Depository Bonds " shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, which will act as security depository for the Bond pursuant to the Representation Letter.

- "Issuer" and "County" shall mean County of Polk, State of Iowa.

- "New Money Portion" shall mean $2,995,000 of the bonds issued to pay the costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding, with full public disclosure of all expenditures.

- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

- "Paying Agent" shall mean the County Treasurer, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

- "Project" shall mean the costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding, with full public disclosure of all expenditures; and refunding outstanding indebtedness of the County, including the General Obligation Bonds, Series 2017A and 2017B.

- "Project Fund" shall mean the funds established under this Resolution for the deposit of a portion of the proceeds to pay the costs of the New Money Portion and the Current Refunded Portion which, together with interest earnings thereon, will be used to pay the principal and redemption premium, if any, on the Refunded Bonds.

- "Refunded Bonds" shall mean $18,545,000 of the $67,020,000 General Obligation Refunding Bonds, Series 2017A, dated May 3, 2017 and $20,210,000 of the Taxable General Obligation Refunding Bonds, Series 2017B, dated May 3, 2017.

- "Registrar" shall mean the Treasurer, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

- "Resolution" shall mean this resolution authorizing the Bonds.

- "Treasurer" shall mean the County Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

Section 2. Levy and Certification of Annual Tax; Other Funds to be Used.

a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Bonds hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in County of Polk, State of Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
$15,430,585*	2022/2023
$ 4,208,000	2023/2024
$15,406,600	2024/2025
$ 9,826,200	2025/2026

*Levies from the Refunded Bonds have been included in the budget previously certified and will be used together with available County funds to pay the principal and interest of the Bond coming due in fiscal year 2022/2023.

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 2021 will be collected during the fiscal year commencing July 1, 2022.)

b) Resolution to be Filed With County Auditor. A certified copy of this Resolution shall be filed with the Auditor of Polk County, Iowa and the Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 2 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the County are collected, and when collected be used for the purpose of paying principal and interest on said Bonds issued in anticipation of the tax, and for no other purpose whatsoever.

c) Additional County Funds Available. Principal and interest coming due at any time when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 3. Bond Fund. Said tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the County, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "2022 GENERAL OBLIGATION BOND FUND NO. 2" (the "Bond Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Bonds hereinafter authorized to be issued; and also there shall be apportioned to said fund its proportion of taxes received by the County from property that is centrally assessed by the State of Iowa.

Section 4. Application of Bond Proceeds. Proceeds of the Bonds, other than accrued interest except as may be provided below, shall be credited to the Project Fund and expended therefrom for the purposes of issuance. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law or this Resolution.

Proceeds invested shall mature before the date which the moneys are required for payment of principal and interest on the Refunded Bonds. Accrued interest, if any, shall be deposited in the Bond Fund.

Section 5. Investment of Bond Fund Proceeds. All moneys held in the Bond Fund, provided for by Section 3 of this Resolution shall be invested in investments permitted by Chapter 12B, Code of Iowa, as amended, or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Bonds as herein provided.

Section 6. Bond Details, Execution and Redemption.

a) Bond Details. Taxable General Obligation Bonds, Series 2022B of the County in the amount of $41,730,000, shall be issued pursuant to the provisions of Sections 331.442, 331.443 and 331.445 of the Code of Iowa for the aforesaid purposes. The Bonds shall be designated "TAXABLE GENERAL OBLIGATION BOND, SERIES 2022B", be dated May 17, 2022, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, said interest payable on December 1, 2022, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Chairperson and attested by the manual or facsimile signature of the Auditor, and impressed or printed with the seal of the County and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$14,130,000	3.000%	2023
$ 3,380,000	3.000%	2024
$14,680,000	3.000%	2025
$ 9,540,000	3.000%	2026

b) Redemption. The Bonds are not subject to redemption prior to maturity.

Section 7. Issuance of Bonds in Book-Entry Form; Replacement Bonds.

a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the County Treasurer kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

f) The Representation Letter is on file with DTC and sets forth certain matters with respect to, among other things, notices, consents and approvals by Bondholders and payments on the Bonds. The execution and delivery of the Representation Letter to DTC by the Issuer is ratified and confirmed.

g) In the event that a transfer or exchange of the Bonds is permitted under this Section, the transfer or exchange may be accomplished upon receipt by the Registrar from the registered owners of the Bonds to be transferred or exchanged and appropriate instruments of transfer. In the event Bond certificates are issued to holders other than Cede & Co., its successor as nominee for DTC as holder of all the Bonds, or other securities depository as holder of all the Bonds, the provisions of the Resolution apply to, among other things, the printing of certificates and the method or payment of principal of and interest on the certificates. Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Bonds, (ii) registration and transfer of interests in Depository Bonds by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Bonds in accordance with and as such interests may appear with respect to such book entries.

h) The officers of the Issuer are authorized and directed to prepare and furnish to the purchaser, and to the attorneys approving the legality of Bonds, certified copies of proceedings, ordinances, resolutions and records and all certificates and affidavits and other instruments as may be required to evidence the legality and marketability of the Bonds, and all certified copies, certificates, affidavits and other instruments constitute representations of the Issuer as to the correctness of all stated or recited facts.

Section 8. Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Bonds, and in no other way. The County Treasurer is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

f) Non-Presentment of Bonds. In the event any payment check, wire, or electronic transfer of funds representing payment of principal of or interest on the Bonds is returned to the Paying Agent or if any bond is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one bond for each annual maturity. The Registrar shall furnish additional Bonds in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 9. Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Upon receipt of the final payment of principal, the holder of the Bond shall surrender the Bond to the Paying Agent.

Section 11. Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Chairperson and Auditor shall execute the Bonds by their manual or authorized signature and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12. Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13. Form of Bond. Bonds shall be printed substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF POLK"
"TAXABLE GENERAL OBLIGATION BOND"
"SERIES 2022B"
COUNTY PURPOSE

Rate: __________
Maturity: __________
Bond Date: May 17, 2022
CUSIP No.: __________
"Registered"
Certificate No. __________
Principal Amount: $______________

County of Polk, State of Iowa, a political subdivision organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (enter principal amount in long form) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the County Treasurer, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2022, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

THE HOLDERS OF THE BONDS SHOULD TREAT THE INTEREST AS SUBJECT TO FEDERAL INCOME TAXATION.

This Bond is issued pursuant to the provisions of Sections 331.442, 331.443 and 331.445 of the Code of Iowa, for the purpose of paying costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding; and refunding outstanding indebtedness of the County, including the General Obligation Bonds, Series 2017A and 2017B, in conformity to a Resolution of the Board of said County duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

The Bonds are not subject to redemption prior to maturity.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the County Treasurer, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Bondholders of such change. All bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Bond as the same will respectively become due; that such taxes have been irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the Issuer including this Bond, does not exceed the constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the Issuer by its Board, has caused this Bond to be signed by the manual or facsimile signature of its Chairperson and attested by the manual or facsimile signature of its County Auditor, with the seal of the County printed or impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, the County Treasurer, Des Moines, Iowa.

Date of authentication:______________________

This is one of the Bonds described in the within mentioned Resolution, as registered by the County Treasurer.

COUNTY TREASURER, Registrar

By: ____

Authorized Signature

Registrar and Transfer Agent: County Treasurer

Paying Agent: County Treasurer

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)

(Signature Block)

COUNTY OF POLK, STATE OF IOWA

By: __________(manual or facsimile signature)__________

Chairperson

ATTEST:

By: __________(manual or facsimile signature)__________

County Auditor

(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto ______________________ (Social Security or Tax Identification No. ______________) the within Bond and does hereby irrevocably constitute and appoint ______________________ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: ____

____

____
(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) ____
Address of Transferee(s) ____
Social Security or Tax Identification
Number of Transferee(s) ____
Transferee is a(n):
Individual* ____________________ Corporation ____________________
Partnership ____________________ Trust ____________________

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common

IA UNIF TRANS MIN ACT - .... Custodian ....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act..................
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

(End of form of Bond)

Section 14. Closing Documents. The Chairperson and County Auditor are authorized and directed to execute, attest, seal and deliver for and on behalf of the County any other additional certificates, documents, or other papers and perform all other acts, including without limitation the execution of all closing documents, as they may deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 15. Contract Between Issuer and Purchaser. This Resolution constitutes a contract between said County and the purchaser of the Bonds.

Section 16. Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 17. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 18. Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this 3rd day of May, 2022.

____
Chairperson

ATTEST:

____
County Auditor

ROLL CALL

Moved by _______________, seconded by _______________, that the following Resolution be adopted:

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF $24,940,000 GENERAL OBLIGATION BONDS, SERIES 2022A, AND AMENDING THE LEVY OF TAXES TO PAY SAID BONDS; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the Issuer is a political subdivision, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

WHEREAS, the Issuer is in need of funds to pay costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding, general county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds, to the amount of not to exceed $24,940,000 be authorized for said purpose(s); and

WHEREAS, this Board, pursuant to Section 331.442 of the Code of Iowa, did legally call a County election, fixing the time and place thereof, and did legally submit to the qualified electors of the County the proposition of issuing General Obligation Bonds of the County in an amount of not to exceed $65,000,000, for the aforesaid purpose(s), and caused to be given legal, sufficient and timely notice of said election and the time, place and purpose thereof; and

WHEREAS, the County election was duly and legally held and conducted on November 2, 2021, pursuant to a legal notice duly given by publication in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County, said publication in said newspaper appearing on a date not less than ten (10) clear days nor more than twenty (20) days prior to the date of said election, all in strict compliance with the law and the orders of said Board and the County Commissioner of Elections. The affirmative vote on the proposition was equal to more than 60% of the total vote cast for and against the proposition at said election. The proposition was declared and certified to have been duly adopted, no contest thereof having been made, and the Issuer desires to proceed with the issuance of said Bonds for such purpose(s) so authorized at the election, and

WHEREAS, pursuant to the provisions of Chapter 75 of the Code of Iowa, the above mentioned Bonds were heretofore sold at public sale and action should now be taken to issue said Bonds conforming to the terms and conditions of the best bid received at the advertised public sale; and

#19

WHEREAS, on March 8, 2022, the Board of Supervisors adopted a certain resolution entitled "RESOLUTION AUTHORIZING THE ISSUANCE OF $26,735,000 GENERAL OBLIGATION BONDS, SERIES 2022, AND LEVYING A TAX FOR THE PAYMENT THEREOF"; and

WHEREAS, due to certain changes in the overall financing plans of the County and the actual sale of the Bonds, it is necessary to make numerous changes to the resolution adopted March 8, 2022.

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

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Authorized Denominations" shall mean $5,000 or any integral multiple thereof.

- "Beneficial Owner" shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the beneficial owner of such Bond by a Participant on the records of such Participant or such person's subrogee.

- "Blanket Issuer Letter of Representations" shall mean the Representation Letter from the Issuer to DTC, with respect to the Bonds.

- "Bond Fund" shall mean the fund created in Section 3 of this Resolution.

- "Bonds" shall mean $24,940,000 General Obligation Bonds, Series 2022A, authorized to be issued by this Resolution.

- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate approved under the terms of this Resolution and to be executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

- "Depository Bonds" shall mean the Bonds as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, which will act as security depository for the Bond pursuant to the Representation Letter.

- "Issuer" and "County" shall mean County of Polk, State of Iowa.

- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Bonds as securities depository.

- "Paying Agent" shall mean the County Treasurer, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Bonds as the same shall become due.

- "Project" shall mean the costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding.

- "Project Fund" shall mean the fund required to be established by this Resolution for the deposit of the proceeds of the Bonds.

- "Rebate Fund" shall mean the fund so defined in and established pursuant to the Tax Exemption Certificate.

- "Registrar" shall mean the County Treasurer of Des Moines, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Bonds. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Bonds.

- "Resolution" shall mean this amending resolution authorizing the Bonds.

- "Tax Exemption Certificate" shall mean the Tax Exemption Certificate approved under the terms of this Resolution and to be executed by the Treasurer and delivered at the time of issuance and delivery of the Bonds.

- "Treasurer" shall mean the County Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Bonds issued hereunder.

Section 2. Levy and Certification of Annual Tax; Other Funds to be Used.

a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Bonds hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in County of Polk, State of Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
$5,698,135.22*	2022/2023
$3,386,370.00	2023/2024
$3,407,970.00	2024/2025
$ 786,420.00	2025/2026
$1,605,920.00	2026/2027
$1,640,520.00	2027/2028
$1,913,020.00	2028/2029
$2,006,220.00	2029/2030
$2,055,220.00	2030/2031
$2,001,220.00	2031/2032
$4,866,320.00	2032/2033

*A levy ($5,170,425) has been included in the budget previously certified, and will be used together with available County funds to pay the principal and interest of the Bond coming due in fiscal year 2022/2023.

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 2021 will be collected during the fiscal year commencing July 1, 2022.)

b) Resolution to be Filed With County Auditor. A certified copy of this Resolution shall be filed with the Auditor of Polk County, Iowa and the Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 2 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the County are collected, and when collected be used for the purpose of paying principal and interest on said Bonds issued in anticipation of the tax, and for no other purpose whatsoever.

c) Additional County Funds Available. Principal and interest coming due at any time when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 3. Bond Fund. Said tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the County, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "2022 GENERAL OBLIGATION BOND FUND NO. 1" (the "Bond Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Bonds hereinafter authorized to be issued; and also there shall be apportioned to said fund its proportion of taxes received by the County from property that is centrally assessed by the State of Iowa.

Section 4. Application of Bond Proceeds. Proceeds of the Bonds, other than accrued interest except as may be provided below, shall be credited to the Project Fund and expended therefrom for the purposes of issuance. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Bonds at any time that other funds shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law or this Resolution.

Section 5. Investment of Bond Fund Proceeds. All moneys held in the Bond Fund, provided for by Section 3 of this Resolution shall be invested in investments permitted by Chapter 12B, Code of Iowa, as amended, or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Bonds as herein provided.

Section 6. Bond Details, Execution and Redemption.

a) Bond Details. General Obligation Bonds of the County in the amount of $24,940,000, shall be issued pursuant to the provisions of Section 331.442 of the Code of Iowa for the aforesaid purposes. The Bonds shall be designated "GENERAL OBLIGATION BOND, SERIES 2022A", be dated May 17, 2022, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, said interest payable on December 1, 2022, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Bonds shall be executed by the manual or facsimile signature of the Chairperson and attested by the manual or facsimile signature of the Auditor, and impressed or printed with the seal of the County and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Bond. The Bonds shall be in the denomination of $5,000 or multiples thereof. The Bonds shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
$4,915,000	3.000%	2023
$2,780,000	3.000%	2024
$2,885,000	3.000%	2025
$ 350,000	3.000%	2026
$1,180,000	3.000%	2027
$1,250,000	3.000%	2028
$1,560,000	3.000%	2029
$1,700,000	3.000%	2030
$1,800,000	3.000%	2031
$1,800,000	3.050%	2032
$4,720,000	3.100%	2033

b) Redemption.

i. Optional Redemption. Bonds maturing after June 1, 2029, may be called for optional redemption by the Issuer on that date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All Bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Bonds to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Bonds to be called has been reached.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Section 7. Issuance of Bonds in Book-Entry Form; Replacement Bonds.

a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Bonds, unless the Issuer determines to permit the exchange of Depository Bonds for Bonds in Authorized Denominations, the Bonds shall be issued as Depository Bonds in denominations of the entire principal amount of each maturity of Bonds (or, if a portion of said principal amount is prepaid, said principal amount less the prepaid amount). The Bonds must be registered in the name of Cede & Co., as nominee for DTC. Payment of semiannual interest for any Bonds registered in the name of Cede & Co. will be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Bonds at the address indicated or in the Representation Letter.

b) The Bonds will be initially issued in the form of separate single authenticated fully registered bonds in the amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of the Bonds will be registered in the registry books of the County Treasurer kept by the Paying Agent and Registrar in the name of Cede & Co., as nominee of DTC. The Paying Agent and Registrar and the Issuer may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal or redemption price of or interest on the Bonds, selecting the Bonds or portions to be redeemed, giving any notice permitted or required to be given to registered owners of Bonds under the Resolution of the Issuer, registering the transfer of Bonds, obtaining any consent or other action to be taken by registered owners of the Bonds and for other purposes. The Paying Agent, Registrar and the Issuer have no responsibility or obligation to any Participant or Beneficial Owner of the Bonds under or through DTC with respect to the accuracy of records maintained by DTC or any Participant; with respect to the payment by DTC or Participant of an amount of principal or redemption price of or interest on the Bonds; with respect to any notice given to owners of Bonds under the Resolution; with respect to the Participant(s) selected to receive payment in the event of a partial redemption of the Bonds, or a consent given or other action taken by DTC as registered owner of the Bonds. The Paying Agent and Registrar shall pay all principal of and premium, if any, and interest on the Bonds only to Cede & Co. in accordance with the Representation Letter, and all payments are valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum paid. DTC must receive an authenticated Bond for each separate stated maturity evidencing the obligation of the Issuer to make payments of principal of and premium, if any, and interest. Upon delivery by DTC to the Paying Agent and Registrar of written notice that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to the new nominee in accordance with this Section.

c) In the event the Issuer determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds certificates, the Issuer may notify DTC and the Paying Agent and Registrar, whereupon DTC will notify the Participants, of the availability through DTC of Bonds certificates. The Bonds will be transferable in accordance with this Section. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Issuer and the Paying Agent and Registrar and discharging its responsibilities under applicable law. In this event, the Bonds will be transferable in accordance with this Section.

d) Notwithstanding any other provision of the Resolution to the contrary, so long as any Bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and premium, if any, and interest on the Bond and all notices must be made and given, respectively to DTC as provided in the Representation letter.

e) In connection with any notice or other communication to be provided to Bondholders by the Issuer or the Paying Agent and Registrar with respect to a consent or other action to be taken by Bondholders, the Issuer or the Paying Agent and Registrar, as the case may be, shall establish a record date for the consent or other action and give DTC notice of the record date not less than 15 calendar days in advance of the record date to the extent possible. Notice to DTC must be given only when DTC is the sole Bondholder.

f) The Representation Letter is on file with DTC and sets forth certain matters with respect to, among other things, notices, consents and approvals by Bondholders and payments on the Bonds. The execution and delivery of the Representation Letter to DTC by the Issuer is ratified and confirmed.

g) In the event that a transfer or exchange of the Bonds is permitted under this Section, the transfer or exchange may be accomplished upon receipt by the Registrar from the registered owners of the Bonds to be transferred or exchanged and appropriate instruments of transfer. In the event Bond certificates are issued to holders other than Cede & Co., its successor as nominee for DTC as holder of all the Bonds, or other securities depository as holder of all the Bonds, the provisions of the Resolution apply to, among other things, the printing of certificates and the method or payment of principal of and interest on the certificates. Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Bonds, (ii) registration and transfer of interests in Depository Bonds by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Bonds in accordance with and as such interests may appear with respect to such book entries.

h) The officers of the Issuer are authorized and directed to prepare and furnish to the purchaser, and to the attorneys approving the legality of Bonds, certified copies of proceedings, ordinances, resolutions and records and all certificates and affidavits and other instruments as may be required to evidence the legality and marketability of the Bonds, and all certified copies, certificates, affidavits and other instruments constitute representations of the Issuer as to the correctness of all stated or recited facts.

Section 8. Registration of Bonds; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

a) Registration. The ownership of Bonds may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the

Bonds, and in no other way. The County Treasurer is hereby appointed as Bond Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Bonds for the payment of principal of and interest on the Bonds as provided in this Resolution. All Bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bonds and in this Resolution.

b) Transfer. The ownership of any Bond may be transferred only upon the Registration Books kept for the registration and transfer of Bonds and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Bond (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Bond, a new fully registered Bond, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Bond, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

c) Registration of Transferred Bonds. In all cases of the transfer of the Bonds, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Bonds, in accordance with the provisions of this Resolution.

d) Ownership. As to any Bond, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bonds and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

e) Cancellation. All Bonds which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Bonds which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Bonds to the Issuer.

f) Non-Presentment of Bonds. In the event any payment check, wire, or electronic transfer of funds representing payment of principal of or interest on the Bonds is returned to the Paying Agent or if any bond is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Bonds shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Bonds shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Bonds who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Bonds. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Bonds of whatever nature shall be made upon the Issuer.

g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one bond for each annual maturity. The Registrar shall furnish additional Bonds in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 9. Reissuance of Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Bond of like tenor and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond to Registrar, upon surrender of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 10. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Bond, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Bonds to the extent of the payments so made. Upon receipt of the final payment of principal, the holder of the Bond shall surrender the Bond to the Paying Agent.

Section 11. Execution, Authentication and Delivery of the Bonds. Upon the adoption of this Resolution, the Chairperson and Auditor shall execute the Bonds by their manual or authorized signature and deliver the Bonds to the Registrar, who shall authenticate the Bonds and deliver the same to or upon order of the Purchaser. No Bond shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Bond a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Bond executed on behalf of the Issuer shall be conclusive evidence that the Bond so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 12. Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered bondholder.

Section 13. Form of Bond. Bonds shall be printed substantially in the form as follows:

"STATE OF IOWA"
"COUNTY OF POLK"
"GENERAL OBLIGATION BOND"
"SERIES 2022A"
GENERAL COUNTY PURPOSE

Rate: __________
Maturity: __________
Bond Date: May 17, 2022
CUSIP No.: __________
"Registered"
Certificate No. __________
Principal Amount: $______________

County of Polk, State of Iowa, a political subdivision organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (enter principal amount in long form) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the County Treasurer, Paying Agent of this issue, or its successor, with interest on the sum from the date hereof until paid at the rate per annum specified above, payable on December 1, 2022, and semiannually thereafter on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Bond as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Bond is issued pursuant to the provisions of Section 331.442 of the Code of Iowa, for the purpose of paying costs of acquisition and improvement of land for conservation, recreation, or other public park purposes to be managed by the Polk County Conservation Board, including protecting drinking water sources, protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting wildlife habitat and natural areas, providing more outdoor recreational opportunities, improving public access to and the safety of rivers and creeks for floating, boating, and fishing, providing walking, hiking, biking, and water trails in Polk County, and preventing flooding, in conformity to a Resolution of the Board of said County duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Bonds maturing after June 1, 2029, may be called for optional redemption by the Issuer and paid before maturity on said date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Bond. Failure to give written notice to any registered owner of the Bonds or any defect therein shall not affect the validity of any proceedings for the redemption of the Bonds. All bonds or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Bonds to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Bonds to be called has been reached.

If less than all of a maturity is called for redemption, the Issuer will notify DTC of the particular amount of such maturity to be redeemed prior to maturity. DTC will determine by lot the amount of each Participant's interest in such maturity to be redeemed and each Participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All prepayments shall be at a price of par plus accrued interest.

Ownership of this Bond may be transferred only by transfer upon the books kept for such purpose by the County Treasurer, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Bond at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Bondholders of such change. All bonds shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Bond Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Bond, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Bond as the same will respectively become due; that such taxes have been irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the Issuer including this Bond, does not exceed the constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the Issuer by its Board, has caused this Bond to be signed by the manual or facsimile signature of its Chairperson and attested by the manual or facsimile signature of its County Auditor, with the seal of the County printed or impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, the County Treasurer, Des Moines, Iowa.

Date of authentication:______________________
This is one of the Bonds described in the within mentioned Resolution, as registered by the County Treasurer.

COUNTY TREASURER, Registrar

By: ____
Authorized Signature

Registrar and Transfer Agent: County Treasurer
Paying Agent: County Treasurer

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)
(Signature Block)

COUNTY OF POLK, STATE OF IOWA

By: (manual or facsimile signature)
Chairperson

ATTEST:

By: (manual or facsimile signature)
County Auditor

(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _________________________ (Social Security or Tax Identification No. _______________) the within Bond and does hereby irrevocably constitute and appoint __________________________ attorney in fact to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: ____

____

____

(Person(s) executing this Assignment sign(s) here)

SIGNATURE)
GUARANTEED)____

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) ____
Address of Transferee(s) ____
Social Security or Tax Identification
Number of Transferee(s) ____
Transferee is a(n):
Individual* ____________________ Corporation ____________________
Partnership ____________________ Trust ____________________

*If the Bond is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common
TEN ENT - as tenants by the entireties
JT TEN - as joint tenants with rights of survivorship and not as tenants in common

IA UNIF TRANS MIN ACT - .... Custodian ....
(Cust) (Minor)
Under Iowa Uniform Transfers to Minors Act..................
(State)

ADDITIONAL ABBREVIATIONS MAY
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

(End of form of Bond)

Section 14. Closing Documents. The Chairperson and County Auditor are authorized and directed to execute, attest, seal and deliver for and on behalf of the County any other additional certificates, documents, or other papers and perform all other acts, including without limitation the execution of all closing documents, as they may deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 15. Contract Between Issuer and Purchaser. This Resolution constitutes a contract between said County and the purchaser of the Bonds.

Section 16. Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Bonds issued hereunder which will cause any of the Bonds to be classified as arbitrage bonds within the meaning of Sections 148(a) and (b) of the Internal Revenue Code of the United States, as amended, and that throughout the term of the Bonds it will comply with the requirements of statutes and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Bonds will be used in a manner that would cause the Bonds to be arbitrage bonds.

Section 17. Approval of Tax Exemption Certificate. Attached hereto is a form of Tax Exemption Certificate stating the Issuer's reasonable expectations as to the use of the proceeds of the Bonds. The form of Tax Exemption Certificate is approved. The Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The County Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate at issuance of the Bonds to certify as to the reasonable expectations and covenants of the Issuer at that date.

Section 18. Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Bonds or

Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

Section 19. Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Bonds from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Bonds;(c) consult with Bond Counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds;(e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 20. Amendment of Resolution to Maintain Tax Exemption. This Resolution may be amended without the consent of any owner of the Bonds if, in the opinion of Bond Counsel, such amendment is necessary to maintain tax exemption with respect to the Bonds under applicable Federal law or regulations.

Section 21. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 22. Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this 3rd day of May, 2022.

Chairperson

ATTEST:

County Auditor

ROLL CALL

RESOLUTION

MOVED by ____________________ **SECONDED by** ____________________
that the following Resolution be adopted:

WHEREAS, Iowa Code Section 331.435 permits a County to amend its fiscal year budget after providing proper notice and opportunity for public comment, and

WHEREAS, it is necessary to amend the FY 2021/2022 Polk County Budget and Appropriation to reflect the actions of the County Offices and Departments since the budget was amended on September 28, 2021, and to comply with expenditure limitations,

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors hereby sets a public hearing on the proposed budget amendment for 9:30 a.m., May 24, 2022, in Room #120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa.

BE IT FURTHER RESOLVED that the Polk County Auditor is hereby authorized and directed to publish the official form #653A-R Sheet 1 "Notice of Public Hearing on Amendment of Current County Budget" in all official newspapers of Polk County, Iowa.

Approved this ____ day of ________________, 2022.

POLK COUNTY BOARD OF SUPERVISORS

____
Chairperson

SUBMITTED BY:

Deborah A. Anderson

____
Deb Anderson, Budget Manager

#20

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution authorizing the Auditor's Office to publish notice of public hearing on a proposed amendment to the FY 21/22 budget

Agenda Date: May 3, 2022

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

Background: Polk County routinely amends the current budget and appropriation to reflect a variety of actions taken by the Board of Supervisors, Offices, and Departments since the budget was previously amended on September 28, 2021. Significant adjustments include receipt and expenditure of ARPA funds, bond proceeds and debt retirement, and creation of the Behavioral Health & Disability Services department. Other adjustments include such items as capital expenditures, position changes, and adjustments based on current expenditure and revenue estimates.

Staff presented the proposed amendment to the Board of Supervisors for discussion and review on April 27, 2022. The amendment has no impact on property taxes levied for FY 21/22.

Action Impact: Authorizes the County Auditor to publish notice of a public hearing on the proposed amendment.

Fiscal Note: No fiscal impact at this time; resolution authorizes publication of a public hearing

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense & Transfers Out	Anticipated Revenue & Transfers In	Budget Amendment Required? (Y/N)	If Amendment is Required, Expense Account Code	Revenue Account Code
21/22	N	N/A	N/A	N/A	Y		

Additional Fiscal Note Information (optional):

NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET
POLK COUNTY
Fiscal year July 1, 2021 - June 30, 2022

The County Board of Supervisors for POLK COUNTY will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2022

Meeting Date/Time: 05/24/22 09:30 AM	**Contact:** Deb Anderson	**Phone:** 515-286-3016

Meeting Location: 111 Court Avenue Room 120, Des Moines, Iowa 50309

There will be no increase in taxes. Any residents or taxpayers will be heard for or against the proposed amendment at the time and place specified above. A detailed statement of: additional receipts, cash balances on hand at the close of the preceding fiscal year, and proposed disbursements, both past and anticipated, will be available at the hearing.

REVENUES & OTHER FINANCING SOURCES		**Total Budget as Certified or Last Amended**	**Current Amendment**	**Total Budget After Current Amendment**
Taxes Levied on Property	1	203,264,228	0	203,264,228
Less: Uncollected Delinquent Taxes - Levy Year	2	832,943	0	832,943
Less: Credits to Taxpayers	3	8,176,085	0	8,176,085
Net Current Property Tax	4	194,255,200	0	194,255,200
Delinquent Property Tax Revenue	5	23,500	0	23,500
Penalties, Interest & Costs on Taxes	6	1,225,000	0	1,225,000
Other County Taxes/TIF Tax Revenues	7	7,514,803	150,000	7,664,803
Intergovernmental	8	106,946,020	102,454,546	209,400,566
Licenses & Permits	9	1,301,950	0	1,301,950
Charges for Service	10	16,780,918	2,524,133	19,305,051
Use of Money & Property	11	7,210,855	933,596	8,144,451
Miscellaneous	12	1,861,225	1,269,383	3,130,608
Subtotal Revenue	13	337,119,471	107,331,658	444,451,129
Other Financing Sources:				
General Long-Term Debt Proceeds	14	0	31,636,215	31,636,215
Operating Transfers In	15	83,005,008	(1,782,409)	81,222,599
Proceeds of Fixed Asset Sales	16	49,000	30,600	79,600
Total Revenues & Other Sources	17	420,173,479	137,216,064	557,389,543
EXPENDITURES & OTHER FINANCING USES				
Operating:				
Public Safety & Legal Services	18	89,710,040	2,109,384	91,819,424
Physical Health & Social Services	19	47,756,526	(4,286,966)	43,469,560
Mental Health, ID & DD	20	30,079,709	(1,141,393)	28,938,316
County Environment & Education	21	23,570,265	18,242,248	41,812,513
Roads & Transportation	22	12,291,276	487,493	12,778,769
Government Services to Residents	23	9,993,038	(247,571)	9,745,467
Administration	24	86,731,419	63,577,464	150,308,883
Nonprogram Current	25	0	0	0
Debt Service	26	23,046,088	231,215	23,277,303
Capital Projects	27	33,857,079	3,254,140	37,111,219
Subtotal Expenditures	28	357,035,440	82,226,014	439,261,454
Other Financing Uses:				
Operating Transfers Out	29	82,007,111	(2,942,409)	79,064,702
Refunded Debt/Payments to Escrow	30	0	3,405,000	3,405,000
Total Expenditures & Other Uses	31	439,042,551	82,688,605	521,731,156
Excess of Revenues & Other Sources over (under) Expenditures & Other Uses	32	(18,869,072)	54,527,459	35,658,387
Beginning Fund Balance - July 1, 2021	33	193,948,941	(917)	193,948,024
Increase (Decrease) in Reserves (GAAP Budgeting)	34	0	251,374	251,374
Fund Balance - Nonspendable	35	0	0	0
Fund Balance - Restricted	36	38,760,854	66,660,649	105,421,503
Fund Balance - Committed	37	15,660,296	567,357	16,227,653
Fund Balance - Assigned	38	0	0	0
Fund Balance - Unassigned	39	120,658,719	(12,450,090)	108,208,629
Total Ending Fund Balance - June 30, 2022	40	175,079,869	54,777,916	229,857,785

Explanation of Changes: Implements changes as approved by the Board of Supervisors, primarily receipt and distribution of state and federal funding for COVID-related programs and issuance of Polk County Water and Land Legacy bonds

RESOLUTION

MOVED By___________________________ SECONDED By___________________________
that the following Resolution be adopted:

WHEREAS, FP Consulting, LLC has been in agreement with Polk County Health Services, Inc. to provide information and technology support for the delivery of mental health and disability services and reporting; and,

WHEREAS, on April 14, 2022 Polk County, Iowa approved the creation of a Behavioral Health and Disability Services department that would be responsible for the delivery of mental health and disability services and reporting; and,

WHEREAS, in order to maintain continuity of operations it is the desire of Polk County, Iowa to enter into agreement with FP Consulting, LLC to continue to provide information and technology support from the delivery of mental health and disability services and reporting by Polk County's Behavioral Health and Disability Services Department.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa approves the terms of the attached Independent Contractor Agreement with FP Consulting, LLC and authorizes the Chair of the Polk County Board of Supervisors to sign the attached Agreement for Services with FP Consulting, LLC..

Approved this _____ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly,
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:
By: John Norris, County Administrator

John R Norris

APPROVED TO FORM:

JOHN P. SARCONE
POLK COUNTY ATTORNEY

By: Ralph Marasco Jr
Assistant County Attorney

FISCAL NOTE: Maximum FY21/22, FY22/23 - $291,200 shared between fund 10 and IT

#21

POLK COUNTY BOARD OF SUPERVISORS
Agenda Memorandum

Item Type & Title: Resolution approving Independent Contractor Agreement with FP Consulting, LLC..

Agenda Date: May 3, 2022

Contact Individual: John Norris, County Administrator

Previous Action taken by the Board:

Board/Commission Actions: None

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: FP Consulting, LLC has provided IT support to Polk County Health Services, Inc. for the management of technology systems critical for the delivery of mental health and disability services and reporting. On April 14, 2022 Polk County, Iowa created a Behavioral Health and Disability Services department within Polk County government and the delivery of mental health and disability services now falls under the responsibility of Polk County, Iowa. This contract will help ensure a seamless transition of technology systems.

Action Impact: Approve contract.

Fiscal Note: $140 per hour, max 40 hours per week. Maximum $291,200 (Behavioral Health and Disability Services regional expenses billed to Fund 10, all other expenses billed to Polk County IT).

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

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED by ________________________ **SECONDED by** ________________________

that the following Resolution be adopted:

WHEREAS, in 2017 representatives from Des Moines Water Works, Urbandale Water Utility and West Des Moines Water Works launched an investigation into regional governance options for drinking water management; and,

WHEREAS, open meetings were held in 2018 and 2019 with representatives from communities across the metro; and,

WHEREAS, the three metro water work utilities and the majority of metro communities considers it desirable to establish a shared regional system of drinking water supply production facilities under regional governance to meet all of its existing and future needs for safe, reliable, abundant and reasonably priced drinking water; and,

WHEREAS, existing water supply utilities in Central Iowa have defined a framework for the organization of a new regional water authority as a separate public entity created under Chapter 28E and Chapter 28F, Iowa Code, to be known as "Central Iowa Water Works" to act as a regional water wholesale production and supply authority under terms and conditions as set forth in the Regionalization Outcomes Document as issued in April 2021 and revised in November 2021; and

WHEREAS, Polk County, Iowa is supportive of the proposed regional governance model of drinking water management as presented by Des Moines Water Works on April 26, 2022.

NOW, THEREFORE BE IT RESOLVED that Polk County, Iowa supports the proposed regional governance model of drinking water management.

Approved this _____ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly
Chairperson

#22

RECOMMENDED FOR APPROVAL:

Sarah Boese
Polk County Board of Supervisors

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

By:
Assistant County Attorney

FISCAL NOTE: None

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution supporting the founding of Central Iowa Water Works.

Agenda Date: May 3, 2022

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: None
Board/Commission Actions: N/A

Action Requested (Recommended): None

Comply with Policy: Yes

Background: In 2017 representatives from Des Moines Water Works, Urbandale Water Utility and West Des Moines Water Works launched an investigation into regional governance options. A national financial consultant specializing in utility management was retained and a group representing communities across the metro met in open meetings throughout 2018 and 2019 to consider options.

Action Impact: Support the founding of Central Iowa Water Works.

Fiscal Note: None

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

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED by ______________________ **SECONDED by** ______________________ that

the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors have supported initiatives and events that promote economic development, health, education and culture in Polk County; and,

WHEREAS, it is the desire of the Polk County Board of Supervisors to sponsor various events for local non-profit organizations.

NOW, THEREFORE BE IT FURTHER RESOLVED that Polk County, Iowa approves and authorizes funding of the attached sponsorship requests.

Approved this _____ day of ___________________, 2022.

POLK COUNTY, IOWA

____
Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

Sarah M Boese
____
Sarah Boese
Polk County Board of Supervisors

FISCAL NOTE: FY21/22 - $85,450 from gaming

#23

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Resolution approving various sponsorships.

Agenda Date: May 3, 2022

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: March 1, 2022
Board/Commission Actions: N/A

Action Requested (Recommended): Approve funding.

Comply with Policy: Yes

Background: Polk County has a long-standing commitment to funding economic development, health, education and cultural initiatives and events that benefit the residents and businesses of Polk County. This resolution authorizes the expenditure of $85,450 of gaming revenue to sponsor various non-profit events in 2022.

Action Impact: Authorize funding in the amount of $85,450 from gaming revenue to various organizations.

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
21/22	N	$85,450				

Additional Fiscal Note Information (optional):

Polk County Sponsorships – May 3, 2022

GIVE Golf Tournament	$5,000
Latino Heritage Festival	$10,000
Bondurant Mens Club – Summer Fest	$1,250
Des Moines North High School Booster Club – Polar Bear Gala	$10,000
NO MATTER WHAT	$4,000
Parks Area Foundation – Rendezvous on Riverview	$7,500
Easter Seals Society of Iowa – Admiral's White Party	$5,000
Epsilon Theta Sigma Chapter of Sigma Gamma Rho Sorority	$1,500
One Iowa	$10,000
West Des Moines Historical Society – James Jordan Scholars	$2,500
Queer Resource Center	$2,000
Sebastian Musgrave Eagle Project	$1,200
Iowa Juneteenth	$10,000
Salisbury House Foundation	$5,000
Iowa Asian Alliance	$10,000
Johnston Chamber of Commerce	$500
TOTAL	**$85,450**

RESOLUTION

MOVED by ______________________ **SECONDED by** ____________________ that

the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors has identified funding for Community Betterment projects in the FY 21-22 Prairie Meadows Revenue Gaming Plan; and,

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

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

WHEREAS, the nature of these agencies/organizations and their projects are an appropriate use of the Community Betterment funds.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors hereby approves awarding $75,500.00 in Community Betterment Grants, in the individual amounts as identified, to the agencies/organizations on the attached Community Betterment Grant Award List from the Community Betterment fund.

POLK COUNTY BOARD OF SUPERVISORS

____
Chairperson

SUBMITTED BY:

Lisa Moody-Tunks

Lisa Moody-Tunks
Grant Administrator

Fiscal Impact: $75,500.00 from the Community Betterment fund, FY 21-22

#24

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

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

Agenda Date: May 3, 2022

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

Previous Action taken by the Board: Community Betterment Grant Award-April 26, 2022 for $44,500.00.

Board/Commission Actions: N/A

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

Comply with Policy: Yes

Background: Polk County has funding for Community Betterment projects in the FY21-22 Prairie Meadows Revenue Gaming Plan. Request for support of community agencies/organizations have been received and their projects are an appropriate use of the Community Betterment funds.

Action Impact: Passing of this resolution approves awarding $75,500.00 in Community Betterment Grants in the individual amounts as identified on the attached Community Betterment Grant Award List.

Fiscal Note: Community Betterment Grant Awards 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		$75,500.00		N		40109033.79410

Additional Fiscal Note Information (optional):

Community Betterment Grant Awards
May 3, 2022

Capital City Pride	$10,000.00
ChildServe Foundation	$10,000.00
Community Foundation of Greater Des Moines fiscal agent for Clive Community Foundation	$5,000.00
Clive Community Services	$9,000.00
Dallas Center Grimes Education Foundation	$5,000.00
Dragon Scholarship Fund, Inc.	$4,000.00
Girl Scouts of Greater Iowa	$9,500.00
Johnston (Station) Historical Society	$2,000.00
Johnston Partnership for a Healthy Community	$16,000.00
North Polk Community School Foundation	$5,000.00
TOTAL	$75,500.00

IN THE SHERIFF'S OFFICE OF POLK COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION OF CERTAIN RIGHTS IN LAND FOR THE DES MOINES RIVER LEVEE ALTERATIONS – PHASES B AND C PROJECT (Juan F. Gonzoles Rojas – 826 East Livingston Avenue, Des Moines), by the CITY OF DES MOINES, IOWA, IA077011A Applicant.	RECEIVED APR 22 2022 POLK COUNTY AUDITOR'S OFFICE NOTICE OF APPRAISEMENT OF DAMAGES AND TIME FOR APPEAL

TO:

Titleholders:

Juan F. Gonzoles Rojas (and spouse, if any), 7085 Bloomfield Rd Lot 108, Des Moines, IA 50320-1830

Lienholders, Encumbrancers, Leaseholders, and Interested Parties:

Jorge Gonzoles, 826 E. Livingston Avenue, Des Moines, IA 50315 (Tenant)

Unknown tenants and/or parties in possession of 826 E. Livingston Avenue, Des Moines, IA 50315, 826 E. Livingston Avenue, Des Moines, IA 50315

State of Iowa, c/o Iowa Attorney General at 1305 E. Walnut Street, Des Moines, IA 50319 (Judgment, Polk County Case No. STA0811328)

Spouse of Joel Gonzoles (if any) (outstanding dower interest), 1217 W 2nd Street, Perry, IA 50220-1515

City of Des Moines, Iowa, c/o City Clerk, 400 Robert D. Ray Drive, Des Moines, IA 50309 (Easement, Book 5488, Page 620) ***This easement interest is not being acquired or impacted by these proceedings***

#25

THORNTON & COY, P.L.L.C.

JAMES W. THORNTON
JONATHAN A. COY

April 25, 2022

Angela Connolly
Chairperson of the Board
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Robert Brownell
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Tom Hockensmith
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Steve Van Oort
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Matt McCoy
Board of Supervisors
County Administration Building
111 Court Avenue, Room #300
Des Moines, IA 50309

Lynda Lehman
Lincoln Township Trustee
15201 NW 16th Street
Slater, IA 50244-8018

James C. Fausch
Lincoln Township Trustee
470 NE 142nd Avenue
Alleman, IA 50007-7725

Steven Lee
Lincoln Township Trustee
4637 NW 118th Avenue
Polk City, IA 50226-1143

Wayne Reinhart
Lincoln Township Trustee
12465 NE 6th Street
Alleman, IA 50007-9707

Jamie Fitzgerald
Polk County Auditor
County Administration Building
111 Court Avenue, Room #230
Des Moines, IA 50309

RE: Notice of Consultation Meeting for Proposed Annexation of Unincorporated Territory in Polk County into the City of Alleman, Iowa

RECEIVED
APR 25 2022
POLK COUNTY
BOARD OF SUPERVISORS

#26

Dear Interested Parties:

I represent the City of Alleman, Iowa, regarding the above referenced matter. Pursuant to Iowa Code section 368.7(b)(1) you are hereby notified that the City of Alleman will conduct a consultation meeting regarding the proposed annexation of territory to the City of Alleman as hereinafter described. Said consultation meeting will be held at 6:30 pm on May 9, 2022, at the Alleman City Hall, 14000 NE 6th Street, Alleman, IA 50007.

Enclosed are copies of the following documents:

1. Copy of the Voluntary Annexation Petitions to the City of Alleman received from the consenting property owners. This document is labeled Exhibit 1.
2. A map of the annexation territory showing the proposed annexation territory and identifying the consenting property owners and the property they own and the non-consenting property owners and the property they own. This document is marked as Exhibit 2.
3. The legal descriptions of the properties owned by the (a) consenting and (b) the non-consenting property owners. This document is marked as Exhibit 3.

City personnel will be present to answer any questions you have and to receive any objections to the proposed annexation at the consultation meeting on May 9, 2022. You may make written recommendations for modification to the proposed annexation no later than May 20, 2022. Further, no later than 30 days after the consultation meeting, the Board of Supervisors shall, by resolution, state whether or not it supports the annexation or whether it takes no position either in support or against the annexation.

Should you have any questions regarding these matters, please feel free to contact our office at the numbers listed above.

Sincerely,

Jim Thornton
Attorney at Law
jim@tchlaw.net

enclosures

NOTICE OF A PUBLIC HEARING
REGARDING A 28E AGREEMENT RENEWING AN ANNEXATION AGREEMENT BOUNDARY BETWEEN THE CITY OF ANKENY, IOWA AND THE CITY OF POLK CITY, IOWA

NOTICE IS HEREBY GIVEN that the City Council of the City of Ankeny, Iowa, is considering a 28E agreement to renew an Annexation Agreement Boundary between the City of Ankeny, Iowa and the City of Polk City, Iowa.

YOU ARE FURTHER AND SPECIFICALLY NOTIFIED that the proposed agreement renews an agreement establishing that the cities of Ankeny and Polk City agree that no voluntary or involuntary annexations will be undertaken south or east of the annexation agreement line by Polk City, or north or west of the annexation agreement line by Ankeny. Said annexation agreement line shall be described as follows;

> A line beginning at a point at the southwest corner of the Northwest 1/4 of Section 18, Township 80 North, Range 24 West, thence east and along the centerline of NW 98th Avenue to its intersection with NW Polk City Drive (State Highway 415); thence northwesterly along the centerline of NW Polk City Drive (State Highway 415) to its intersection with NW 44th Street; thence north along the centerline of NW 44th Street to its intersection with NW 118th Avenue; thence east along the centerline of NW 118th Avenue to its intersection with NW 30th Street; thence north along the centerline of NW 30th Street to its intersection with NW 134th Avenue, all located within Polk County, Iowa.
>
> A map of this description is attached as Exhibit A.

NOTICE IS FURTHER GIVEN that the City Council will meet at 5:30 P.M. on the 6th day of June, 2022 in the Council Chambers, Second Floor, 1250 SW District Drive, Ankeny, Iowa, to consider said 28E Agreement, at which time and place all parties in interest and citizens shall have the opportunity to be heard.

DATED this 18th day of April, 2022.

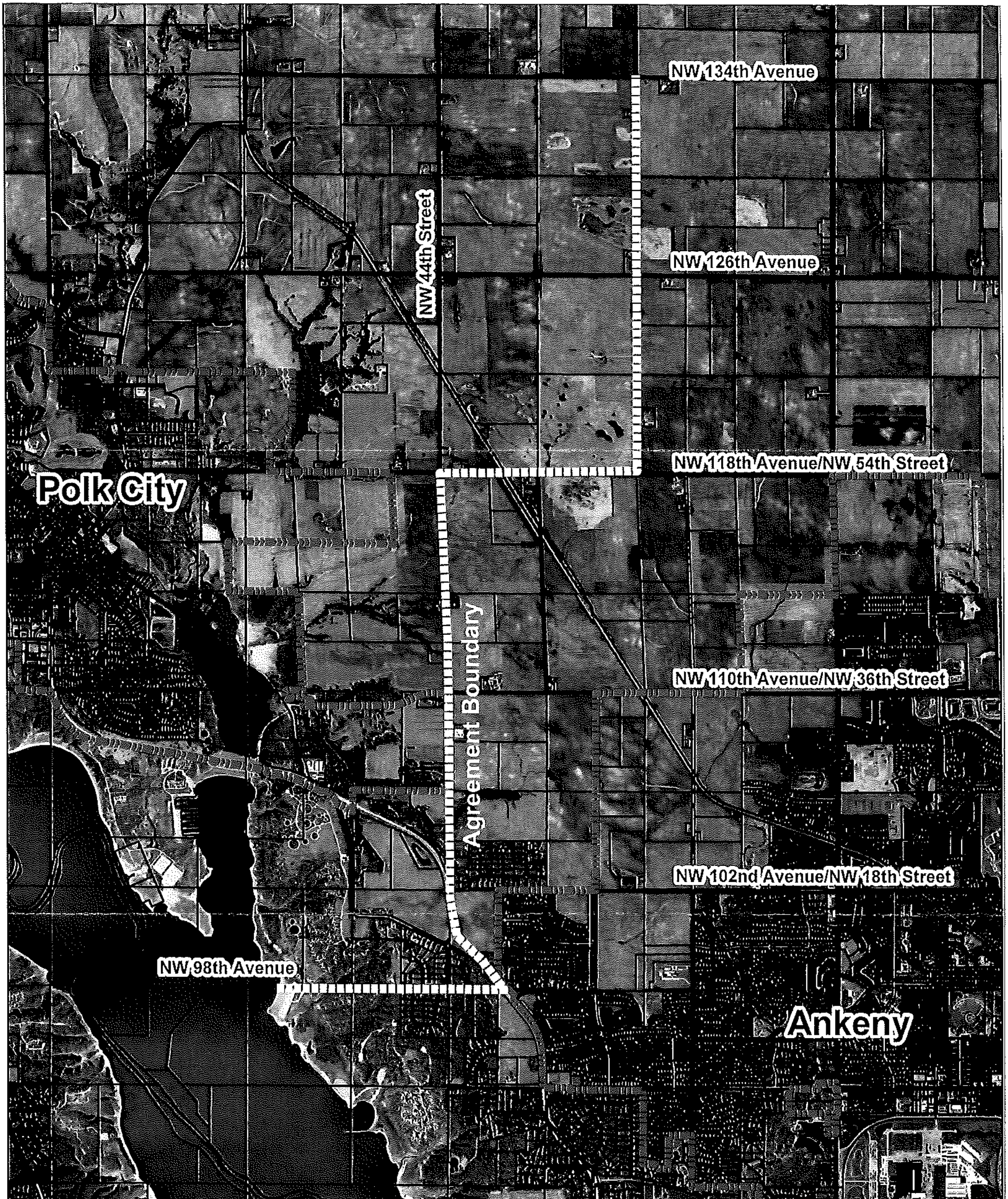
Michelle Yuska

Michelle Yuska, City Clerk

Published in the Des Moines Register on the **29th** day of **April**, 2022.

RECEIVED
APR 22 2022
POLK COUNTY
BOARD OF SUPERVISORS

#27



city of Ankeny
bringing it all together

N

1 inch = 3,330 feet

Ankeny - Polk City Annexation Agreement Boundary

Community Development Department
1210 NW Prairie Ridge Drive
Ankeny, IA 50023-1751
(515)963-3550 - (515)963-3535 fax
www.ankenyiowa.gov

April 20, 2022

Chair
Polk County Board of Supervisors
Room 300
111 Court Avenue
Des Moines, IA 50309

CITY OF DES MOINES
OFFICE OF ECONOMIC DEVELOPMENT

Re: Consultation Meeting on the Amendments to the Central Place Urban Renewal Plan, Ingersoll-Grand Commercial Urban Renewal Plan, Metro Center Urban Renewal Plan and SE Agribusiness Urban Renewal Plan

Dear Board Chair,

The City of Des Moines is proposing to amend four Urban Renewal Plans: the Central Place Urban Renewal Plan, Ingersoll-Grand Commercial Urban Renewal Plan, Metro Center Urban Renewal Plan and SE Agribusiness Urban Renewal Plan. The attached map identifies the location of the Urban Renewal Areas presented for amendment.

The purpose of the **Central Place Urban Renewal Plan** amendment is to:

- Amend "Attachment B – Proposed Projects: Central Place Industrial Park Redevelopment Program Urban Renewal Plan" and make amendments to the Public Improvement Projects and Descriptions.
    - Update project description and increase the estimated cost allowed for "2nd Avenue Reconstruction;"
    - Add a new project, "2nd Avenue Bridge" and establish a not to exceed project cost;
    - Update project description and increase the estimated cost allowed for Maine Street Reconstruction
- Update Attachment C - Financial Condition Report Central Place Industrial Park Redevelopment Program Urban Renewal Plan

The purpose of the **Ingersoll-Grand Commercial Urban Renewal Plan** amendment is to:

- Update the Financial Condition Report incorporated in Exhibit C to reflect the new projects and material amendments to existing projects.
- Amend and update Appendix D – *Approved Public Improvement Projects* to reflect updates to the Capital Improvement Plan funded with tax increment revenues from the Ingersoll-Grand Commercial Urban Renewal Area.
    - Combined the 'Ingersoll-Grand Streetscape Design – 31st Street to 42nd Street' and 'Ingersoll-Grand Streetscape Construction - MLK Jr. Parkway to 28th Street' items included in previous amendments into one project description titled 'Ingersoll-Grand Streetscape – MLK Jr. Parkway to 42nd Street.'
- Update Appendix E – *Approved Economic Development and Redevelopment Projects and Activities* to amend the provision of financial assistance from tax increment revenues in the Ingersoll-Grand Commercial Urban Renewal Area for the following projects:
    - Terrace Hill I, L.L.C. – 2515 and 2525 Grand Avenue. The amendment to the Development Agreement provides for a revision to the economic development grant schedule.

RECEIVED
APR 25 2022
POLK COUNTY
BOARD OF SUPERVISORS

The purpose of the **Metro Center Urban Renewal Plan** amendment is to:

- Amend and replace Section IV PROPOSED LAND USE PLAN.

#28

- Approve the provision of financial assistance from tax increment revenues in the Metro Center Urban Renewal Area for the employment, job creation/retention assistance, redevelopment, renovation and/or improvement of:
    - Landus Cooperative, 220 SW 9th St., 25,000 square foot office location;
    - HOA EVMF LLC, 317 E. 6th Street, 7-story,110-unit mixed-use development;
    - Removal of Downtown SSMID item (moved to Appendix D)

  and to include these new projects and material amendments to existing projects and updated text for other previously-approved projects in the amended and updated Appendix C --Approved Economic Development and Redevelopment Activities.
- Update the Financial Condition Report to reflect the new project and material amendment to existing projects incorporated in Appendices C and D.
- Amend and update Appendix D – Approved Public Improvement, Street and Parking Projects to provide a listing of projects scheduled for funding from tax increment revenues in the Metro Center Urban Renewal Area during the fiscal years that are set out in the City Capital Improvement Program (2021/22 – 2025/26) and including City Facility and Armory Replacement, Downtown 2-Way Conversion, Downtown SSMID (moved from Appendix C), MLK Pavement Replacement, Water Trails.
- Confirm update to Map 2-Existing Zoning and Map 3-PlanDSM Future Land Use Plan to be consistent with updated zoning and land use designations.

The purpose of the **SE Agribusiness Urban Renewal Plan** amendment is to:

- Amend text in Section V, PROPOSED LAND USE PLAN to reflect updated information regarding the updated zoning districts and land use designations.
- Amend Appendix A – Approved Economic Development and Redevelopment Activities to approve the provision of financial assistance from tax-increment revenues in the SE AgriBusiness Urban Renewal Area for the employment, redevelopment, renovation and/or improvement of:
    - NMDP Holdings, LLC – 40,000 square foot expansion to existing facilities to receive an economic development grant not to exceed $275,000 as reimbursement for fire suppression sprinkler system costs
- Amend Appendix B – Approved Public Improvements, Public Buildings and Street Projects to amend the project budget of the Animal Control Facility from $7.3 million to $17 million dollars
- Update Exhibit A - Financial Condition Report to reflect the new projects and material amendments to existing projects.
- Amend Map 3 – Existing Zoning, and Map 4 – Proposed Future Land Uses.

The consultation meeting has been set for:

Wednesday, May 4, 2022 at 10 am
OED Conference Room located on the first floor of Argonne Armory
602 Robert D. Ray Drive, Des Moines, IA.

We will also be offering a hybrid option to attend this consultation meeting virtually via Zoom at the following link:
Zoom Link: https://zoom.us/join
Meeting ID: 896 4157 5548 Passcode: 779457

Dial by your location
833 548 0276 US Toll-free 877 853 5257 US Toll-free

You may submit a written recommendation for modification of the proposed division of revenue from the tax increment by delivering such recommendation to the City Clerk within seven days following the consultation meeting.

The City will make a written response to any such recommendations no later than seven days prior to the public hearing. The public hearing will be held on May 23, 2022 at 5:00 p.m. in the Council Chambers at 400 Robert D Ray Drive. At that time, the City Council will consider the proposed amendments to

the urban renewal plans and all comments, recommendations and responses regarding the proposed amendments. Council agendas and supporting documentation can be found on our website at: https://www.dsm.city/government/council_meetings_and_agendas/index.php.

Sincerely,

Scott Sanders
City Manager

Enclosures:

- Central Place Urban Renewal Area Notice of Public Hearing and 18th Amendment Draft
- Ingersoll-Grand Commercial Urban Renewal Plan Notice of Public Hearing and 10th Amendment Draft
- Metro Center Urban Renewal Area Notice of Public Hearing and 30th Amendment Draft
- SE Agribusiness Urban Renewal Area Notice of Public Hearing and 13th Amendment Draft
- Map of Urban Renewal Areas

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April 20, 2022

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Polk County Auditor
111 Court Ave., Room 300
Des Moines, IA 50309

RE: Notice of Consultation Meeting for Proposed Annexation of Unincorporated Territory in Polk County into the City of Runnells, Iowa

Dear All:

I represent the City of Runnells, Iowa, regarding the above referenced matter. Pursuant to Iowa Code § 368.7(b)(1) you are hereby notified that the City of Runnells will conduct a consultation meeting regarding the proposed annexation of territory into the City of Runnells. Said

#29

consultation will be held on Wednesday, April 27, 2022, at 9:00 a.m. at the Runnells Community Center, 108 Brown St., Runnells, Iowa 50237.

I have enclosed: (1) the voluntary annexation petitions executed by the consenting property owners; (2) a map of the proposed annexation territory showing its general relationship to the City of Runnells; and (3) a more localized map of the proposed annexation territory that identifies the consenting property owners and the property that they own and the non-consenting property owners and the property that they own.

City personnel will be present to answer any questions you have and to receive any objections to the proposed annexation at the consultation meeting on April 27, 2022. The City requests that you may make written recommendations for modifications to the proposed annexation on or before May 6, 2022. Further, no later than 30 days after the consultation meeting, the Board of Supervisors shall, by resolution, state whether it supports the annexation or whether it takes no position regarding the proposed annexation.

If you have any questions, please feel free to call me at the number listed above.

Sincerely yours,

Cameron K. Wright
Attorney for the City of Runnells

CKW/nm
Enclosures
C: Stephanie Herbold, City Clerk
Bret VandeLune, Planning and Development Manager
Jason Wittgraf, Assistant County Attorney