

**POLK COUNTY BOARD OF SUPERVISORS AGENDA
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
111 COURT AVENUE - ROOM 120
APRIL 27, 2021 9:30 A.M.**

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

PUBLIC HEARING
CONVEYANCE OF PERMANENT EASEMENT

- *5. Resolution granting permanent easement to MidAmerican Energy for Gas and In-line Inspection Station (Great Western Trail).

PUBLIC HEARING
ZONING MAP AMENDMENT

6. Resolution approving Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from Agricultural Classification to Rural Residential Classification for property located northwest of NW 120th Avenue and NW 128th Street intersection (M. Siedsma/A. Lee).

ORDINANCE
(FIRST READING)

7. Ordinance approving Zoning Map Amendment from Agricultural District to Rural Residential District for property located northwest of NW 120th Avenue and NW 128th Street intersection (M. Siedsma/A. Lee).

PUBLIC HEARING
ZONING MAP AMENDMENT

8. Resolution approving Polk County 2030 Comprehensive Plan Future Land Use Map Amendment for two rezoning areas from Medium Density Residential and Highway Commercial Classification to Light Industrial Classification (Area 'A') and from Highway Commercial Classification to Medium Density Residential Classification (Area 'B') for an area located southwest of intersection of NE 14th Street (Hwy 69) and NE 66th Avenue (Hubbell Realty Co).

ORDINANCE
(FIRST READING)

9. Ordinance approving Zoning Map Amendment for two rezoning areas from General Commercial And Medium Density Residential District to Light Industrial District (Area 'A') and from General Commercial to Medium Density Residential District (Area 'B') for an area located southwest of intersection of NE 14th Street (Hwy 69) and NE 66th Avenue (Hubbell Realty Co).

PUBLIC HEARING
AMENDMENTS TO THE POLK COUNTY ZONING ORDINANCE

ORDINANCE
(FIRST READING)

10. Ordinance amending the Polk County Zoning Ordinance.

11. **PUBLIC COMMENTS**

RESOLUTIONS

- *12. Resolution awarding contract for Polk County Saturated Buffer Project, Eastern Polk Grouping, to Hands on Excavating LLC.
- *13. Resolution awarding contract for Polk County Saturated Buffer Project, Walnut Creek Grouping, to Hands on Excavating LLC.
- *14. Resolution awarding contract (Project No. 488-2122) for Polk County Saturated Buffer Project to Hands on Excavating LLC.
- 15. Resolution approving final plat of Deo Volente.
- 16. Resolution approving Final Plat of Estates at Hidden Ridge Plat 1.
- 17. Resolution approving final plat of Wendt Ag Subdivision.
- *18. Resolution approving amendment (no. 3) to agreement with Iowa Department of Public Health for Care for Yourself-WISEWOMAN Program for additional funding.
- *19. Resolution approving agreement for professional services with Vaxi Taxi Pharmacy for COVID-19 vaccination campaign assistance.
- *20. Resolution approving a Support and Services Agreement with Unisyn Voting Solutions, Inc.
- *21. Resolution approving first amendment to agreement for loan, lien and repayment (amendment) with William and Sue Stevens.
- *22. Resolution approving settlement of workers' compensation claims (J. Johansen).
- *23. Resolution approving Community Development Grant to Iowa Healthiest State Initiative.
- 24. Resolution approving Community Betterment Grant awards.

COMMUNICATIONS

- *25. City of Altoona Voluntary Annexation, including non-consenting owners, within the urbanized area of the cities of Bondurant, Des Moines and Pleasant Hill.
- *26. Notice of consultation meeting from City of West Des Moines regarding Amendment No. 3 to the Fuller Road Urban Renewal Plan.

BUDGET ACTIONS

- 27. Memorandum of Budget Actions.

APPOINTMENTS

- 28. Memorandum of Appointments.

CLOSED SESSION

- 29. To discuss the purchase or sale of particular real estate where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for the property.

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/>*

In accordance with the Governor's Proclamation dated March 19, 2020, this public meeting will be held electronically pursuant to section 21.8 of the Code of Iowa.

Join Zoom Meeting

<https://polkcountyiowa-gov.zoom.us/j/94723670014?pwd=YXlhWjlpQXd0cGxpbFNEb0tTOEVUZz09>

Meeting ID: 947 2367 0014

Passcode: 317164

One tap mobile

+16465588656,,94723670014# US (New York)

+13017158592,,94723670014# US (Washington D.C)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington D.C)

+1 312 626 6799 US (Chicago)

+1 669 900 9128 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

Meeting ID: 947 2367 0014

Find your local number: <https://polkcountyiowa-gov.zoom.us/j/94723670014?pwd=YXlhWjlpQXd0cGxpbFNEb0tTOEVUZz09>

RESOLUTION

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

WHEREAS, the Polk County Conservation Board maintains the Great Western Trail part of which lays in southern Polk County pursuant to §350.4, Iowa Code (2017); and,

WHEREAS, MidAmerican Energy Company requests Polk County and the Polk County Conservation Board convey to MidAmerican Energy Company a permanent easement on Board-managed land known as the Great Western Trail located near the intersection of Park Ave. and George Flagg pkwy in Des Moines, Iowa, to be conveyed by a permanent easement to MidAmerican Energy Company for the purpose of a gas and in-line inspection station with ingress/egress rights; and,

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

AREA 1

Permanent Easement for Gas Pipeline Legal Description:

An easement for gas pipeline purposes over, under and across that part of the Northeast Quarter (NE 1/4) of Section Twenty-four (24), Township Seventy-eight North (T78N), Range Twenty-five West (R25W), of the Fifth Principal Meridian, Des Moines, Polk County, Iowa, described as follows:
Commencing at the Northeast corner of Lot One (01), Racquet Club Place; thence Southwesterly Two Hundred Forty-seven and Six Hundredths (247.06) feet along the Southeasterly line of said Lot One (01), and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Two Hundred Forty-six and Eighty-nine Hundredths (246.89) feet which bears S36°40'42" w to the most Northerly corner of Natural Gas Pipeline Easement described in Document No. 2018-62903 in the Polk County Recorder's Office; thence S56°55'57"E Forty (40.00) feet along the Northeasterly line of said Easement to the Southeasterly line of Pipeline Right-of-Way Agreement in Book 6322, Page 645 in said Recorder's Office and to the point of beginning; thence Northeasterly Twenty (20.00) feet along the Southeasterly line of said Agreement, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Twenty (1920.00) feet and a chord of Twenty (20.00) feet which bears N33°21 '57"E; thence S56°55'57"E Twenty (20.00) feet to the Northeasterly extension of the Southeasterly line of aforesaid Easement; thence Southwesterly Twenty (20.00) feet along said Northeasterly extension, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred (1900.00) feet and a chord of Twenty (20.00) feet which bears S33°22'08" w to the most Easterly corner of said Easement; thence N56°55'57" w Twenty (20.00) feet along the Northeasterly line of said Easement to the point of beginning containing 400 square feet.

Permanent Easement for Ingress/Egress Legal Description:

An easement for ingress/egress purposes over, under and across that part of the Northeast Quarter (NE 1/4) of Section Twenty-four (24), Township Seventy-eight North (T78N), Range Twenty-five West (R25W), of the Fifth Principal Meridian, Des Moines, Polk County, Iowa, described as follows:

Commencing at the Northeast corner of lot One (01), Racquet Club Place; thence Southwesterly Two Hundred Forty-seven and Six Hundredths (247.06) feet along the Southeasterly line of said Lot One (01), and along the arc of a curve concave Southeasterly having a radius of Nineteen

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Hundred Sixty (1960.00) feet and a chord of Two Hundred Forty-six and Eighty-nine Hundredths (246.89) feet which bears S36°40'42"W to the most Northerly corner of Natural Gas Pipeline Easement described in Document No. 2018-62903 in the Polk County Recorder's Office; thence S56°55'57"E Forty (40.00) feet along the Northeasterly line of said Easement to the Southeasterly line of Pipeline Right-of-Way Agreement in Book 6322, Page 645 in said Recorder's Office; thence Northeasterly Twenty (20.00) feet along the Southeasterly line of said Agreement, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Twenty (1920.00) feet and a chord of Twenty (20.00) feet which bears N33°21'57"E; thence S56°55'57"E Twenty (20.00) feet to the Northeasterly extension of the Southeasterly line of aforesaid Easement and to the point of beginning; thence continue S56°55'57"E Seventeen and Sixteen Hundredths (17.16) feet to the West Right-of-Way line of Southwest 46th Street in Book 10927, Page 649 in aforesaid Recorder's Office; thence S22°18'58"W Twenty and Thirty-six Hundredths (20.36) feet along said West Right-of-Way line to the most Easterly corner of Ingress/Egress Easement described in aforesaid Document No. 2018-62903; thence N56°55'57"W Twenty-one and Six Hundredths (21.06) feet along the Northeasterly line of said Ingress/Egress Easement to the most Easterly corner of aforesaid Natural Gas Pipeline Easement; thence Northeasterly Twenty (20.00) feet along aforesaid Northeasterly extension, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred (1900.00) feet and a chord of Twenty (20.00) feet which bears S33°22'08"W to the point of beginning containing 382 square feet.

AREA 2

Permanent Easement for Gas Pipeline Legal Description:

An easement for gas pipeline purposes over, under and across that part of the Northeast Quarter (NE 1/4) of Section Twenty-four (24), Township Seventy-eight North (T78N), Range Twenty-five West (R25W), of the Fifth Principal Meridian, Des Moines, Polk County, Iowa, described as follows:

Commencing at the Northeast corner of Lot One (01), Racquet Club Place; thence Southwesterly Two Hundred Forty-seven and Six Hundredths (247.06) feet along the Southeasterly line of said Lot One (01), and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Two Hundred Forty-six and Eighty-nine Hundredths (246.89) feet which bears S36°40'42"W to the most Northerly corner of Natural Gas Pipeline Easement described in Document No. 2018-62903 in the Polk County Recorder's Office; thence continue Seventy-five and Two Hundredths (75.02) feet still along said Southeasterly line, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Seventy-five and One Hundredth (75.01) feet which bears S31°58'15"W to the most Westerly corner of said Easement and to the point of beginning; thence S56°55'57"E Sixty and Five Hundredths (60.05) feet along the Southwesterly line of said Easement to the most Southerly corner of said Easement; thence Southwesterly Twenty-five (25.00) feet along the Southwesterly extension of the Southeasterly line of said Easement and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred (1900.00) feet and a chord of Twenty-five (25.00) feet which bears S30°25'41"W; thence N56°55'57"W Sixty and Eight Hundredths (60.08) feet to aforesaid Southeasterly line of Lot One (01); thence Northeasterly Twenty-five (25.00) feet along said Southeasterly line and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Twenty-five (25.009) feet which bears N33°21'57"W to the point of beginning containing 1500 square feet.

Permanent Easement for Ingress/Egress Legal Description:

An easement for ingress/egress pipeline purposes over, under and across that part of the Northeast Quarter (NE 1/4) of Section Twenty-four (24), Township Seventy-eight North (T78N), Range Twenty-five West (R25W), of the Fifth Principal Meridian, Des Moines, Polk County, Iowa, described as follows:

Commencing at the Northeast corner of Lot One (01), Racquet Club Place; thence Southwesterly Two Hundred Forty-seven and Six Hundredths (247.06) feet along the Southeasterly line of said Lot One (01), and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Two Hundred Forty-six and Eighty-nine Hundredths (246.89) feet which bears S36°40'42"W to the most Northerly corner of Natural Gas Pipeline Easement described in Document No. 2018-62903 in the Polk County Recorder's Office; thence continue Seventy-five and Two Hundredths (75.02) feet still along said Southeasterly line, and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred Sixty (1960.00) feet and a chord of Seventy-five and One Hundredth (75.01) feet which bears S31°58'15"W to the most Westerly corner of said Easement; thence S56°55'57"E Sixty and Five Hundredths (60.05) feet along the Southwesterly line of said Easement to the most Southerly corner of said Easement and to the point of beginning; thence continue S56°55'57"E Thirty-three and Eighty-two Hundredths (33.82) feet along the Southwesterly line of Ingress/Egress Easement described in aforesaid Document No. 2018-62903 to the West Right-of-Way line of Southwest 46th Street in Book 10927, Page 649 in aforesaid Recorder's Office; thence S22°18'58"W Twenty-five and Forty-two Hundredths (205.42) feet along said West Right-of-Way line; thence N56°55'57"W Thirty-seven and Forty-one Hundredths (37.41) feet to the the Southwesterly extension of the Southeasterly line of aforesaid Natural Gas Pipeline Easement; thence Northeasterly Twenty-five (25.00) feet along said Southwesterly extension and along the arc of a curve concave Southeasterly having a radius of Nineteen Hundred (1900.00) feet and a chord of Twenty-five (25.00) feet which bears N30°25'41"E to the point of beginning containing 890 square feet.

WHEREAS, a public hearing was held April 27, 2021 at the regularly scheduled meeting of the Polk County Board of Supervisors concerning the proposed easement conveyance on the described property; and

NOW, THEREFORE BE IT RESOLVED that the Polk County Board of Supervisors conveys by permanent easement of the Polk County property described on the easement document attached hereto and conveys by easement the above described Polk County property; and the Chairperson is authorized to execute any and all instruments, as attached, related to the permanent easement for the purpose of a gas and in-line inspection station with ingress/egress rights at and near the Great Western Trail; and

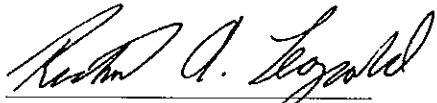
NOW, THEREFORE BE IT FURTHER RESOLVED that the Chairperson of the Polk County Board of Supervisors authorizes the Polk County Conservation Board to record, as necessary, all necessary documents.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly,
Chairperson

RECOMMENDED FOR APPROVAL:



Richard Leopold, Director
Polk County Conservation Board

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: /s/ Kate Clark
Assistant County Attorney

FISCAL NOTE:

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

04/27/21

Item Type & Title: Granting of a permanent Easement to MidAmerican Energy Company for Gas and In-Line Inspection Station.

Agenda Date: 04/27/21

Contact Individual: Richard Leopold

Previous Action taken by the Board:

The Polk County Conservation Board determined that the permanent easement would not interfere with trail use along the Great Western Trail at their regularly held meeting on March 10, 2021 and approved recommending to the Board of Supervisors that they grant the permanent easement as requested by MidAmerican Energy Company.

Action Requested (Recommended):

That the Board of Supervisors grant the requested permanent easement to MidAmerican Energy Company for the purpose of constructing a gas and in-line inspection station with ingress/egress rights located on Polk County owned land known as the Great Western Trail.

Comply with Policy: NA

Background:

Polk County Conservation Board has been supportive of MidAmerican's plans to expand upon their existing easement to construct the gas and in-line inspection station. Ongoing coordination ensures that the trail re-alignment will be open and usable before the old trail is removed and there will be minimal trail closures and interferences.

Action Impact:

Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
07/21	N	NA	NA			
08/22	N	NA	NA			

Additional Fiscal Note Information (optional):

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 Mike Siedsma, 834 SW 46th Street, Ankeny, IA 50023 and Andrew Lee, 1600 Seagrass Avenue, Polk City, IA 50226 (Prospective Buyers), with consent from Co-Executors of the subject property, Deanna Morrill, Dorene Swalla, and Darvin Keubler, to reclassify a 29.65-acre rezoning area of the subject property. The Rezoning area is part of a larger, approximately 37.04-acre subject property, located approximately ¼ mile northwest of the NW 120th Avenue and NW 128th Street intersection within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township;

WHEREAS, the Polk County Zoning Commission met on March 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend denial of a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Agricultural classification to the Rural Residential classification; and

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 29.65-acre rezoning area of the subject property within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township, from the Agricultural classification to the Rural Residential classification, be approved.

The legal description of the subject property for the 29.65-acre rezoning area is as follows:

All that part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa, except the North 870.55 feet of the East 495 feet of the Southeast Quarter of the Northeast Quarter of said Section 31, more particularly described as follows; Beginning at the Southeast Corner of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa; thence North 89°46'36" West, a distance of 1,323.38 feet to the Southwest Corner of the Southeast Quarter of the Northeast Quarter of said Section 31; thence North 00°21'57" West, a distance of 1,313.06 feet to the Northwest Corner of the Southeast Quarter of the Northeast quarter of said Section 31; thence North 89°53'06" East, a distance of 830.63' feet; thence South 00°15'56" East, a distance of 867.93 feet; thence South 89°46'36" East, a distance of 495.02 feet; thence South 00°15'56" East, a distance of 450.02 feet to the Point of Beginning. Containing 29.65 acres including 0.52 acres of Road Right-of-Way, more or less.

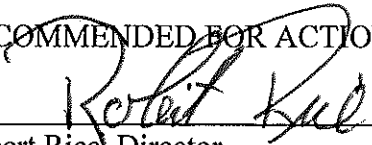
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Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

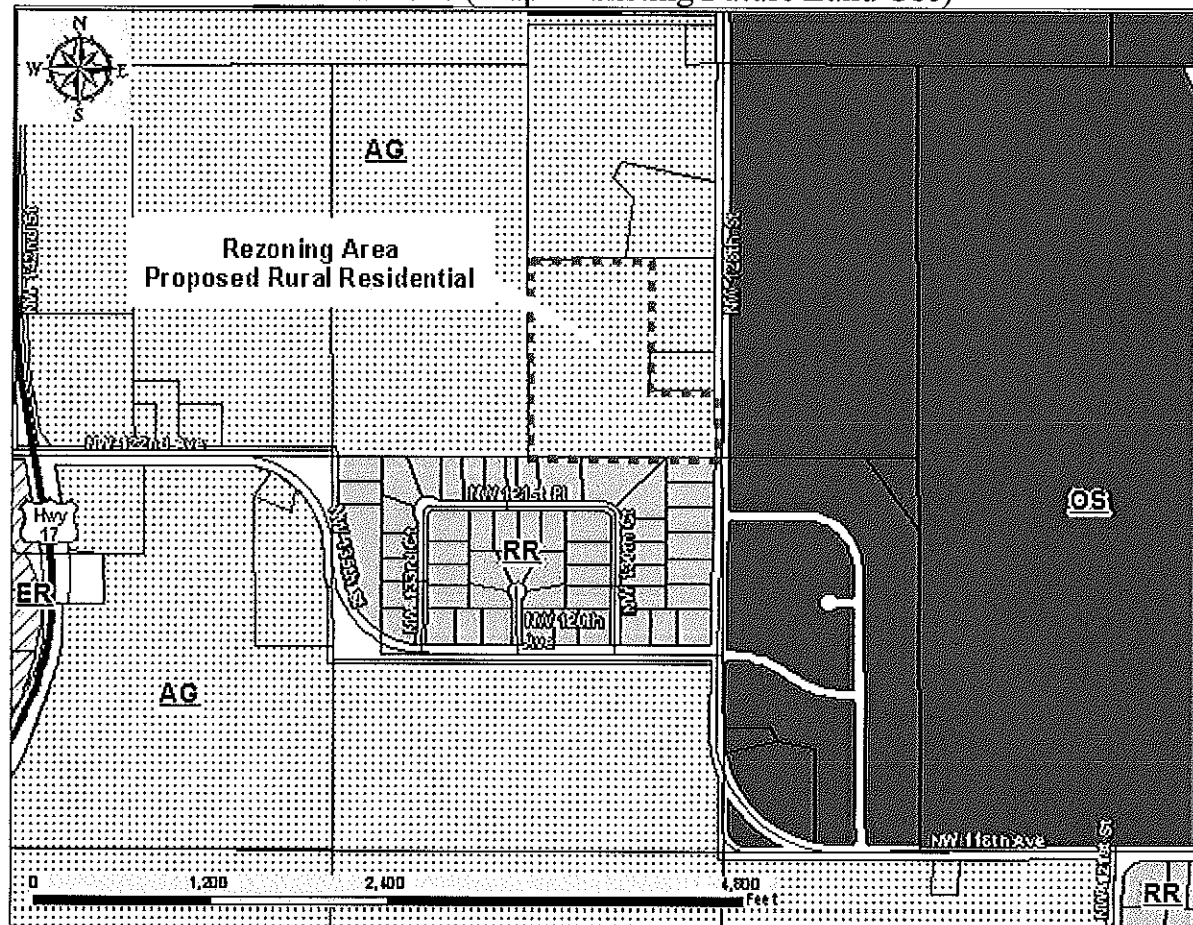
RECOMMENDED FOR ACTION:



Robert Rice, Director
Polk County Public Works Department

Attachment A:

Polk County Comprehensive Plan Future Land Use Map
Amendment (Map – Existing Future Land Use)



General Location:

The Rezoning Areas are a part of a larger, approximately 37.04-acre subject property, located approximately ¼ mile northwest of the NW 120th Avenue and NW 128th Street intersection within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township.

Rezoning Legal Description:

Rezoning Area: All that part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa, except the North 870.55 feet of the East 495 feet of the Southeast Quarter of the Northeast Quarter of said Section 31, more particularly described as follows;

Beginning at the Southeast Corner of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa; thence North 89°46'36" West, a distance of 1,323.38 feet to the Southwest Corner of the Southeast Quarter of the Northeast Quarter of said Section 31; thence North 00°21'57" West, a distance of 1,313.06 feet to the Northwest Corner of the Southeast Quarter of the Northeast quarter of said Section 31; thence North 89°53'06" East, a distance of 830.63' feet; thence South 00°15'56" East, a distance

of 867.93 feet; thence South 89°46'36" East, a distance of 495.02 feet; thence South 00°15'56" East, a distance of 450.02 feet to the Point of Beginning. Containing 29.65 acres including 0.52 acres of Road Right-of-Way, more or less.

Existing Future Land Use Map Classification:

Agricultural

Proposed Future Land Use Map Classification:

Rural Residential

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 54-21 Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Agricultural classification to the Rural Residential classification for the approximately 29-65-acre rezoning area located within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township.

Agenda Date: April 27, 2021

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 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend denial of a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment from the Agricultural classification to the Rural Residential Classification.

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

Comply with Policy: No. The request is inconsistent with the goals and policies of the Comprehensive Plan, does not meet the criteria for a justifiable zone change, and is incompatible with adjacent agricultural and open space designations and zoning. There have not been significant changes in this area, nor is the situation so considerably different, to warrant a change in the property's current zoning "AG" Agricultural District on the Zoning Map.

Background: Staff recommendation is to deny the request. The request is a Polk County Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District. The area of rezoning totals 29.65-acres. The rezoning is a portion of the larger subject property totaling 37.04-acres. The stated reason for the request is to subdivide the property to create a single-family residential development of 15 lots. The area of rezoning is an existing agricultural field. The Jester Park boundaries are located across NW 128th Street to the east of the subject property. NW 128th Street terminates approximately ½ mile north of the subject property.

Action Impact: If the Rezoning Petition is approved, the Petitioners will move forward with a Major Subdivision process to create a new residential subdivision and likely generate additional adjacent requests. Denial of the Zoning Map Amendment leaves the property under its current "AG" Agricultural District zoning, and prohibits development to preserve prime farm land.

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
20/21	N	N	N	N		

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 Petitioners, Mike Siedsma, 834 SW 46th Street, Ankeny, IA 50023 and Andrew Lee, 1600 Seagrass Avenue, Polk City, IA 50226 (Prospective Buyers), with consent from Co-Executors of the subject property, Deanna Morrill, Dorene Swalla, and Darwin Keubler, are requesting a Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District for the rezoning area totaling approximately, 29.65-acres of the subject property. The Rezoning area is part of a larger, approximately 37.04-acre subject property, located approximately ¼ mile northwest of the NW 120th Avenue and NW 128th Street intersection within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township; and

WHEREAS, a Zoning Map Amendment was reviewed and heard by the Polk County Zoning Commission on Monday, March 22, 2021 at 7:00 P.M., at the video/phone meeting for 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, zero (0) against with one (1) absent to recommend denial to the Polk County Board of Supervisors that the Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District be **denied**; and

WHEREAS, the Zoning Map Amendment was heard by the Polk County Board of Supervisors on Tuesday, April 27, 2021 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 "AG" Agricultural District to the "RR" Rural Residential District for the 29.65-acre rezoning area of the subject property legally described as follows:

All that part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa, except the North 870.55 feet of the East 495 feet of the Southeast Quarter of the Northeast Quarter of said Section 31, more

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particularly described as follows;

Beginning at the Southeast Corner of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa; thence North 89°46'36" West, a distance of 1,323.38 feet to the Southwest Corner of the Southeast Quarter of the Northeast Quarter of said Section 31; thence North 00°21'57" West, a distance of 1,313.06 feet to the Northwest Corner of the Southeast Quarter of the Northeast quarter of said Section 31; thence North 89°53'06" East, a distance of 830.63' feet; thence South 00°15'56" East, a distance of 867.93 feet; thence South 89°46'36" East, a distance of 495.02 feet; thence South 00°15'56" East, a distance of 450.02 feet to the Point of Beginning. Containing 29.65 acres including 0.52 acres of Road Right-of-Way, more or less.

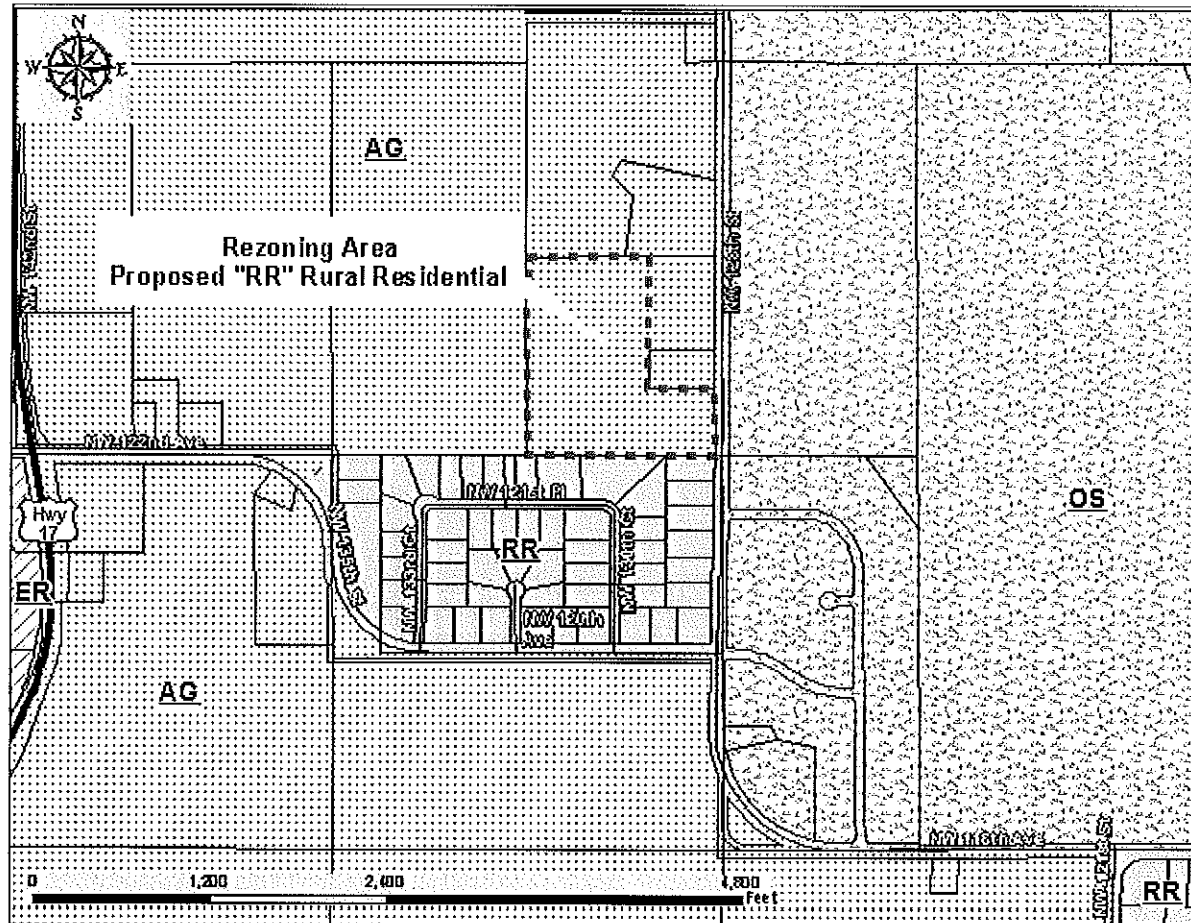
BE APPROVED.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

Attachment A:

Polk County Zoning Map Amendment
(Map – Existing Zoning)



General Location:

The Rezoning Areas are a part of a larger, approximately 37.04-acre subject property, located approximately ¼ mile northwest of the NW 120th Avenue and NW 128th Street intersection within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township.

Rezoning Legal Description:

Rezoning Area: All that part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa, except the North 870.55 feet of the East 495 feet of the Southeast Quarter of the Northeast Quarter of said Section 31, more particularly described as follows;

Beginning at the Southeast Corner of the Southeast Quarter of the Northeast Quarter of Section 31, Township 81 North, Range 25 West of the 5th P.M., Polk County, Iowa; thence North 89°46'36" West, a distance of 1,323.38 feet to the Southwest Corner of the Southeast Quarter of the Northeast Quarter of said Section 31; thence North 00°21'57" West, a distance of 1,313.06 feet to the Northwest Corner of the Southeast Quarter of the Northeast quarter of said Section 31; thence North 89°53'06" East, a distance of 830.63' feet; thence South 00°15'56" East, a distance

of 867.93 feet; thence South 89°46'36" East, a distance of 495.02 feet; thence South 00°15'56" East, a distance of 450.02 feet to the Point of Beginning. Containing 29.65 acres including 0.52 acres of Road Right-of-Way, more or less.

Existing Zoning:

"AG" Agricultural District

Proposed Zoning:

"RR" Rural Residential District

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Ordinance No. Polk County Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District for the approximately 29.65-acre rezoning area located within the SE ¼ of the NE ¼ of Section 31 in Jefferson Township.

Agenda Date: April 27, 2021

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 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend denial of the Polk County Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District.

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

Comply with Policy: No. Staff recommendation was to deny the request. The request is inconsistent with the goals and policies of the Comprehensive Plan, does not meet the criteria for a justifiable zone change, and is incompatible with adjacent agricultural and open space designations and zoning. There have not been significant changes in this area, nor is the situation so considerably different, to warrant a change in the property's current zoning "AG" Agricultural District on the Zoning Map.

Background: The request is a Polk County Zoning Map Amendment from the "AG" Agricultural District to the "RR" Rural Residential District. The area of rezoning totals 29.65-acres. The rezoning is a portion of the larger subject property totaling 37.04-acres. The stated reason for the request is to subdivide the property to create a single-family residential development of 15 lots. The area of rezoning is an existing agricultural field. The Jester Park boundaries are located across NW 128th Street to the east of the subject property. NW 128th Street terminates approximately ½ mile north of the subject property.

Action Impact: If the Rezoning Petition is approved, the Petitioners will move forward with a Major Subdivision process to create a new residential subdivision and likely generate additional adjacent requests. Denial of the Zoning Map Amendment leaves the property under its current "AG" Agricultural District zoning, and prohibits development to preserve prime farm land.

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
20/21	N	N	N	N		

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 Hubbell Realty Company represented by Stephen Moseley (Prospective Buyer) 6900 Westown Parkway, West Des Moines, IA 50226, with consent of Perficut Partners, LLC by Matt Boelman (Property Owner) to reclassify two (2) rezoning areas totaling 6.04-acres of the subject property located southwest of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue within the E ½ of the SE ¼ of Section 2 in Saylor Township;

WHEREAS, the Polk County Zoning Commission met on March 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend approval of a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment for Area 'A' from the Medium Density Residential and Highway Commercial classifications to the Light Industrial classification and for Area 'B' from the Highway Commercial classification to the Medium Density Residential classification be approved.

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 Area 'A' and Area 'B' of the subject property located southwest of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue within the E ½ of the SE ¼ of Section 2 in Saylor Township, be approved.

The legal description of Area 'A' and Area 'B' of the subject property and rezoning areas are as follows:

Rezoning Area 'A': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 14, YARN'S ACREAGE PLAT NO 3, AN OFFICIAL PLAT; THENCE SOUTH 88°56'22" WEST ALONG THE NORTH LINE OF THE SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 19.66 FEET TO THE NORTHWEST CORNER OF SAID SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 52°27'30" WEST, 145.77 FEET; THENCE NORTH

00°09'02" WEST, 848.20 FEET TO THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE; THENCE NORTH 88°09'52" EAST ALONG SAID SOUTH LINE, 115.09 FEET TO THE WEST LINE OF THE NORTH 330.4 FEET OF SAID WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE SOUTH 00°07'44" EAST ALONG SAID WEST LINE, 280.34 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 89°51'53" EAST ALONG THE SOUTH LINE OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 20.06 FEET TO THE NORTHWEST CORNER OF LOT 10, SAID YARN'S ACREAGE PLAT NO 3; THENCE SOUTH 00°09'02" EAST ALONG THE WESTERLY LINE OF LOTS 10 THROUGH 14, SAID YARN'S ACREAGE PLAT NO 3, A DISTANCE OF 660.06 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.66 ACRES (116,049 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

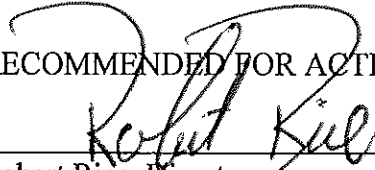
Rezoning Area 'B': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF OUTLOT 'T', THE GREENS AT WOODLAND HILLS PLAT 1, AN OFFICIAL PLAT; THENCE NORTH 88°09'52" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE, 547.46 FEET; THENCE SOUTH 00°09'02" EAST 276.86 FEET; THENCE SOUTH 89°50'58" WEST, 547.14 FEET TO THE EAST LINE OF SAID OUTLOT 'T'; THENCE NORTH 00°10'08" WEST ALONG SAID EAST LINE, 260.77 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.38 ACRES (147,090 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR ACTION:

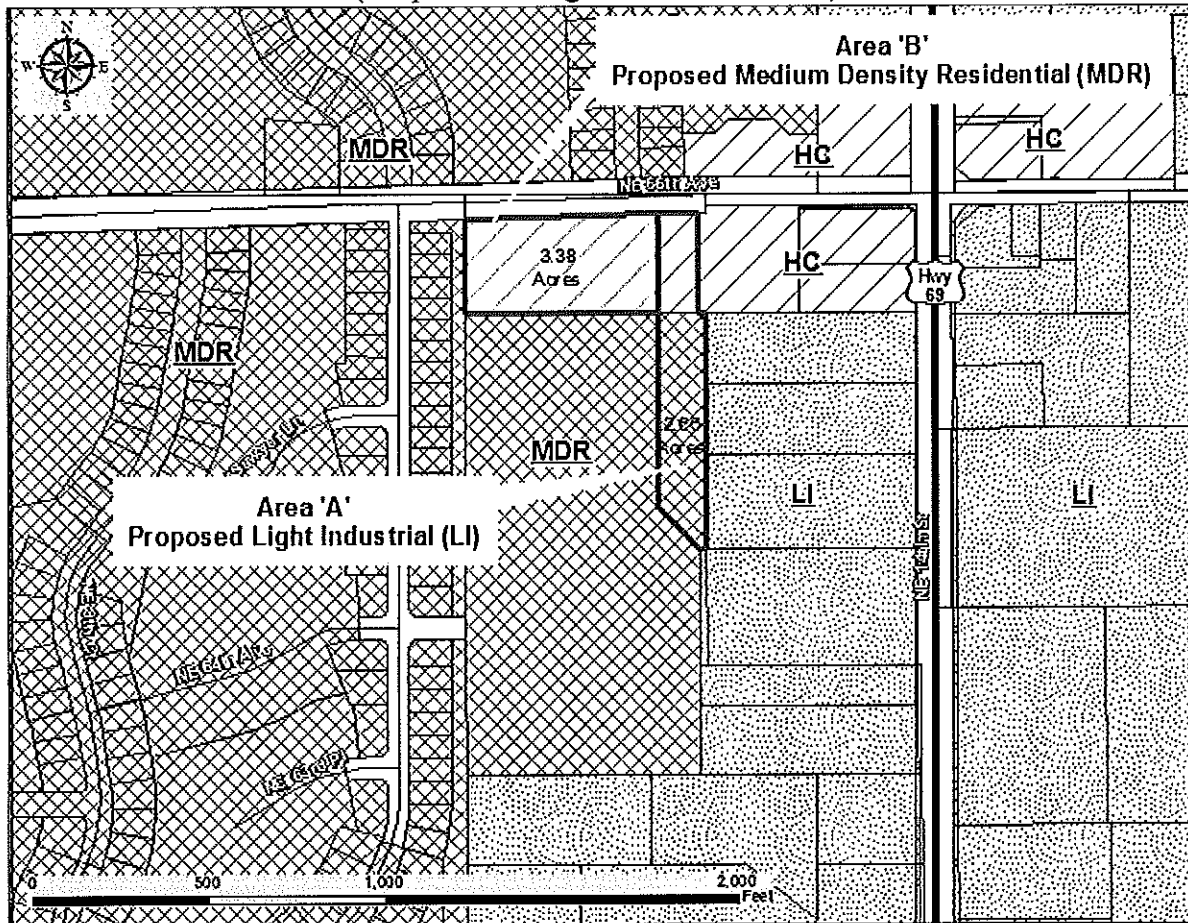


Robert Rice, Director
Polk County Public Works Department

Attachment A:

Polk County Comprehensive Plan Future Land Use Map Amendment

(Map – Existing Future Land Use)



General Location:

The Rezoning Areas are a part of a larger, approximately 24.25-acre subject property, located just west of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue, lying south of NE 66th Avenue. Legally described as the N 1629.15F of the W ½, E ½, SE ¼ & the S 660F of the N 990.4 of the W 20F of the E ½, NE ¼, SE ¼ less Rd, Section 2 of Township 79 North, Range 24 West of the 5th P.M. (Saylor Township).

Rezoning Legal Descriptions:

Rezoning Area 'A': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 14, YARN'S ACREAGE PLAT NO 3, AN OFFICIAL PLAT; THENCE SOUTH 88°56'22" WEST ALONG THE NORTH LINE OF THE SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 19.66 FEET TO THE NORTHWEST CORNER OF SAID SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 52°27'30" WEST, 145.77 FEET; THENCE NORTH 00°09'02" WEST, 848.20 FEET TO THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE; THENCE NORTH 88°09'52" EAST

ALONG SAID SOUTH LINE, 115.09 FEET TO THE WEST LINE OF THE NORTH 330.4 FEET OF SAID WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE SOUTH 00°07'44" EAST ALONG SAID WEST LINE, 280.34 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 89°51'53" EAST ALONG THE SOUTH LINE OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 20.06 FEET TO THE NORTHWEST CORNER OF LOT 10, SAID YARN'S ACREAGE PLAT NO 3; THENCE SOUTH 00°09'02" EAST ALONG THE WESTERLY LINE OF LOTS 10 THROUGH 14, SAID YARN'S ACREAGE PLAT NO 3, A DISTANCE OF 660.06 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.66 ACRES (116,049 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Existing Future Land Use Map Classification:

Medium Density Residential and Highway Commercial

Proposed Future Land Use Map Classification:

Light Industrial

Rezoning Area 'B': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF OUTLOT 'T', THE GREENS AT WOODLAND HILLS PLAT 1, AN OFFICIAL PLAT; THENCE NORTH 88°09'52" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE, 547.46 FEET; THENCE SOUTH 00°09'02" EAST 276.86 FEET; THENCE SOUTH 89°50'58" WEST, 547.14 FEET TO THE EAST LINE OF SAID OUTLOT 'T'; THENCE NORTH 00°10'08" WEST ALONG SAID EAST LINE, 260.77 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.38 ACRES (147,090 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Existing Future Land Use Map Classification:

Highway Commercial

Proposed Future Land Use Map Classification:

Medium Density Residential

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 55-21 Polk County 2030 Comprehensive Plan Future Land Use Map Amendment for two rezoning areas to include a request for Area 'A' from the Medium Density Residential and Highway Commercial classification to the Light Industrial classification for an area totaling 2.66-acres and a request for Area 'B' from the Highway Commercial classification to the Medium Density Residential classification for an area totaling 3.38-acres of the subject property located southwest of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue within the E ½ of the SE ¼ of Section 2 in Saylor Township.

Agenda Date: April 27, 2021

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 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend approval of a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment and Polk County Zoning Map Amendment.

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

Comply with Policy: Yes.

Background: The property is approximately 24.25-acres in size and is an existing agricultural field owned by Perficut Lawn and Landscape and is adjacent to their existing business located at 6550 NE 14th Street.

The rezoning request includes two rezoning areas totaling 6.04-acres within one tax parcel, with Area 'A' totaling approximately 2.66-acres for a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment and Zoning Map Amendment from Medium Density Residential and Highway Commercial to Light Industrial, and from "MDR" Medium Density Residential District and "GC" General Commercial District to the "LI" Light Industrial District and Area 'B' totaling approximately 3.38-acres for a Comprehensive Plan Amendment and Zoning Map Amendment from Highway Commercial to Medium Density Residential, and from the "GC" General Commercial District to the "MDR" Medium Density Residential District.

Action Impact: If the Rezoning Petition is approved, the rezoning would allow the creation of a future residential development and allow the creation of an expanded outdoor storage yard for Perficut Lawn and Landscape with 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
20/21	N	N	N	N		

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 Petitioners, Hubbell Realty Company represented by Stephen Moseley (Prospective Buyer), 6900 Westown Parkway, West Des Moines, IA 50266, with consent of Perficut Partners, LLC by Matt Boelman (Property Owner), 6550 NE 14th Street, Des Moines, IA 50313, are requesting a Zoning Map Amendment for two (2) rezoning areas totaling 6.04-acres with Area 'A' from the "MDR" Medium Density Residential District and "GC" General Commercial District to the "LI" Light Industrial District for 2.66-acres and Area 'B' from the "GC" General Commercial District to the "MDR" Medium Density Residential District for 3.38-acres of the subject property located southwest of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue within the E ½ of the SE ¼ of Section 2 in Saylor Township; and

WHEREAS, a Zoning Map Amendment was reviewed and heard by the Polk County Zoning Commission on Monday, March 22, 2021 at 7:00 P.M., at the video/phone meeting for 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, zero (0) against with one (1) absent to recommend approval to the Polk County Board of Supervisors that the Zoning Map Amendment from the "MDR" Medium Density Residential District and "GC" General Commercial District to the "LI" Light Industrial District and from the "GC" General Commercial District to the "MDR" Medium Density Residential District be **approved**; and

WHEREAS, the Zoning Map Amendment was heard by the Polk County Board of Supervisors on Tuesday, April 27, 2021 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 "MDR" Medium Density Residential District and "GC" General Commercial District to the "LI" Light Industrial District and from the "GC" General Commercial District to the "MDR" Medium Density Residential District for Area 'A' and Area 'B' of the subject property legally described as follows:

#9

Rezoning Area 'A': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 14, YARN'S ACREAGE PLAT NO 3, AN OFFICIAL PLAT; THENCE SOUTH 88°56'22" WEST ALONG THE NORTH LINE OF THE SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 19.66 FEET TO THE NORTHWEST CORNER OF SAID SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 52°27'30" WEST, 145.77 FEET; THENCE NORTH 00°09'02" WEST, 848.20 FEET TO THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE; THENCE NORTH 88°09'52" EAST ALONG SAID SOUTH LINE, 115.09 FEET TO THE WEST LINE OF THE NORTH 330.4 FEET OF SAID WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE SOUTH 00°07'44" EAST ALONG SAID WEST LINE, 280.34 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 89°51'53" EAST ALONG THE SOUTH LINE OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 20.06 FEET TO THE NORTHWEST CORNER OF LOT 10, SAID YARN'S ACREAGE PLAT NO 3; THENCE SOUTH 00°09'02" EAST ALONG THE WESTERLY LINE OF LOTS 10 THROUGH 14, SAID YARN'S ACREAGE PLAT NO 3, A DISTANCE OF 660.06 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.66 ACRES (116,049 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Rezoning Area 'B': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF OUTLOT 'T', THE GREENS AT WOODLAND HILLS PLAT 1, AN OFFICIAL PLAT; THENCE NORTH 88°09'52" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE, 547.46 FEET; THENCE SOUTH 00°09'02" EAST 276.86 FEET; THENCE SOUTH 89°50'58" WEST, 547.14 FEET TO THE EAST LINE OF SAID OUTLOT 'T'; THENCE NORTH 00°10'08" WEST ALONG SAID EAST LINE, 260.77 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.38 ACRES (147,090 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

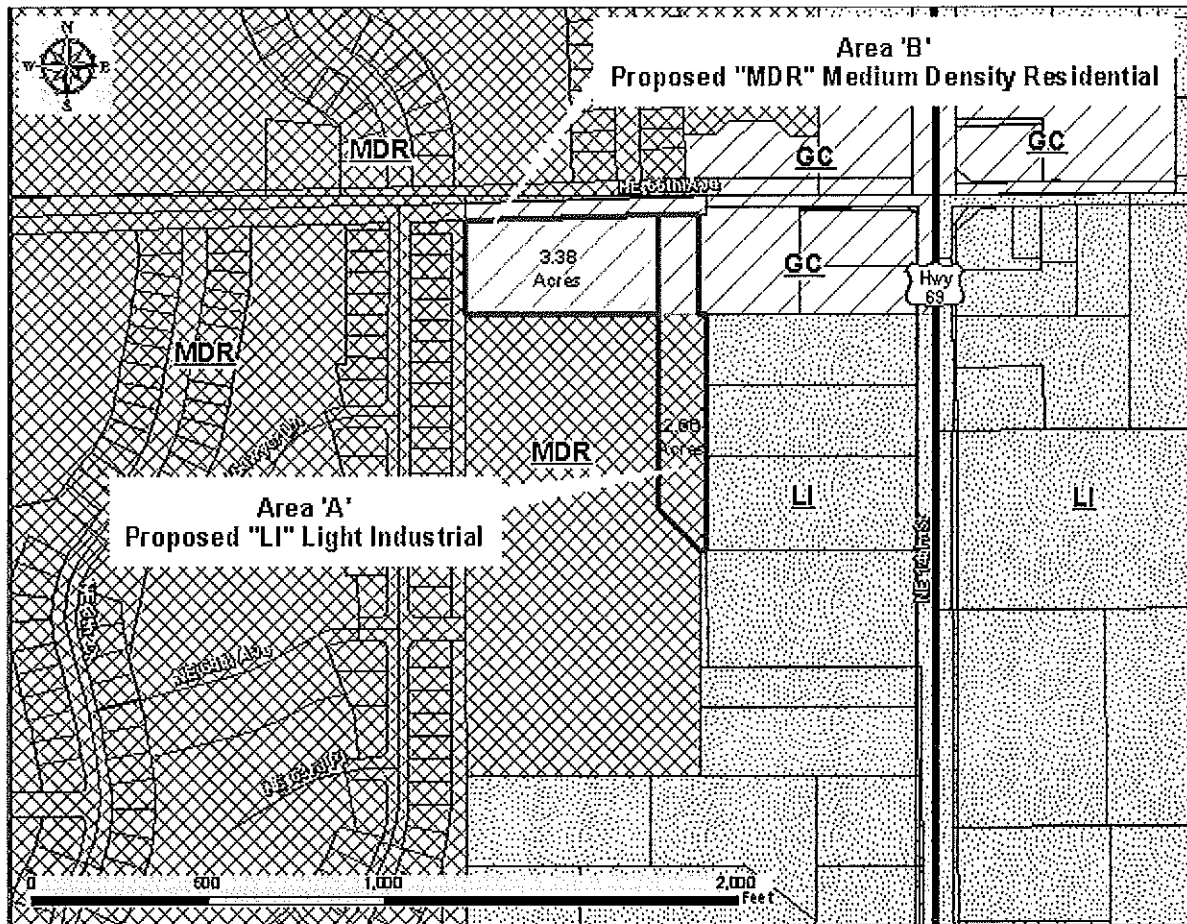
BE APPROVED.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

Attachment A:

Polk County Zoning Map Amendment
(Map – Existing Zoning)



General Location:

The Rezoning Areas are a part of a larger, approximately 24.25-acre subject property, located just west of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue, lying south of NE 66th Avenue. Legally described as the N 1629.15F of the W ½, E ½, SE ¼ & the S 660F of the N 990.4 of the W 20F of the E ½, NE ¼, SE ¼ less Rd, Section 2 of Township 79 North, Range 24 West of the 5th P.M. (Saylor Township).

Rezoning Legal Descriptions:

Rezoning Area 'A': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 14, YARN'S ACREAGE PLAT NO 3, AN OFFICIAL PLAT; THENCE SOUTH 88°56'22" WEST ALONG THE NORTH LINE OF THE SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 19.66 FEET TO THE NORTHWEST CORNER OF SAID SOUTH 330.75 FEET OF THE NORTH 1321.15 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 52°27'30" WEST, 145.77 FEET; THENCE NORTH 00°09'02" WEST, 848.20 FEET TO THE

SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE; THENCE NORTH 88°09'52" EAST ALONG SAID SOUTH LINE, 115.09 FEET TO THE WEST LINE OF THE NORTH 330.4 FEET OF SAID WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE SOUTH 00°07'44" EAST ALONG SAID WEST LINE, 280.34 FEET TO THE SOUTHWEST CORNER OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH 89°51'53" EAST ALONG THE SOUTH LINE OF SAID NORTH 330.4 FEET OF THE WEST 20 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 20.06 FEET TO THE NORTHWEST CORNER OF LOT 10, SAID YARN'S ACREAGE PLAT NO 3; THENCE SOUTH 00°09'02" EAST ALONG THE WESTERLY LINE OF LOTS 10 THROUGH 14, SAID YARN'S ACREAGE PLAT NO 3, A DISTANCE OF 660.06 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.66 ACRES (116,049 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Existing Zoning:

"GC" General Commercial and "MDR" Medium Density Residential

Proposed Zoning:

"LI" Light Industrial

Rezoning Area 'B': A PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN POLK COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF OUTLOT 'T', THE GREENS AT WOODLAND HILLS PLAT 1, AN OFFICIAL PLAT; THENCE NORTH 88°09'52" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF NE 66TH AVENUE, 547.46 FEET; THENCE SOUTH 00°09'02" EAST 276.86 FEET; THENCE SOUTH 89°50'58" WEST, 547.14 FEET TO THE EAST LINE OF SAID OUTLOT 'T'; THENCE NORTH 00°10'08" WEST ALONG SAID EAST LINE, 260.77 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.38 ACRES (147,090 SQUARE FEET). THE PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

Existing Zoning:

"GC" General Commercial

Proposed Zoning:

"MDR" Medium Density Residential

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Ordinance No. Polk County Zoning Map Amendment for two rezoning areas to include a request for Area 'A' from "GC" General Commercial and "MDR" Medium Density Residential District to "LI" Light Industrial District for an area totaling 2.66-acres and a request for Area 'B' from "MDR" Medium Density Residential District to "LI" Light Industrial District for an area totaling 3.38-acres of the subject property located southwest of the intersection of NE 14th Street (Hwy 69) and NE 66th Avenue within the E ½ of the SE ¼ of Section 2 in Saylor Township.

Agenda Date: April 27, 2021

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 22, 2021, and voted five (5) for, zero (0) against with one (1) absent to recommend approval of the requested Polk County 2030 Comprehensive Plan Future Land Use Map Amendment and Polk County Zoning Map Amendment.

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

Comply with Policy: Yes

Background: The property is approximately 24.25-acres in size and is an existing agricultural field owned by Perficut Lawn and Landscape and is adjacent to their existing business located at 6550 NE 14th Street.

The rezoning request includes two rezoning areas totaling 6.04-acres within one tax parcel, with Area 'A' totaling approximately 2.66-acres for a Polk County 2030 Comprehensive Plan Future Land Use Map Amendment and Zoning Map Amendment from Medium Density Residential and Highway Commercial to Light Industrial, and from "MDR" Medium Density Residential District and "GC" General Commercial District to the "LI" Light Industrial District and Area 'B' totaling approximately 3.38-acres for a Comprehensive Plan Amendment and Zoning Map Amendment from Highway Commercial to Medium Density Residential, and from the "GC" General Commercial District to the "MDR" Medium Density Residential District.

Action Impact: If the Rezoning Petition is approved, the rezoning would allow the creation of a future residential development and allow the creation of an expanded outdoor storage yard for Perficut Lawn and Landscape with 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
20/21	N	N	N	N		

ORDINANCE NO.

WHEREAS, the Polk County Board of Supervisors adopted the Zoning Ordinance on September 10, 2007 and most recently amended on March 29, 2021; and

WHEREAS, the proposed text amendments to the Polk County Zoning Ordinance provided updates to the current Ordinance for unincorporated Polk County; and

WHEREAS, the proposed amendments will amend Article 6. Bulk and Use Standards, Division 3. Bulk Standards for Planned Developments, Section 5. Conservation House, Table 6.6, Sections A & D; and

WHEREAS, the Text Amendments were reviewed and heard by the Polk County Zoning Commission on Monday, March 22, 2021 at 7:00 P.M., at the video/phone meeting for Polk County Public Works Department, Planning and Development Division, 5885 N.E. 14th Street, Des Moines, Iowa, due and timely notice was published as provided by law; and

WHEREAS, the Polk County Zoning Commission voted four (4) for, one (1) against with one (1) absent to recommend **approval** of the Polk County Zoning Ordinance Text Amendments; and

WHEREAS, the Text Amendments were heard by the Polk County Board of Supervisors on Tuesday, April 27, 2021 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 text amendments to the Polk County Zoning Ordinance for unincorporated Polk County be approved and become effective upon publication.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

ATTEST:

County Auditor

#10

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Ordinance No. Amending the Polk County Zoning Ordinance

Agenda Date: April 27, 2021

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

Previous Action taken by the Board: Set public hearing on April 6, 2021

Board/Commission Actions: At their March 22, 2021 meeting, the Zoning Commission voted four (4) for, one (1) against with one (1) absent to recommend approval of the text amendments to the Polk County Zoning Ordinance.

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: The proposed amendment would reduce the minimum lot requirements for the single-family Conservation House Planned Development Option. Specifically, the proposal would amend Article 6 – Bulk and Use Standards, Division 3 – Bulk Standards for Planned Developments, Section 5 – Conservation House, Table 6.6, sections A & D, to change the Minimum Lot Area from 6,000 square feet to 5,000 square feet, and to change the Minimum Lot Width from 60 feet to 50 feet and requiring all single-family residences utilizing the Conservation House Planned Development option to include a full basement. These regulations are proposed for new development and redevelopment of existing properties and require connection to public water and sanitary sewer. No changes are proposed to the Official Zoning Map.

Action Impact: Upon holding the public hearing and three readings of the ordinance, the amendments would be published and go into effect.

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
20/21	N	N	N	N		

Polk County Zoning Ordinance Amendments Summary

The Zoning Ordinance and map for unincorporated Polk County, Iowa, provides regulations for land use and divides the county into zoning districts for the protection and promotion of the health, safety, and general welfare of the present and future residents of the County.

Amendments include additions, deletions, and rewording within Article 6. Bulk and Use Standards, Division 3. Bulk Standards for Planned Developments, Section 5. Conservation House, Table 6.6

The Ordinance changes are summarized below:

Change the Minimum Lot Area (A) from 6,000 square feet to 5,000 square feet, and to change the Minimum Lot Width (D) from 60 feet to 50 feet. Add text to Additional Design Standard(s) (J) Must include a full basement

Copies of the entire changes to Polk County Zoning Ordinance are available on the Polk County website at <https://www.polkcountyiowa.gov/media/4unowitd/public-hearing-item-1-txt-amend-memo.pdf> For information, email publicworks@polkcountyiowa.gov or call (515) 286-3705. In addition, the current Zoning Ordinance and Map are available at <https://www.polkcountyiowa.gov/public-works/planning-development/planning-zoning-services/>

R E S O L U T I O N

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

WHEREAS, Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County; and

WHEREAS, Polk County Saturated Buffer Project, Eastern Polk County Group is one of three installation groupings prepared for 2021 installation; and

WHEREAS, this project was bid through the competitive quotation process on the March 9, 2021, with the following results:

Hands On Excavating LLC of Radcliffe, IA	\$62,091.53
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Hammes Bulldozing of Oskaloosa, IA	\$69,541.50
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WHEREAS, it is the recommendation of the Public Works Department to accept the bid from Hands on Excavating LLC in the amount of \$62,091.53.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa accepts the bid and herein awards this project to Hands On Excavating LLC in the amount of Sixty Two Thousand, Ninety One Dollars and 53/100 (\$62,091.53); and

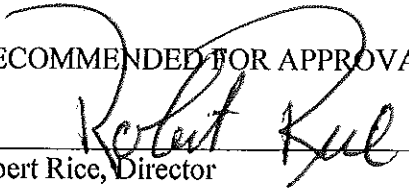
BE IT FURTHER RESOLVED Polk County, Iowa approves the terms of the attached contract with Hands On Excavating LLC, adopts the contract and authorizes the Director of Public Works to sign the contract on behalf of Polk County; and

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

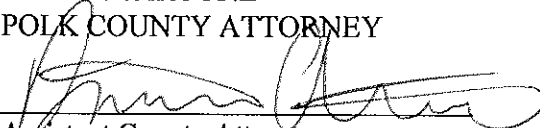
RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL NOTE: This project will be tracked and expended from the Economic Development Fund.

#12

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 57-21 to award contract for Polk County Saturated Buffer Project, Eastern Polk Grouping to Hands On Excavating LLC.

Agenda Date: April 27, 2021

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

Board/Commission Actions: NA

Action Requested (Recommended): Resolution accepts the bid and awards the project to Hands On Excavating LLC, approves the terms of the contract, adopts the contract, authorizes temporary closure of roadways, authorizes the Director of Public Works to sign the contract on behalf of Polk County, and authorizes Public Works to administer the terms of the contract.

Comply with Policy: Yes

Background: Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County. This project was bid through a competitive quotation process on March 9, 2021 with Hands On Excavating submitting the most responsive and responsible bid of \$62,091.53. It is the recommendation of the Public Works Department to accept the bid from Hands On Excavating LLC.

Action Impact: Resolution allows Public Works to proceed with construction and administration of the project as per the terms and conditions of the contract and the project specifications.

Fiscal Note: This project will be tracked and expended from the Economic Development Fund.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21	Y	Y	N/A	N		

Additional Fiscal Note Information (optional):

R E S O L U T I O N

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

WHEREAS, Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County; and

WHEREAS, Polk County Saturated Buffer Project, Walnut Creek Group is one of three installation groupings prepared for 2021 installation; and

WHEREAS, this project was bid through the competitive quotation process on the March 9, 2021, with the following results:

Hands On Excavating LLC	\$22,341.18
of Radcliffe, IA	

WHEREAS, it is the recommendation of the Public Works Department to accept the bid from Hands on Excavating LLC in the amount of \$22,341.18.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa does accept the bid and herein awards this project to Hands On Excavating LLC in the amount of Twenty Two Thousand, Three Hundred and Forty One Dollars and 18/100 (\$22,341.18); and

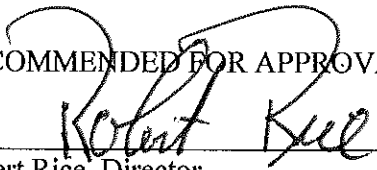
BE IT FURTHER RESOLVED Polk County, Iowa approves the terms of the attached contract with Hands On Excavating LLC, adopts the Contract and authorizes the Director of Public Works to sign the contract on behalf of Polk County; and

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL NOTE: This project will be tracked and expended from the Economic Development Fund.

#13

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 59-21 to award contract for Polk County Saturated Buffer Project, Walnut Creek Grouping to Hands On Excavating LLC.

Agenda Date: April 27, 2021

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

Board/Commission Actions: NA

Action Requested (Recommended): Resolution accepts the bid and awards the project to Hands On Excavating LLC, approves the terms of the contract, adopts the contract, authorizes temporary closure of roadways, authorizes the Director of Public Works to sign the contract on behalf of Polk County, and authorizes Public Works to administer the terms of the contract.

Comply with Policy: Yes

Background: Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County. This project was bid through a competitive quotation process on March 9, 2021 with Hands On Excavating submitting the most responsive and responsible bid of \$22,341.18. It is the recommendation of the Public Works Department to accept the bid from Hands On Excavating LLC.

Action Impact: Resolution allows Public Works to proceed with construction and administration of the project as per the terms and conditions of the contract and the project specifications.

Fiscal Note: This project will be tracked and expended from the Economic Development Fund.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21	Y	Y	N/A	N		

Additional Fiscal Note Information (optional):

R E S O L U T I O N

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

WHEREAS, Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County; and

WHEREAS, Project No. 488-2122, Polk County Saturated Buffer Project is one of three installation groupings prepared for 2021 installation; and

WHEREAS, this project was publicly let for bids on the March 9, 2021, with the following results:

Hands On Excavating LLC of Radcliffe, IA	\$313,870.49
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Hammes Bulldozing of Oskaloosa, IA	\$342,348.40
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WHEREAS, it is the recommendation of the Public Works Department to accept the bid from Hands on Excavating LLC in the amount of \$313,870.49.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa does accept the bid and herein awards this project to Hands On Excavating LLC in the amount of Three Hundred and Thirteen Thousand, Eight Hundred Seventy Dollars and 49/100 (\$313,870.49); and

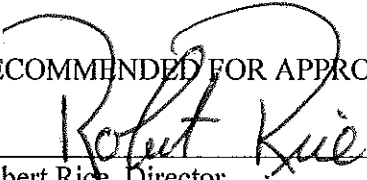
BE IT FURTHER RESOLVED Polk County, Iowa approves the terms of the attached contract with Hands On Excavating LLC, adopts the contract and authorizes the Director of Public Works to sign the contract on behalf of Polk County.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL NOTE: This project will be tracked and expended from the Economic Development Fund.

#14

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 58-21 to award contract for Project No. 488-2122, Polk County Saturated Buffer Project to Hands On Excavating LLC.

Agenda Date: April 27, 2021

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

Board/Commission Actions: NA

Action Requested (Recommended): Resolution accepts the bid and awards the project to Hands On Excavating LLC, approves the terms of the contract, adopts the contract, authorizes temporary closure of roadways, authorizes the Director of Public Works to sign the contract on behalf of Polk County, and authorizes Public Works to administer the terms of the contract.

Comply with Policy: Yes

Background: Polk County is serving as Fiscal Agent for the Polk County Saturated Buffer project, in collaboration with local, state, and federal partners to improve water quality in Polk County. This project was publicly let for bids on March 9, 2021 with Hands On Excavating submitting the most responsive and responsible bid of \$313,870.49. It is the recommendation of the Public Works Department to accept the bid from Hands On Excavating LLC.

Action Impact: Resolution allows Public Works to proceed with construction and administration of the project as per the terms and conditions of the contract and the project specifications.

Fiscal Note: This project will be tracked and expended from the Economic Development Fund.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21	Y	Y	N/A	N		
21/22						

Additional Fiscal Note Information (optional):

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 major final subdivision plat known as Deo Volente; and

WHEREAS, the major final subdivision plat proposes two (2) single-family residential lots, on 15.87 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 Board of Supervisors on October 6, 2020, voted five (5) to zero (0), to approve the major subdivision preliminary plat of Deo Volente.

NOW, THEREFORE, BE IT RESOLVED that the major final subdivision plat of Deo Volente is hereby approved.

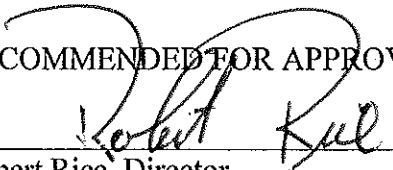
Sewer Service:	Individual septic systems
Water Service:	Des Moines Water Works
Zoning:	"ER" Estate Residential District
Platted by:	Kyle and Miranda Riley
Engineer:	JEO Consulting Group
Location:	11510 and 11554 NE 72 nd Street, Bondurant. Located on the West side of NE 72 nd Street, approximately 750 feet North of the intersection of NE 72 nd Street and NE 114 th Avenue.
Township:	Douglas

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: No cost to the County

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 56-21 approving the Deo Volente, a major subdivision final plat.

Agenda Date: April 27, 2021

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: On April 6, 2021, the Polk County Board of Supervisors voted five (5) to zero (0) to approve the Preliminary Plat of Deo Volente in accordance with staff's recommendation for approval. The Polk County Zoning Commission met on March 22, 2021 and voted five (5) in favor and zero (0) against, with one (1) member absent, and one (1) vacancy, on a motion to recommend approval of the Preliminary Plat of Deo Volente, 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.

Background: The Plat proposes two (2) single-family residential lots, on approximately 15.87 acres of land that is zoned "ER" Estate Residential District. The subject subdivision is a replat of Lots 6 and 7, and Outlot X, Kenneth and Mary Rieck Estates Plat 1. Lot 1 of the proposed subdivision will be approximately 12.87 acres in area, and consolidates the current Lot 7 and Outlot X into a single buildable lot, and Lot 2 is approximately 3.00 acres in area and is effectively a replat of the current Lot 6. Both proposed lots will retain their development rights for future single-family residential dwellings, and no new development rights would be created by this plat. The property will be served by Des Moines Water Works and individual septic systems.

Action Impact: Approval of the Final Plat allows for 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
20/21	N	N	N	N		

Additional Fiscal Note Information (optional): None

Deo Volente
Final Plat

PLAT INFORMATION: This major final subdivision plat proposes two (2) residential lots on 15.87 acres of land zoned "ER" Estate Residential District.

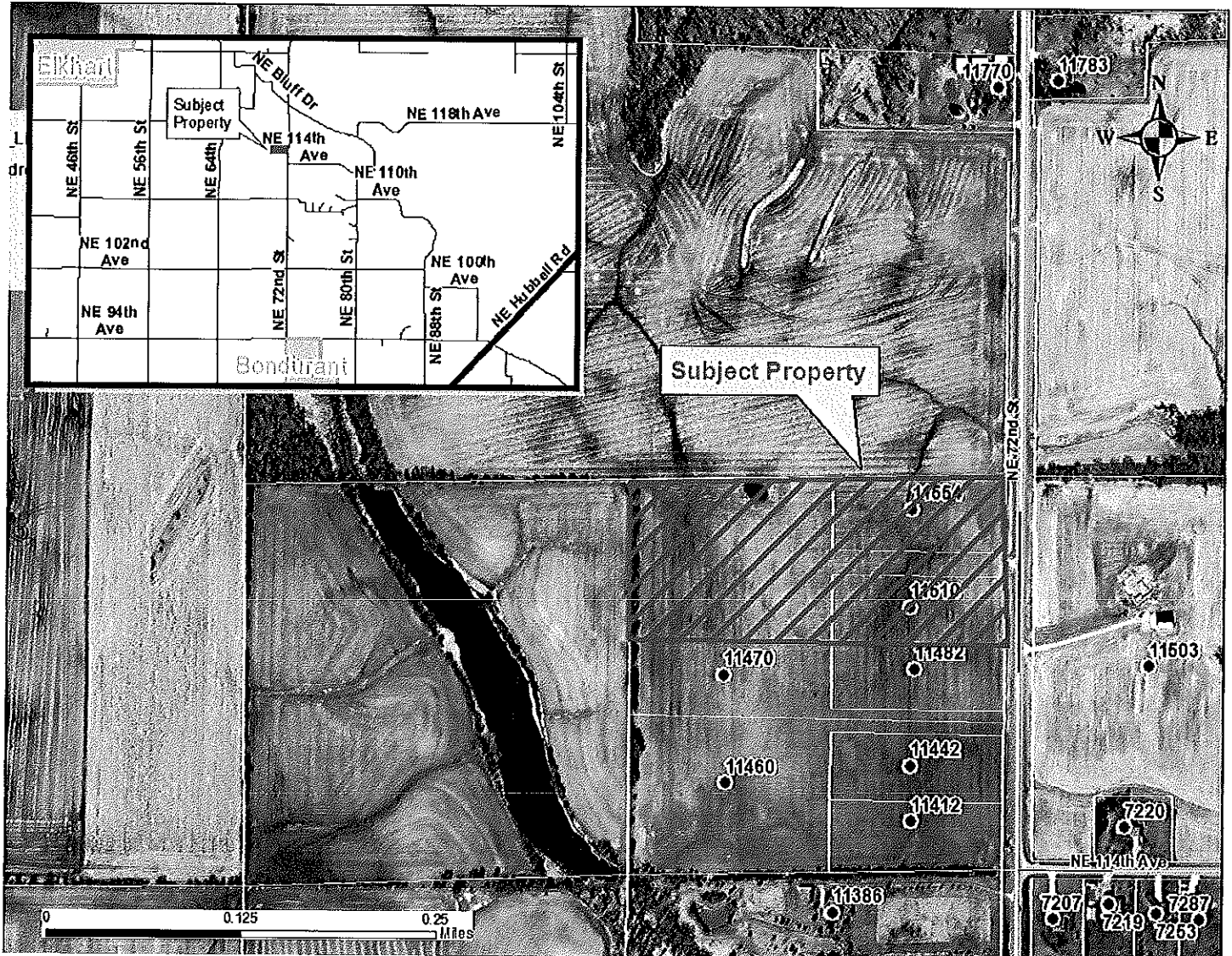
SEWER: Individual septic systems

WATER: Des Moines Water Works

TOWNSHIP: Douglas

OWNER/DEVELOPER: Kyle and Miranda Riley

Vicinity Map:



RESOLUTION

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

WHEREAS, the owner of land located in Section 32, Township 80 North, Range 24 West of the 5th P.M. (Crocker Township), Polk County, Iowa, wishes to subdivide and plat their land into a major subdivision final plat known as Estates at Hidden Ridge Plat 1; and

WHEREAS, this major subdivision final plat proposes six (6) single family residential lots and one (1) street lot on 13.16 acres of land; and

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

WHEREAS, the Polk County Board of Supervisors voted unanimously, with none absent, to approve the major subdivision preliminary plat of Estates at Hidden Ridge Plat 1 on July 7, 2021; and

WHEREAS, the new subdivision road right-of-way, Lot 'A' (NW 73rd Way), is proposed to be dedicated and deeded to Polk County for roadway purposes due to all subdivision roadway construction and public improvements are completed and approved; and

WHEREAS, the Polk County Public Works Department inspected said construction under the Subdivision Inspection Agreement with Hidden Ridge, LLC and/or Tom Davies, with said agreement stating that Polk County will accept the proposed roadway, storm sewer, sanitary sewer and associated appurtenances upon satisfactory completion of construction and upon receiving all required documentation; and

WHEREAS, the Polk County Public Works Department has conducted a traffic and engineering investigation and recommends that the following traffic control conditions be established on roadways within the Estates at Hidden Ridge Plat 1 subdivision:

- 1) A "25 mph" speed limit on NW 73rd Way; and,
- 2) A "STOP" condition be placed on NW 73rd Way at the intersection with NW 73rd Lane; and
- 3) A "NO PARKING" condition be established on both sides NW 73rd Way; and

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

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the major subdivision final plat of Estates at Hidden Ridge Plat 1 and authorizes the Chairperson of the Polk County Board of Supervisors to sign the Resolution.

Sewer Service:	Polk County Sanitary Sewer
Water Service:	Des Moines Water Works
Zoning:	"RR" Rural Residential District
Platted by:	Hidden Ridge LLC
Engineer:	Civil Engineering Consultants, Inc.
Location:	North of NW Fisher Lane, south of NW 73 rd Lane and addressed as 7111 NW Fisher Lane
Township:	Crocker

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Chairperson of the Polk County Board of Supervisors to approve the following:

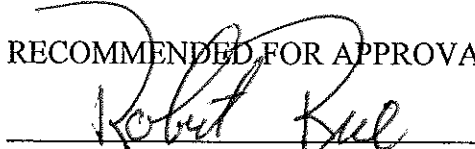
- 1) Accept the new roadway shown as Lot 'A' (NW 73rd Way) of the new interior subdivision roadway of Estates at Hidden Ridge Plat 1 into the Polk County Secondary Roads System; and
- 2) Accept the warranty deed for said street (Lot 'A') and authorize the Polk County Public Works Department to have the same recorded; and
- 3) Accept the sanitary sewer and storm sewer systems; and
- 4) Accept the 4-year maintenance bonds provided for the roadway, storm sewer, and sanitary sewer improvements constructed as part of Estates at Hidden Ridge Plat 1 effective as of the date of this acceptance; and
- 5) Authorize the Polk County Public Works Department to initiate snow removal and maintenance services on said streets; and
- 6) Establish a "25 M.P.H." speed limit on NW 73rd Way; and
- 7) Establish a "NO PARKING" condition on both sides NW 73rd Way and the cul-de-sac; and
- 8) Establish a "STOP" condition on NW 73rd Way at the intersection with NW 73rd Lane; and
- 9) Terminate the Estates at Hidden Ridge Plat 1 Subdivision Inspection Agreement.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: No cost to the County

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 53-21 approving the Final Plat of Estates at Hidden Ridge Plat 1, a major subdivision final plat.

Agenda Date: April 27, 2021

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

Previous Action taken by the Board: On July 7, 2020 the Polk County Board of Supervisors voted unanimously, with none absent, to approve the Preliminary Plat of Estates at Hidden Ridge Plat 1.

Board/Commission Actions: The major preliminary subdivision plat was approved by the Board of Supervisors as noted above.

Action Requested (Recommended): Approval of the Final Plat of Estates at Hidden Ridge Plat 1.

Comply with Policy: Yes. The subdivision complies with the requirements of the Polk County Zoning and Subdivision Ordinances.

Background: This major final subdivision plat proposes six (6) residential lots and one (1) street lot on two (2) properties totaling approximately 13.16-acres of land zoned "RR" Rural Residential District. The development will be accessed through the northern extension of NW 73rd Way and NW Fisher Lane. New lots will be served by Des Moines Water Works with the existing home served by an existing well along with Polk County Sanitary Sewer.

Action Impact: Approval of the Final Plat allows for its recording and future deed transfers for the new lots. Polk County has inspected the required subdivision improvements and they are satisfactorily completed at this time. Approval of the plat will accept one (1) new segment of public roadway into the County system (NW 73rd Way).

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
20/21	N	N	N	N		

Additional Fiscal Note Information (optional): None

Estates at Hidden Ridge Plat 1
Major Final Plat

PLAT INFORMATION: This subdivision plat proposes six (6) single-family residential lots and one (1) street lot on a total of 13.16 acres zoned "RR" Rural Residential District. The property is located north of NW Fisher Lane, south of NW 73rd Lane and is addressed as 7111 NW Fisher Lane.

SEWER: Polk County Sanitary Sewer

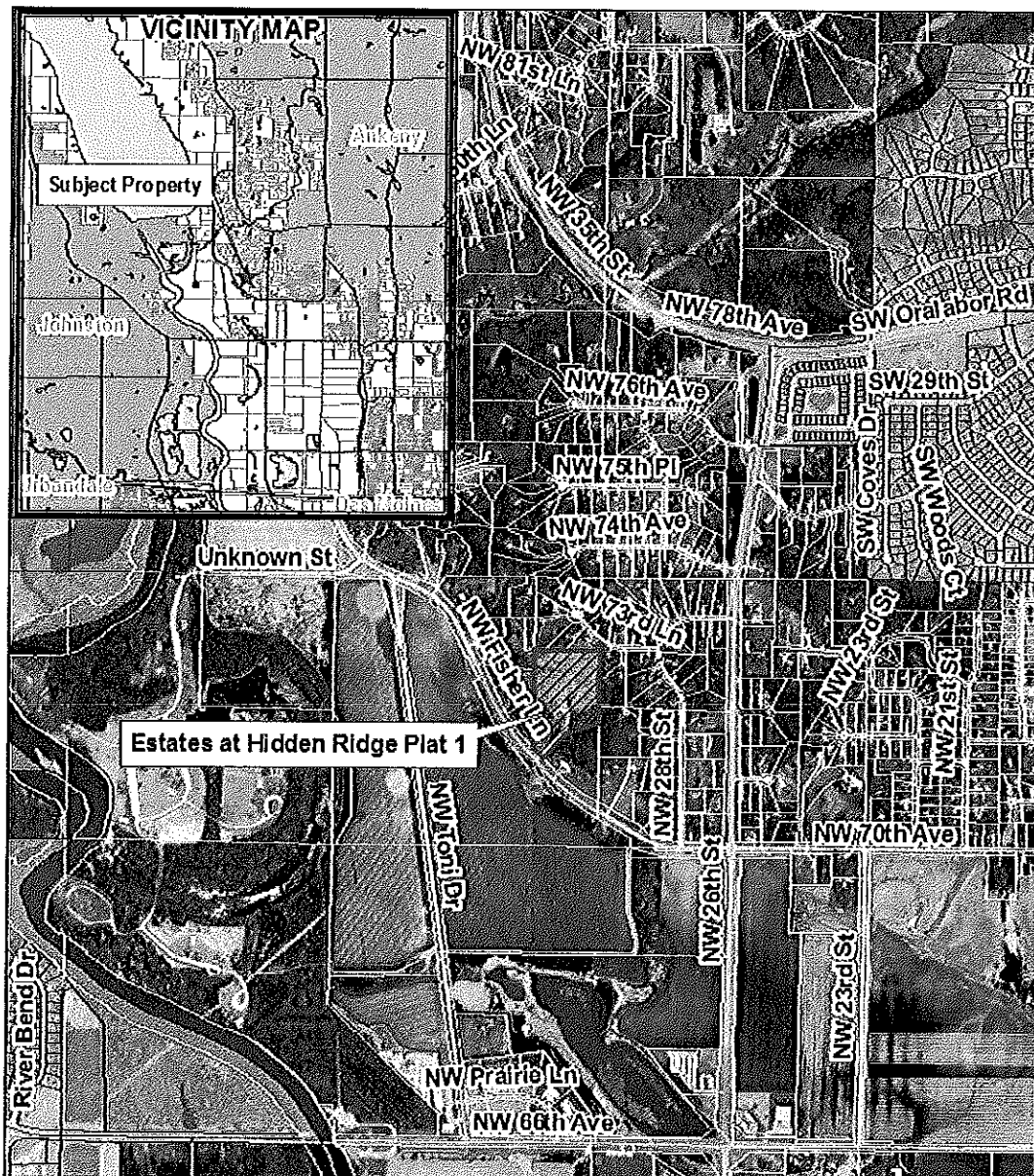
WATER: Des Moines Water Works

DEVELOPER: Hidden Ridge LLC

PROPERTY OWNER: Hidden Ridge LLC

TOWNSHIP: Crocker

Vicinity Map:



RESOLUTION

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

WHEREAS, the owners of land located in Section 7, Township 81 North, Range 22 West of the 5th P.M. (Washington Township), Polk County, Iowa, wish to subdivide and plat their land into a major final subdivision plat known as Wendt Ag Subdivision; and

WHEREAS, the major final subdivision plat proposes one (1) single-family residential lot, one (1) outlot and one (1) street lot on 38 acres of land; and

WHEREAS, the owner has complied with all codes and ordinances for the unincorporated territory of Polk County, Iowa, except the Subdivision Ordinance requirements for the length of the flagpole exceeding 400-feet and the size of the flag lot exceeding three (3) acres; and

WHEREAS, the owner/developer requests the following waivers from the Subdivision Ordinance requirements: 1) Waiver for the length of the flagpole exceeding 400-feet; 2) Waiver from the size of the flag lot exceeding three (3) acres; and

WHEREAS, the Polk County Board of Supervisors on October 6, 2020, voted five (5) to zero (0), to approve the major subdivision preliminary plat of Wendt Ag Subdivision; and

WHEREAS, the Polk County Public Works Department has reviewed the major subdivision final plat and recommends that it be approved with the above noted waivers from the Subdivision Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the major subdivision final plat of Wendt Ag Subdivision, is hereby approved.

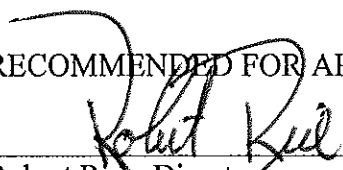
Sewer Service:	On-site wastewater treatment systems
Water Service:	Iowa Regional Utilities Association
Zoning:	"AG" Agricultural District
Platted by:	Noah Wendt (property owner/developer)
Engineer:	Abaci Consulting, Inc.
Location:	The subject property is located adjacent to the east of NE 72 nd Street and located midway between NE 158 th Avenue and NE 150 th Avenue.
Township:	Washington

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA:

Chairperson

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

FISCAL NOTE: No cost to the County

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 52-21 approving Wendt Ag Subdivision, a major subdivision final plat.

Agenda Date: April 27, 2021

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: On October 6, 2020, the Polk County Board of Supervisors voted five (5) to zero (0), to approve the Preliminary Plat of Santiago Creek Plat 1. The approval recommendation included the following waivers from the Subdivision Ordinance requirements: 1) Waiver for the length of the flagpole exceeding 400 feet; 2) Waiver of the size of the flag lot exceeding three (3) acres.

Action Requested (Recommended): Approval of the major subdivision final plat of Wendt Ag Subdivision with the above noted waivers from the Subdivision Ordinance.

Comply with Policy: Yes. This major subdivision final plat complies with all of the requirements of the Polk County Zoning and Subdivision Ordinances except for the above referenced Subdivision Ordinance waivers.

Background: The major preliminary subdivision plat proposes one (1) single-family residential lot, one (1) outlot, and one (1) street lot on 38-acres of land zoned "AG" Agricultural District. The proposed lot has frontage along the existing public street of NE 72nd Street. No new streets are proposed. The proposed division will allow the existing homestead to be separated from the agricultural land for property conveyance.

Action Impact: Approval of the Final Plat allows for 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
20/21	N	N	N	N		

Additional Fiscal Note Information (optional): None

Wendt Ag Subdivision
Final Plat

PLAT INFORMATION: This major final subdivision plat proposes one (1) single-family residential lot, one (1) street lot and one (1) outlot on approximately 38 acres of land zoned "AG" Agricultural District. The subject property is addressed as 15391 NE 72nd Street and located within Section 7 of Washington Township.

SEWER: Individual Wastewater System

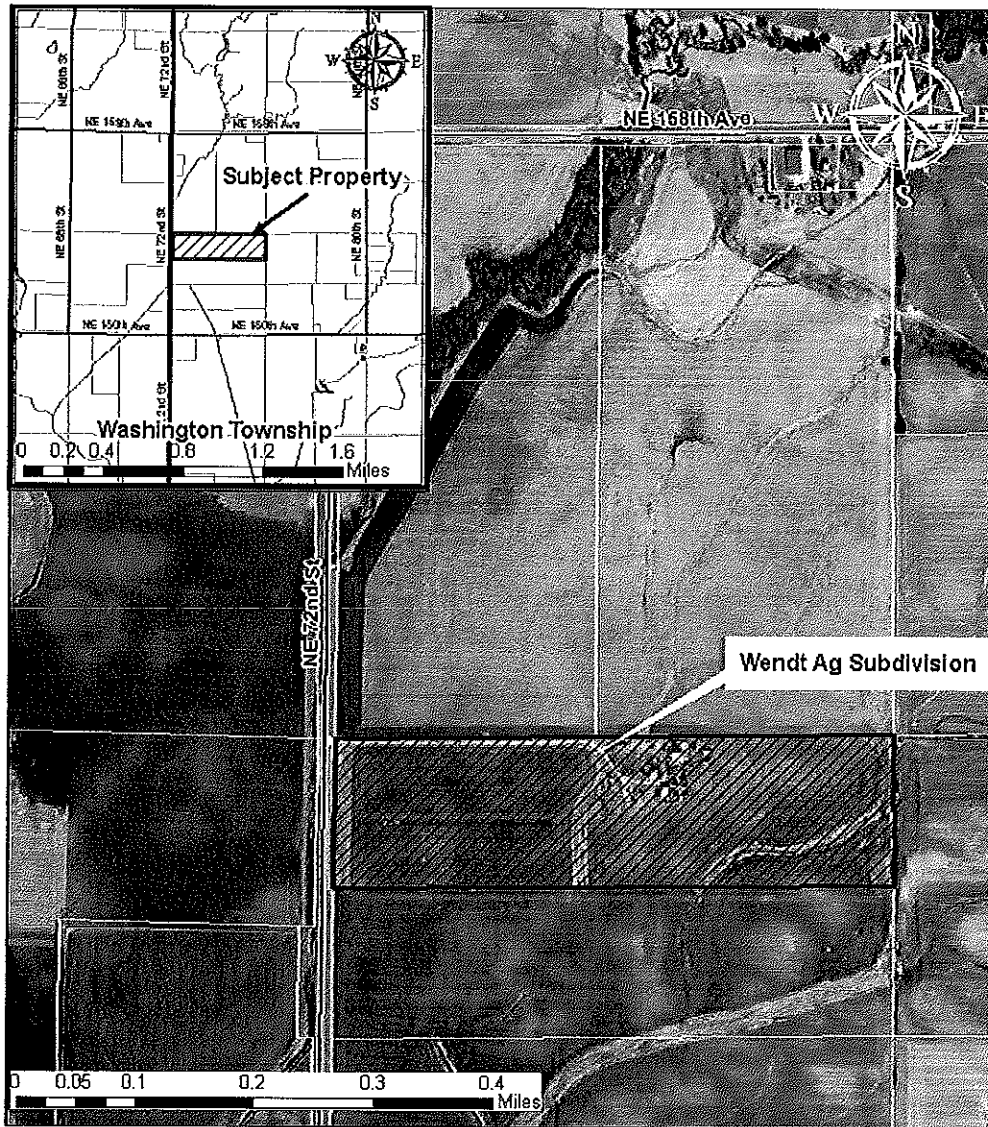
WATER: Iowa Regional Utilities Association

TOWNSHIP: Washington

OWNER/DEVELOPER: Noah Wendt

SURVEYOR/ENGINEER: Abaci Consulting, Inc.

Vicinity Map:



RESOLUTION

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

WHEREAS, cardiovascular disease is a leading cause of death among women; and

WHEREAS, the Iowa Department of Public Health (IDPH) allocated funding to Polk County for FY2021 in the amount of \$64,750 through the *Care for Yourself*- WISEWOMAN Program Contract #5881NB20WW to provide comprehensive cardiovascular services to 175 low-income, uninsured and underinsured women ages 40-64 for the period of September 30, 2020 through September 29, 2021.

WHEREAS, on November 24, 2020, Polk County, Iowa approved Amendment 1 to *Care for Yourself*- WISEWOMAN Program Contract #5881NB20 which allocated additional funds of \$5,250 for the reimbursement of additional health coaching sessions. Amendment 1 to *Care for Yourself*-WISEWOMAN Program Contract #5881NB20WW amended contract amount was \$70,000; and

WHEREAS, on February 23, 2021, Polk County, Iowa approved Amendment 2 to *Care for Yourself*-WISEWOMAN Program Contract #5881NB20WW which amended the description of work and services as outlined in the contract; and

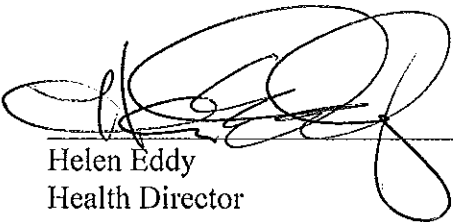
WHEREAS, this Amendment 3 adds \$3,100 so that eight additional participants can receive program services. Amendment 3 to *Care for Yourself*-WISEWOMAN Program Contract #5881NB20WW amount is now \$73,100.

NOW, THEREFORE, BE IT RESOLVED that Polk County, Iowa approves the *Care for Yourself*-WISEWOMAN Program Contract #5881NB20WW, Amendment 3 from the IDPH to allocate an additional \$3,100 in funds so that eight additional participants can receive program services, and authorizes the Chairperson of the Polk County Board of Supervisors to sign the agreement.

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

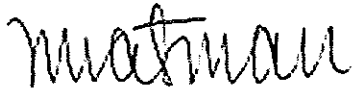
Approved this _____ day of _____, 2021.

By _____
Chair
Polk County Board of Supervisors/Board of Health


Helen Eddy
Health Director

#18

Approved as to form:
JOHN P. SARCONI
POLK COUNTY ATTORNEY



By _____
Assistant County Attorney

FISCAL NOTE:

FY 20/21 Revenue/Expenses \$73,100

FY 21/22 Revenue/Expenses \$73,100

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Amendment 3 to Agreement with Iowa Department of Public Health for *Care of Yourself - WISEWOMAN* Program Contract #5881NB20 for Additional Funding

Agenda Date: April 27, 2021

Contact Individual: Scott Slater, 286-3752

Previous Action taken by the Board: Original *Care for Yourself - WISEWOMAN* Program Contract #5881NB20 was approved by BOS on 9/01/20; Amendment 1 to *Care for Yourself - WISEWOMAN* Program Contract #5881NB20 approved by BOS on 11/24/2020; and Amendment 2 to *Care for Yourself - WISEWOMAN* Program Contract #5881NB20 approved by BOS on 3/23/2021.

Board/Commission Actions: None

Action Requested (Recommended):

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

Background: For many years, the Iowa Department of Public Health (IDPH) has allocated funds to Polk County for *WISEWOMAN* services to provide comprehensive cardiovascular services to low-income, uninsured and underinsured women ages 40-64. Polk County is paid to coordinate services for program participants with actual testing costs being covered by IDPH. This year's contract allows the Polk County Health Department to serve 175 women with these comprehensive services. The original contract amount was \$64,750. Amendment 1 added an additional \$5,250 for the reimbursement of additional health coaching sessions. Amendment 2 amended the description of work and services as outlined in the contract.

Action Impact: This Amendment 3 adds \$3,100 so that eight additional participants can receive program services. The new amount is \$73,100.

Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
2021	Y	\$52,5000	\$52,500	Y	10223019.74170	10223019.52480
2022	Y	\$17,500	\$17,500	Y	10223019.74170	10223019.52480

Additional Fiscal Note Information: Source of Funding: Federal \$73,100

RESOLUTION

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

WHEREAS, health related disasters often come with little or no warning; and

WHEREAS, Polk County has received funding from the Iowa Department of Public Health (IDPH) to carry out a comprehensive COVID 19 vaccination campaign; and

WHEREAS, Vaxi Taxi Pharmacy, a mobile pharmacy, was identified as an organization who can assist the Polk County Health Department with providing COVID 19 vaccinations to the homebound in Polk County; and

WHEREAS, This Agreement for Professional Services shall be effective for a one-year term and the total compensation shall not exceed \$100,000.

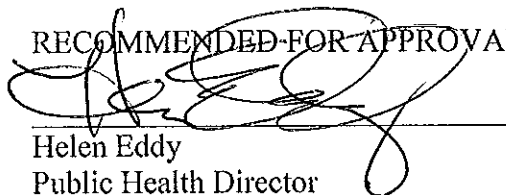
NOW, THEREFORE, BE IT RESOLVED That Polk County, Iowa approves Agreement for Professional Services with Vaxi Taxi Pharmacy for assistance with Polk County's comprehensive COVID 19 vaccination campaign and authorizes the Chair of the Polk County Board of Supervisors to sign Agreement for Professional Services on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

By _____
Angela Connolly, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:


Helen Eddy
Public Health Director

APPROVED AS TO FORM:

John P. Sarcone
Polk County Attorney

By 
Assistant County Attorney

FISCAL NOTE: FY 21/22 Revenue/Expenses: Not to exceed \$100,000

POLK COUNTY BOARD OF SUPERVISORS
Tuesday Agenda Memorandum

Item Type & Title: Agreement for Professional Services with Vaxi Taxi Pharmacy for COVID 19 vaccination campaign assistance

Agenda Date: 4/27/2021

Contact Individual: Helen Eddy, 286-3767

Previous Action taken by the Board: None

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: Polk County is carrying out a comprehensive COVID 19 vaccination campaign. Vaxi Taxi Pharmacy, a mobile pharmacy, has been identified as an organization who can provide assistance to the Polk County Health Department with providing COVID 19 vaccinations to the homebound in Polk County. This Agreement for Professional Services shall be effective for a one-year term and the total compensation shall not exceed \$100,000. Grant funds will be used to offset the costs incurred in this agreement.

Action Impact: Polk County will be better prepared to implement a comprehensive pandemic vaccination campaign.

Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipat ed Expense	Anticipat ed Revenue	Ongoing Commitm ent? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21 21/22	N	100,000	100,000	N	10223041.77440 .23	1022341.52840

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Polk County Auditor, as Commissioner of Elections, is responsible for conducting elections in Polk County; and

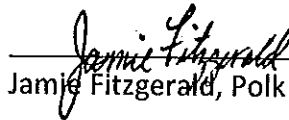
WHEREAS, certain services are needed to provide support and preventative maintenance for all Unisyn voting equipment currently being used to conduct elections; and

WHEREAS, the Auditor is requesting that the Board approve the Support and Services Agreement with Unisyn Voting Solutions, Inc. to provide services and support of election equipment and processes necessary to conduct elections; and

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the Support and Services Agreement with Unisyn Voting Solutions, Inc. and authorizes the Chairperson to sign said agreement.

Chairperson

RECOMMENDED FOR APPROVAL:



Jamie Fitzgerald, Polk County Auditor

APPROVED AS TO FORM:

JOHN P. SARCONI

POLK COUNTY ATTORNEY

By: 

Assistant County Attorney

RESOLUTION

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

WHEREAS, on September 4, 2018, Polk County, Iowa entered into an Agreement For Loan, Lien and Repayment (the Agreement) with William and Sue Stevens and Larry and Judi Greene; and,

WHEREAS, the Agreement was filed at Book 17066 and Pages 59-64 in the Polk County Recorder's Office; and,

WHEREAS, pursuant to the Agreement, Polk County, Iowa has a lien against the property of William and Sue Stevens to secure the loan made to them; and,

WHEREAS, William and Sue Stevens have requested Polk County, Iowa subordinate its lien against their property to their refinanced cash out mortgage; and,

WHEREAS, in exchange for Polk County subordinating its lien against their property, William and Sue Stevens have agreed to repay their portion of the loan in full immediately following the close of their cash out refinance; and,

WHEREAS, in order to subordinate its lien on the property of William and Sue Stevens, an amendment to the Agreement is required.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Amended Agreement, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Amended Agreement on behalf of Polk County, Iowa. Furthermore, the Polk County Attorney's Office is directed to record this Amended Agreement in the Polk County Recorder's Office.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

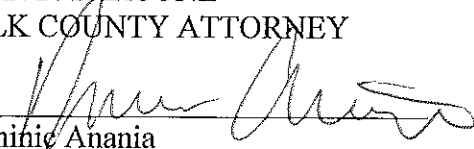
Angela Connolly
Chairperson

#21

RECOMMENDED FOR APPROVAL:

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Dominic Anania
Assistant County Attorney

FISCAL NOTE: A payment \$19,075.00 will be made to Polk County, Iowa, accelerating payment by seven years.

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: FIRST AMENDMENT TO THE AGREEMENT FOR LOAN, LIEN, AND REPAYMENT (AMENDMENT)

Agenda Date: April 27, 2021

Contact Individual: Dominic Anania, Polk County Attorney's Office, 515-286-2039

Board/Commission Actions: NA

Action Requested (Recommended): Resolution approves the terms of the Amendment of a prior loan agreement entered into by Polk County and two sets of property owners. The Amendment subordinates Polk County's lien against one set of property owners to their cash out refinanced mortgage. In exchange for subordinating the lien, the entire amount due on the loan for this set of property owners becomes due and payable on the date of closing. This set of property owners will immediately pay \$19,075 to Polk County upon closing the refinance. This accelerates the no interest loan payment to Polk County by seven years. The resolution authorizes the Chairperson of the Polk County Board of Supervisors to execute the Amendment on behalf of Polk County and directs the Polk County Attorney's Office to record the Amendment.

Comply with Policy: Yes

Background: See above.

Action Impact: Polk County will subordinate its lien and a payment \$19,075.00 will be made to Polk County, Iowa, accelerating payment by seven years.

Fiscal Note: A payment \$19,075.00 will be made to Polk County, Iowa, accelerating payment by seven years.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21						
21/22						

RESOLUTION

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

WHEREAS, John Johansen was an employee of the Polk County Sheriff's Office and Polk County Attorney's Office; and

WHEREAS, Mr. Johansen has workers' compensation claims for injuries alleged to have been sustained on during the course of his employment; and

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

WHEREAS, Polk County Risk Management is recommending a settlement of \$45,000.00 to be approved by the Iowa Worker's Compensation Commissioner; and

WHEREAS, it is in the best interest of the public that the claims be resolved without the expense and risk of continued litigation; and

NOW THEREFORE BE IT RESOLVED, that Polk County, Iowa, approves the settlement of John Johansen's three workers' compensation claims and authorizes the Chairperson of the Polk County Board of Supervisors to sign said agreement on behalf of Polk County, Iowa.

Approved this 27th day of April, 2021.

POLK COUNTY, IOWA

Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:

/s/ Meghan L. Gavin
Meghan L. Gavin
Assistant County Attorney

#22

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution authorizing settlement of three workers' compensation claims.

Agenda Date: April 27, 2021

Contact Individual: Meghan Gavin
Assistant County Attorney
286-3314

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: John Johansen was a long-term employee of the Polk County Sheriff's Office and Polk County Attorney's Office. He alleges that he sustained pulmonary injuries during his employment with the County. It is in the best interests of Polk County to settle these matters to reduce the risk of a workers' compensation commission award at hearing. Polk County will pay \$45,000.00 for the compromise settlement of his claim.

Action Impact:

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
19/20							
20/21			\$ 45,000.00				
21/22							

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Iowa Healthiest State Initiative is dedicated to improving the physical, social and emotional well-being of Iowans. Families in Iowa, as well as, Polk County are struggling with food insecurity and the goal of the Iowa Healthiest State Initiative is to increase the accessibility and affordability to fruits and vegetables; and,

WHEREAS, the Iowa Healthiest State Initiative is seeking Polk County Community Development funding to support the Double Up Food Bucks Program. The program focuses on assisting participants of the Supplemental Nutrition Assistance Program (SNAP) to provide a dollar for dollar match for fresh food and vegetables at participating locations; and,

WHEREAS, the Polk County Board of Supervisors desires to support the Iowa Healthiest State Initiative and their Double Up Food Bucks Program; and,

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement, with a Community Development Grant Award for \$25,000.00, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this _____ day of _____, 2021.

POLK COUNTY, IOWA

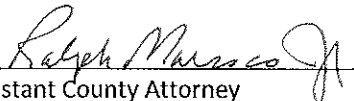
Angela Connolly
Chairperson

RECOMMENDED FOR APPROVAL:


Lisa Moody-Tunks
Grant Administrator

APPROVED AS TO FORM:

JOHN P. SARCONI
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: Community Development Grant Fund \$25,000 FY20/21

#23

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving a Community Development Grant to the Iowa Healthiest State Initiative.

Agenda Date: April 27, 2021

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

Previous Action taken by the Board: N/A

Board/Commission Actions: N/A

Action Requested (Recommended): Approval of a \$25,000.00 Community Development Grant to the Iowa Healthiest State Initiative.

Comply with Policy: Yes

Background: Iowa Healthiest State Initiative is dedicated to improving the physical, social and emotional well-being of Iowans. Families in Iowa as well as Polk County are struggling with food insecurity. Iowa Healthiest State Initiative provides the Double Up Food Bucks Program to Supplemental Nutrition Assistance Program (SNAP) participants. The Double Up Food Bucks Program provides a one dollar for one dollar match incentive for fresh food and vegetables at participating locations.

Action Impact: This resolution will award \$25,000.00 to the Iowa Healthiest State Initiative and authorizes the Chair to sign the attached agreement.

Fiscal Note:

Fiscal	New	# of New	Anticipated	Anticipated	Budget	If Amendment is Required,	
Year	Budget Item? (Y/N)	Position(s) Required	Expense	Revenue	Amendment Required? (Y/N)	Expense Account Code	Revenue Account Code
20/21	Y		\$25,000.00			40109032.79410	

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Polk County Board of Supervisors has identified funding for Community Betterment projects in the FY 20-21 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; and,

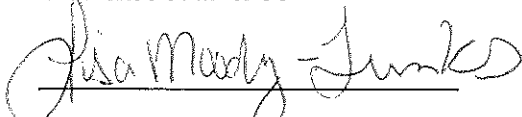
WHEREAS, the nature of these agencies/organizations and their projects are an appropriate use of the Community Betterment funds.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors hereby approves awarding \$70,300.00 in Community Betterment Grants, in the individual amounts as identified, to the agencies/organizations on the attached Community Betterment Grant Award List from the Community Betterment fund.

POLK COUNTY BOARD OF SUPERVISORS

Chairperson

SUBMITTED BY:



Lisa Moody-Tunks
Grant Administrator

Fiscal Impact: \$70,300.00 from the Community Betterment fund, FY 20-21

#24

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

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

Agenda Date: April 27, 2021

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 20, 2021 for \$128,652.07

Board/Commission Actions: N/A

Action Requested (Recommended): Approval of the attached April 27, 2021-Community Betterment Grant Award List

Comply with Policy: Yes

Background: Polk County has funding for Community Betterment projects in the FY20-21 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 \$70,300.00 in Community Betterment Grants in the individual amounts as identified on the attached Community Betterment Grant Award List.

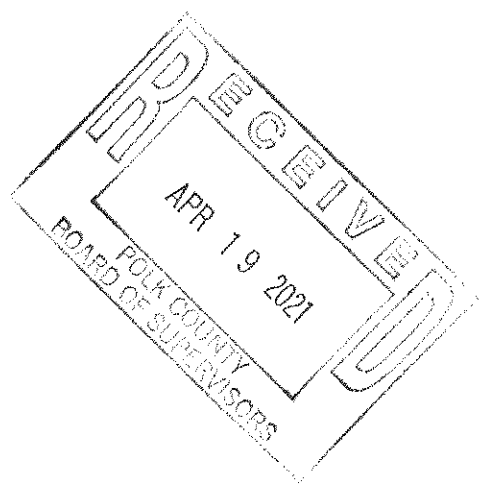
Fiscal Note:

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
20/21		\$70,300.00		N		40109033.79410

Additional Fiscal Note Information (optional):

April 27, 2021

Animal Rescue League of Iowa	\$3,000.00
Boys & Girls Club of Central Iowa (BGCCI)	\$6,000.00
Brook Run Neighborhood Association	\$2,500.00
Des Moines Performing Arts	\$10,000.00
East Des Moines Swim Team	\$4,000.00
Edmundson Art Foundation, Inc.	\$10,000.00
Fairmont Park Neighborhood Association	\$4,500.00
Iowa Radio Reading Information Service for the Blind	\$7,800.00
Knock and Drop Iowa	\$10,000.00
Little League Baseball, Inc. (Grandview Little League	\$5,000.00
The Des Moines Community Radio Foundation (KFMG-LP)	\$7,500.00
TOTAL	\$70,300.00



CITY DEVELOPMENT BOARD
STATE OF IOWA

IN THE MATTER OF THE CITY OF	)	CASE NUMBER: NC21-09 / ALTOONA
ALTOONA VOLUNTARY ANNEXATION	)	
INCLUDING NON-CONSENTING OWNERS	)	NOTICE OF TEAMS/TELEPHONIC
WITHIN THE URBANIZED AREA OF THE	)	PUBLIC HEARING
CITIES OF BONDURANT, DES MOINES AND	)	
PLEASANT HILL	)	

TO: Cities of Altoona, Pleasant Hill, Des Moines and Bondurant, Polk County Board of Supervisors, Polk County Attorney, Des Moines Area Metropolitan Planning Organization, Iowa Attorney General, Iowa Department of Transportation, Public Utilities and Interested Persons

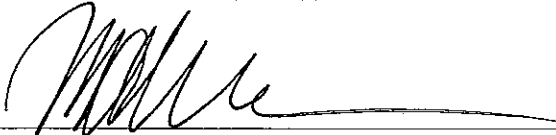
You and each of you are hereby notified that the City Development Board will, pursuant to Iowa Code Section 368.7, hold a public hearing on the above captioned matter. The public hearing is scheduled via Teams/telephonic at 1:30 p.m., on May 12, 2021.

This proposal contains some territory without the consent of the owner. Such proposals require approval of 4/5's of the City Development Board after a public hearing. You are invited to attend this hearing to present evidence for or against the proposed annexation.

To participate in the public hearing via teleconference, dial 1-515-348-6300; when prompted, enter access code 515 369 651 followed by #. You should then be connected to the public hearing.

If you have any questions or wish further clarification, please contact me at (515) 348-6196.

CITY DEVELOPMENT BOARD


Matt Rasmussen, Administrator
City Development Board

Annexation territory
40.04 acres

City of Altoona

Darryl & Angela Bresson
Consenting - 35.48 acres

RE Solutions, LLC
non-consenting - 3.0 acres

NE 27th Avenue

NE 64th Street

NE 64th Street

Right-of-Way

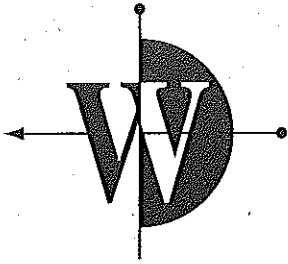
City of Altoona

Annexation Agreement Boundary with Pleasant Hill

Legend
Consenting Annexation Area
Non-consenting Annexation Area

0 0.125 0.25 0.5 Miles





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

Community and Economic
Development

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

515-273-0770

FAX 515-222-3640

E-mail ced@wdm.iowa.gov

DATE: April 20, 2021

TO: Board of Supervisors of Polk County, County Auditor
West Des Moines Community School District, President or
Secretary of the Board of Directors

FROM: City Council
City of West Des Moines, Iowa

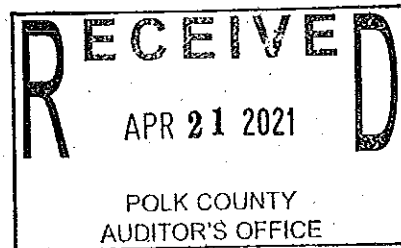
RE: Amendment No. 3 to the Fuller Road Urban Renewal Plan

The West Des Moines City Council has begun the process of approving an urban renewal plan, *Amendment No. 3 to the Fuller Road Urban Renewal Plan*. The Resolution from the City Council and the attached draft Amendment are included with this letter.

As required by Iowa Code, the City Council set a consultation meeting of the affected taxing entities for April 28, 2021, at 10:30 am via Microsoft Teams. The public hearing date has been set for May 17, 2021, at 5:30 pm. A notice for each meeting is included.

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

Enclosures



#26

NOTICE OF A CONSULTATION TO BE HELD BETWEEN THE CITY
OF WEST DES MOINES, STATE OF IOWA AND ALL AFFECTED
TAXING ENTITIES CONCERNING THE PROPOSED AMENDMENT
NO. 3 TO THE FULLER ROAD URBAN RENEWAL PLAN FOR THE
CITY OF WEST DES MOINES, STATE OF IOWA

The City of West Des Moines, State of Iowa will hold a consultation with all affected taxing entities, as defined in Section 403.17(1), Code of Iowa, as amended, commencing at 10:30 A.M. on April 28, 2021, in the Council Chambers, City Hall, 4200 Mills Civic Parkway, West Des Moines, Iowa concerning a proposed Amendment No. 3 to the Fuller Road Urban Renewal Plan for the Fuller Road Urban Renewal Area, a copy of which is attached hereto.

Due to public health concerns related to COVID-19, this meeting will be held electronically, pursuant to Iowa Code Section 21.8.

The meeting will be available at the following:
<https://tinyurl.com/3hp98p85>

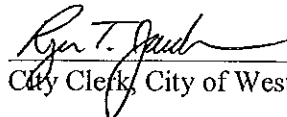
Please contact the Business Development Coordinator at Rachel.Wacker@wdm.iowa.gov if you have questions or concerns with accessing the meeting.

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

The designated representative of any affected taxing entity may make written recommendations for modifications to the proposed division of revenue no later than seven days following the date of the consultation. The Business Development Coordinator, or her delegate, as the designated representative of the City of West Des Moines, State of Iowa, shall submit a written response to the affected taxing entity, no later than seven days prior to the public hearing on the proposed Amendment No. 3 to the Fuller Road Urban Renewal Plan, addressing any recommendations made by that entity for modification to the proposed division of revenue.

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

Dated this 19th day of April, 2021.


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

(End of Notice)