

**POLK COUNTY BOARD OF SUPERVISORS AGENDA**  
**POLK COUNTY ADMINISTRATIVE OFFICE BUILDING**  
**111 COURT AVENUE - ROOM 120**  
**APRIL 5, 2022 9:30 A.M.**

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

**PROCLAMATION**

5. Proclamation designating April as National Child Abuse Prevention Month in Polk County, Iowa.

**PROCLAMATION**

6. Proclamation designating the week of April 4 – 10, 2022 as National Public Health Week 2022.

**PROCLAMATION**

7. Proclamation designating April 30, 2022 as Harmony Delegation Barbershop Chorus Day.

**PUBLIC HEARING**

**GRANTING TEMPORARY CONSTRUCTION EASEMENT**

8. Resolution granting a temporary construction easement to the City of Des Moines for the Easton Boulevard Reconstruction Project (land known as Fourmile Creek Greenway).

9.

**PUBLIC COMMENTS**

**RESOLUTIONS**

10. Resolution authorizing the County Engineer and Director of Public Works to sign certain Iowa Department of Transportation documents (deferred from March 29, 2022).
- \*11. Resolution approving Equipment Lease Agreement with Heartland Co-op for the Iowa Cover Crop Seeder Project.
- \*12. Resolution accepting bid from Quality Striping, Inc. for “Pavement Marking Annual Refurbishment, Special Emblems and Intersections.”
- \*13. Resolution accepting bid from Grimes Asphalt and Paving Corporation for “2022 Hot Mix Asphalt Resurfacing Projects.”
- \*14. Resolution approving easement document from the City of Des Moines for the 2022 Neighborhood Sidewalk Program on County owned property (located between 513 & 517 Pleasant View Drive).

- \*15. Resolution approving temporary easement purchase for bridge replacement project (BR 4261).
- \*16. Resolution approving the recommendations of the Soil and Water Conservation District Commissioner for allowances and denials of the Impoundment Structures Exemption.
- 17. Resolution approving final plat of Cass Acres Plat 1.
- 18. Resolution approving final plat of Forest Ridge Estates Plat 3.
- 19. Resolution approving preliminary plat of The Rampton Grove.
- \*20. Resolution authorizing City of Des Moines the use of parking lot at 2309 Euclid (River Place) on May 14, 2022 (Tiny Trees Program pick up).
- \*21. Resolution authorizing City of Des Moines the use of parking lot at 2309 Euclid (River Place) On May 21, 2022 (MEGA Scrub Day).
- \*22. Resolution approving agreement for services with Children and Families of Iowa.
- \*23. Resolution authorizing settlement of workers' compensation claims (Fucaloro).
- 24. Resolution approving project expenditures for American Rescue Plan Act (ARPA) funds to Polk County Housing Trust Fund for affordable housing initiatives.
- \*25. Resolution approving Community Development Grant for American Legion Hispanic Post #731 (501c19 non-profit organization).
- 26. Resolution approving Community Betterment Grant awards.

### **COMMUNICATIONS**

- 27. Manure Management Plan (MMP) Update from Brad Moeckly, Elkhart, Iowa.
- 28. Notice of Appraisal of Damages and Time for Appeal in the Matter of the Condemnation of Certain Rights in Land for the Des Moines River Levee Alterations – Phases B and C Project (MLK River Park, LLC – 525 SW 5<sup>th</sup> Street, Des Moines, Iowa).
- \*29. City of Ankeny notice of hearing on application for voluntary urbanized annexation of certain territory (NE quadrant of Ankeny requested by Hope Kimberley LLC).

### **BUDGET ACTIONS**

30. Memorandum of Budget Actions.

### **APPOINTMENTS**

31. Memorandum of Appointments.

### **ADJOURNMENT**

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

**Live stream the Board of Supervisors meeting at <https://youtu.be/4NLkJhUVySs>**

# County of Polk

POLK COUNTY

## Board of Supervisors

### PROCLAMATION

**WHEREAS**, child abuse and neglect is a serious problem that can be prevented; and

**WHEREAS**, our children are our most valuable resources and will shape the future of Iowa; and

**WHEREAS**, child abuse can have long-term psychological, emotional, and physical effects that have lasting consequences for victims of abuse; and

**WHEREAS**, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children; and

**WHEREAS**, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community- and faith-based organizations, businesses, law enforcement agencies, and families; and

**WHEREAS**, all members of a community benefit from creating conditions that support strong and healthy families; and

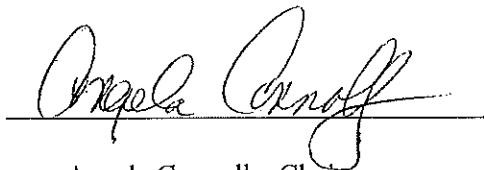
**WHEREAS**, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

**WHEREAS**, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, and nurturing environment; and

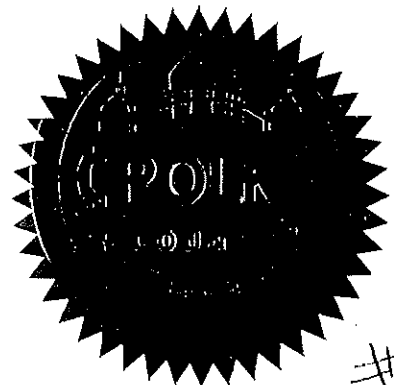
**WHEREAS**, prevention remains the best defense for our children and families.

**NOW, THEREFORE**, be it resolved that we, the Polk County Board of Supervisors, do hereby proclaim **April** as **NATIONAL CHILD ABUSE PREVENTION MONTH** in Polk County and urge all citizens to recognize this month by dedicating ourselves to the task of improving the quality of life for all children and families.

Signed this \_\_\_ day of \_\_\_\_\_, 2022, in \_\_\_\_\_.



Angela Connolly, Chair  
POLK COUNTY BOARD OF SUPERVISORS



#5

# County of Polk



POLK COUNTY

## Board of Supervisors PROCLAMATION

**Whereas** the week of April 4-10, 2022, is National Public Health Week, and the theme is "Public Health is Where You Are"; and

**Whereas** the COVID-19 pandemic has drastically changed the face of healthcare and public health. The Polk County Health Department staff and PRN staff have worked tirelessly to ensure the safety and well-being of our community.

**Whereas** From January 2021 – February 2022, our call center staff answered 14,469 live calls regarding COVID-19 and scheduled 4,742 COVID-19 and flu shots. The call center team provided a great service to the community in helping to answer questions and to ease the mind of many worried residents.

**Whereas** Since December 2020, our COVID-19 drive through clinic administered 41,730 doses of the COVID-19 vaccine. The clinic provided vaccines in rain or shine, blizzards, negative wind chill, and very hot and humid Iowa summer days. The team worked so efficiently that they were able to vaccinate hundreds of residents every day. Our Health Department and PRN staff knew they needed to vaccinate our community no matter the weather situation to reduce the spread of COVID-19.

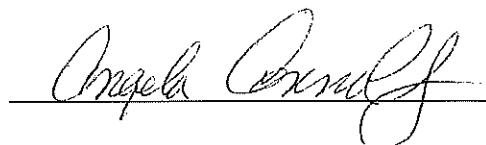
**Whereas** The Health Department hired 60 PRN medical staff and two on call office staff to help during the pandemic. The PRN staff provided assistance with vaccinations, contact tracing, meal delivery, and call center. Many PRN had other jobs in the medical field but wanted to assist Polk County throughout the pandemic.

**Whereas** The Polk County Health Department has 44 full-time employees. During the pandemic many of our employees wore multiple hats, worked incredibly long hours, and sacrificed time with their family, friends, and even vacations to fight the pandemic. Health Department members took on new roles, built and sustained relationships with community partners, and developed innovative campaigns to reduce the spread of the virus and increase COVID-19 vaccines. From the pandemic, a Polk County Medical Coordination Center was established. This team will continue to work to improve healthcare throughout the county. A Community Health Worker Program was also created. This program trained leaders in ethnic based organizations to educate their communities about the COVID-19 vaccine.

**Whereas** The county is incredibly proud of the Health Department for their dedication, determination, and passion to improving the lives of our community throughout the pandemic. We celebrate your team during this year's National Public Health Week and every National Public Health Week moving forward.

**NOW, THEREFORE**, be it resolved that we, Polk County Board of Supervisors, do hereby proclaim April 4-10, 2022, as **National Public Health Week 2022** in Polk County and call upon the people of Polk County to observe this week by thanking our Polk County Health Department staff and PRN staff for helping to keep our county safe and healthy during the COVID-19 pandemic.

Signed this \_\_\_ day of \_\_\_\_\_, 2022, in \_\_\_\_\_.



Angela Connolly, Chair  
POLK COUNTY BOARD OF SUPERVISORS



#6

# County of Polk

POLK COUNTY

## Board of Supervisors

### PROCLAMATION

**Whereas**, the Harmony Delegation Chorus, Des Moines Chapter of the Barbershop Harmony Society is celebrating its Seventy Fifth Anniversary on April 30<sup>th</sup> at the show at New Hope Assembly of God Church; and

**Whereas**, the Harmony Delegation Chorus welcomes and encourages singers of all ages to strive for excellence in singing, to inspire one another, nurture meaningful friendships and give communities exceptional vocal performances; and

**Whereas**, the Harmony Delegation Chorus celebrates harmony in the barbershop style, provides an opportunity to experience the joy of four-part acapella singing and introduces and sustains vocal music in the lives of people everywhere; and

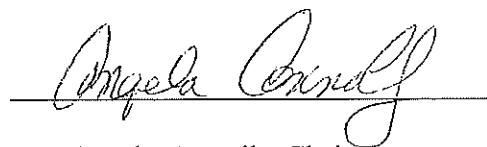
**Whereas**, the Harmony Delegation Chorus is committed to collaborative relationships with schools and other organizations to promote life-long opportunities to experience the joy of singing, providing education, festivals, workshops and camps through its *Youth in Harmony* programs.

**Now, therefore**, be it resolved that we, the Polk County Board of Supervisors, do hereby proclaim **April 30, 2022** to be:

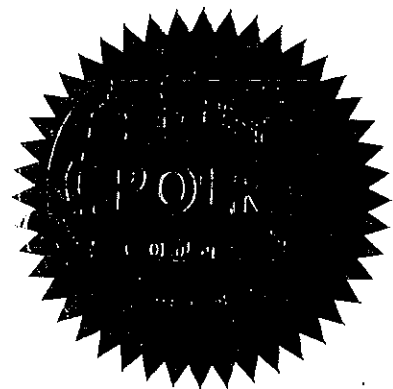
### **Harmony Delegation Barbershop Chorus Day**

in Polk County, Iowa and recognize Harmony Delegation Chorus for their commitment to bring people together in harmony and fellowship to enrich lives through singing.

Signed this \_\_\_ day of \_\_\_\_\_, 2022, in \_\_\_\_\_.



Angela Connolly, Chair  
POLK COUNTY BOARD OF SUPERVISORS



#7

## RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

**WHEREAS**, the Polk County Conservation Board maintains the Fourmile Creek Greenway pursuant to §350.4, Iowa Code (2017); and,

**WHEREAS**, The City of Des Moines requests a Temporary Construction Easement for the Easton Boulevard Reconstruction Project from E. 33<sup>rd</sup> Street to Fourmile Creek on land owned by Polk County located in Polk County, Iowa on land known as Fourmile Creek Greenway in Polk County, Iowa; and,

**WHEREAS**, Polk County Conservation Board determined on March 9, 2022 that the disposal of this land will not interfere with park purposes and intent; and,

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

### LEGAL DESCRIPTION

A PART OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 79 NORTH, RANGE 23 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

AND

A PART OF LOT 2 OF THE OFFICIAL PLAT OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 79 NORTH, RANGE 23 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT "A", DOUGLAS MANOR PLAT NO. 1, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND ALSO BEING A POINT ON THE SOUTH RIGHT OF WAY LINE OF EASTON BOULEVARD, AS PRESENTLY ESTABLISHED; THENCE NORTH 72°(DEGREES) 37'(MINUTES) 08"(SECONDS) EAST, 102.94 FEET TO THE POINT OF BEGINNING; THENCE NORTH 72°37'08" EAST, 324.49 FEET; THENCE NORTH 73°49'36" EAST, 65.88 FEET; THENCE SOUTH 16°10'24" EAST, 5.00 FEET; THENCE SOUTH 73°49'36" WEST, 65.83 FEET; THENCE SOUTH 72°37'08" WEST, 136.97 FEET; THENCE SOUTH 17°22'52" EAST, 15.00 FEET; THENCE SOUTH 72°37'08" WEST, 192.49 FEET; THENCE ALONG AN ARC 20.62 FEET TO THE RIGHT, HAVING A RADIUS OF 845.48 FEET, THE CHORD OF WHICH IS NORTH 3°16'26" WEST, 20.62 FEET TO THE POINT OF BEGINNING AND CONTAINING 4815 SQUARE FEET. Which property is also described and depicted on the plat attached hereto as Exhibit "TE-27"

#8

**WHEREAS**, a public hearing on the proposed conveyance is necessary for the disposition of property and was held at 9:30 a.m. on April 5, 2022 at the regularly scheduled meeting of the Polk County Board of Supervisors, Polk County Administrative Office Building, Room 120, 111 Court Avenue, Des Moines, Iowa; and,

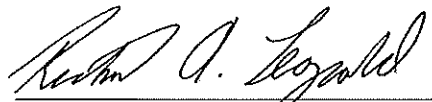
**NOW, THEREFORE BE IT RESOLVED** Polk County, Iowa approves the terms of the attached Easement known as the Fourmile Creek Greenway, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Richard Leopold, Director  
Polk County Conservation

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

By:   
Assistant County Attorney

FISCAL NOTE:

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

4/5/22

**Item Type & Title:** Public Hearing to grant approval to the City of Des Moines for a Temporary Construction Easement for the Easton Boulevard Reconstruction Project on land known as Fourmile Creek Greenway managed by Polk County Conservation Board.

**Agenda Date:** 4/5/22

**Contact Individual:** Richard Leopold

**Previous Action taken by the Board:** (date 3/22/22)

**Action Requested (Recommended):**

That the Board of Supervisors grant approval to the City of Des Moines for a Temporary Construction Easement for the Easton Boulevard Reconstruction Project on land known as Fourmile Creek Greenway managed by the Polk County Conservation Board.

**Comply with Policy:** NA

**Background:**

The City of Des Moines will begin reconstruction of a section of Easton Boulevard from E. 33<sup>rd</sup> Street to Fourmile Creek. This project requires a temporary easement for construction access. At this time, the temporary easement would not destroy any significant trees in the area, but if trees are damaged during this process, the City of Des Moines will replace the trees with like species in the temporary easement area.

**Action Impact:**

**Fiscal Note:**

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

**Additional Fiscal Note Information (optional):**

## RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

**WHEREAS**, to expedite the processing of certain documents associated with Farm-To-Market and State or Federal aid construction projects administered by the Polk County Public Works Department, it is advantageous that the Polk County Director of Public Works, Robert Rice, be authorized to sign certain Farm-to-Market and State or Federal aid documents on behalf of Polk County, Iowa; and

**WHEREAS**, to comply with Iowa Department of Transportation requirements, it is also necessary that the Polk County Engineer, Aaron Putnam, P.E., be authorized to sign certain documents associated with Farm-To-Market and State or Federal aid construction projects on behalf of Polk County, Iowa.

**NOW, THEREFORE BE IT RESOLVED** Polk County, Iowa hereby designates, authorizes, and empowers Robert Rice, the Director of Polk County Public Works and Aaron Putnam, P.E., Polk County Engineer to:

- 1) Execute on its behalf all Farm-To-Market Progress Vouchers and Farm-To-Market Fund Universal Payment Vouchers; and
- 2) Execute the Certification of Completion of Work and Final Acceptance thereof in accordance with plans and specifications for all Farm-to-Market and Federal or State aid construction projects completed by the Polk County Public Works Department within Polk County; and
- 3) After initial approval by Polk County, Iowa, electronically sign the contracts and bonds on behalf of Polk County, Iowa on projects managed through the Iowa Department of Transportation's Doc Express or APPIA project administration systems.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

4-10

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

  
\_\_\_\_\_  
Assistant County Attorney

FISCAL NOTE:

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 41-22 to authorize County Engineer and the Public Works Director to sign certain Iowa Department of Transportation documents.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** None.

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Resolution designates, authorizes, and empowers, Robert Rice, the Polk County Director of Public Works, and Aaron Putnam, P.E., Polk County Engineer to execute the Iowa Department of Transportation documents noted as per the Iowa DOT requirements.

**Comply with Policy:** Yes

**Background:** To expedite the processing of certain documents associated with Farm-To-Market and Federal Aid construction projects administered by the Polk County Public Works Department, it is advantageous that the Polk County Director of Public Works, Robert Rice, be authorized to sign certain Farm-to-Market documents on behalf of the Polk County Board of Supervisors. To comply with the Iowa Department of Transportation requirements, it is also necessary that the Polk County Engineer, Aaron Putnam, P.E., be authorized to sign certain Farm-to-Market documents on behalf of the Polk County Board of Supervisors.

**Action Impact:** Allows Iowa DOT documents to be processed in a timely manner.

**Fiscal Note:** None.

| Fiscal Year | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment? (Y/N) | If Amendment is Required, |                      |
|-------------|-----------------|---------------------|---------------------|---------------------------|---------------------------|----------------------|
|             |                 |                     |                     |                           | Expense Account Code      | Revenue Account Code |
| 21/22       | NA              | NA                  | N                   | N                         |                           |                      |
| 22/23       |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):**

**RESOLUTION**

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the Polk County Board of Supervisors as a public agency, may enter into an agreement with a public or private agency to cooperate in the provision of services to the public and to cooperate in other ways to mutual advantage; and

WHEREAS, the Central Iowa Cover Crop Seeder Project will provide water quality and flood reduction benefits to meet local watershed goals; and

WHEREAS, Polk County will enter into an agreement with the Iowa Department of Agriculture and Land Stewardship, the City of Des Moines, and Des Moines Water Works to purchase the Cover Crop Seeder; and

WHEREAS, Polk County will enter into an agreement to lease the seeder to Heartland Co-op for a term of 4 years for \$1.00 per year; and

WHEREAS, Heartland Co-op shall operate and maintain the seeder on behalf of Polk County; and

WHEREAS, Heartland Co-op shall work with Polk County to develop a marketing program to promote a successful cover crop seeder program to agricultural landowners and farmers.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors has reviewed the proposed Lease Agreement; and

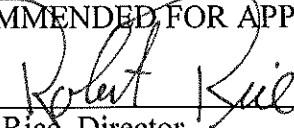
BE IT FURTHER RESOLVED Polk County, Iowa approves the terms of the attached Lease Agreement with Heartland Co-op for the Central Iowa Cover Crop Seeder Project and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Lease on behalf of Polk County, Iowa.

Approved \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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

# 11

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Resolution No. 48-22 to approve Equipment Lease Agreement with Heartland Co-op for the Iowa Cover Crop Seeder Project

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** Cover Crop Seeder 28E Agreement- Res. No. 186-21 (12/21/2021)

**Board/Commission Actions:** None

**Action Requested (Recommended):** Approve the terms of the Lease Agreement, authorize the Chairperson to execute the agreement on behalf of Polk County, direct the Public Works Department to return a copy of the signed agreement to each cooperating partner.

**Comply with Policy:** N/A

**Background:** The Central Iowa Cover Crop Seeder Project involves the purchase of a fully operational cover crop seeder that will improve cover crop success within the Des Moines River watershed. This agreement will lease seeder to Heartland Co-op who will operate and maintain the machine.

**Action Impact:** Action approves the County to lease the seeder to Heartland Co-op for a term of four years.

**Fiscal Note:** Heartland Co-op will provide an annual payment of \$1.00 to Polk County.

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

**Additional Fiscal Note Information (optional):**

RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, on March 24, 2022, the Polk County Procurement Division received and publicly opened sealed bids for Bid No. 101-2223, "Pavement Marking, Refurbishment, Special Emblems & Intersections" with the following results:

|                       |              |
|-----------------------|--------------|
| Quality Striping Inc. | \$383,146.89 |
| Des Moines, IA        |              |
| Iowa Plains Signing   | \$480,122.80 |
| Slater, IA; and       |              |

WHEREAS, it is the recommendation of the Public Works Department to accept the low bid from Quality Striping Inc., Des Moines, Iowa in the amount of \$383,146.89.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa does herein award Bid No. 101-2223, "Pavement Marking Annual Refurbishment, Special Emblems & Intersections" to Quality Striping Inc., in the amount of Three Hundred Eighty Three Thousand, One Hundred Forty Six and 89/100 Dollars (\$383,146.89); and

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Chairperson of the Polk County Board of Supervisors to sign the contracts and bonds which will be prepared by the Polk County Public Works Department; and

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Public Works Director to temporarily close project roadways as necessary and to approve amendments or change orders to this Agreement on behalf of Polk County; and

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

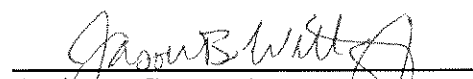
\_\_\_\_\_  
Angela Connolly, Chairperson

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 IMPACT: Expenditure not to exceed the approved contract amount and any necessary change orders.

# 12

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 49-22 to accept the bid of Quality Striping Inc., Des Moines, Iowa in the amount of \$383,146.89 for Bid No. 101-2223, "Pavement Marking Annual Refurbishment, Special Emblems, & Intersections".

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** Res. No. 189-21, Dated December 21, 2021 authorized Procurement (Previously General Services) to Conduct Bid Letting.

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Resolution accepts the bid of Quality Striping Inc., Des Moines, Iowa, and authorizes the Polk County Public Works Department to prepare the necessary contracts to be signed by the Chairperson of the Polk County Board of Supervisors.

**Comply with Policy:** Yes

**Background:** On March 24, 2022, the Procurement Division publicly opened sealed bids for Bid No. 101-2223. The Public Works Department recommends the acceptance of the low bid received from Quality Striping Inc., Des Moines, Iowa in the amount of \$383,146.89.

**Action Impact:** Authorizes the Public Works Department to complete the terms of the Contract.

**Fiscal Note:** Expenditure not to exceed the approved contract amount and any necessary change orders.

| Fiscal Year | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment? (Y/N) | If Amendment is Required, |                      |
|-------------|-----------------|---------------------|---------------------|---------------------------|---------------------------|----------------------|
|             |                 |                     |                     |                           | Expense Account Code      | Revenue Account Code |
| 21/22       |                 |                     |                     |                           |                           |                      |
| 22/23       | Y               | \$383,146.89        | N                   | N                         |                           |                      |
|             |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):**

RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the following project is included in the proposed Fiscal Year 2022/2023 Polk County Five (5) year (2022-2027) Farm-to-Market and Secondary Road Capital Improvements Program:

Project No. HMA-2022 Hot Mix Asphalt Resurfacing Program; and

WHEREAS, on March 24, 2022 the Polk County Procurement Division received and publicly opened sealed bids for Bid No. 140-2223, "2022 Hot Mix Asphalt Resurfacing Projects" with the following results:

|                                                                        |                |
|------------------------------------------------------------------------|----------------|
| Grimes Asphalt & Paving Corp.<br>Des Moines, IA                        | \$6,695,900.83 |
| OMG Midwest, Inc., D.B.A.<br>Des Moines Asphalt & Paving<br>Ankeny, IA | \$8,196,087.83 |
| InRoads LLC<br>Des Moines, IA; and                                     | \$8,367,844.67 |

WHEREAS, it is the recommendation of the Public Works Department to accept the low bid from Grimes Asphalt & Paving Corporation, Des Moines, Iowa in the amount of \$6,695,900.83; and

WHEREAS, it may be necessary to temporarily close these project routes to facilitate construction.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa does herein award Bid No. 140-2223, "2022 Hot Mix Asphalt Resurfacing Projects" to Grimes Asphalt & Paving Corporation in the amount of Six Million, Six Hundred Ninety Five Thousand, Nine Hundred Dollars and 83/100. (\$6,695,900.83); and

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Chairperson of the Polk County Board of Supervisors to sign the contracts, and bonds which will be prepared by the Polk County Public Works Department; and

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Public Works Director to temporarily close project roadways as necessary and to approve amendments or change orders to this Agreement on behalf of Polk County; and

BE IT FURTHER RESOLVED that the Public Works Department return a copy of the signed contract to Grimes Asphalt & Paving Corporation and administer the contract on behalf of Polk County, Iowa.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly, Chairperson

#13

RECOMMENDED FOR APPROVAL:



Robert Rice, Director  
Polk County Public Works Department

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY



Assistant County Attorney

FISCAL IMPACT: Expenditure not to exceed the approved contract amount and any necessary change orders.

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 50-22 to accept the bid of \$6,695,900.83 received from Grimes Asphalt & Paving Corporation, Des Moines, Iowa for Bid No. 140-2223.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** Res. No. 189-21, Dated December 21, 2021 authorized Procurement (Previously General Services) to Conduct Bid Letting.

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Resolution accepts the bid from Grimes Asphalt & Paving Corporation, authorizes the Polk County Public Works Department to prepare the necessary contracts to be signed by the Chairperson of the Polk County Board of Supervisors, and authorizes the Polk County Public Works Department to temporarily close certain project routes to facilitate construction.

**Comply with Policy:** Yes

**Background:** On March 24, 2022, the Procurement Division publicly opened sealed bids for Bid No. 140-2223. The Public Works Department recommends the low bid received from Grimes Asphalt & Paving Corporation in the amount of \$6,695,900.83 be accepted.

**Action Impact:** Resolution authorizes Public Works to complete the terms of the Contract.

**Fiscal Note:** Expenditure not to exceed the approved contract amount and any necessary change orders.

| Fiscal Year | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment? (Y/N) | If Amendment is Required, |                      |
|-------------|-----------------|---------------------|---------------------|---------------------------|---------------------------|----------------------|
|             |                 |                     |                     |                           | Expense Account Code      | Revenue Account Code |
| 21/22       |                 |                     |                     |                           |                           |                      |
| 22/23       | Y               | \$6,695,900.83      | N                   | 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, the City of Des Moines desires to install a 2022 Neighborhood Sidewalk on Polk County owned property located between 513 and 517 Pleasant View Drive; and

WHEREAS, said property is a tax sale property and not considered a buildable property; and

WHEREAS, to facilitate this installation of the sidewalk, the City of Des Moines has provided Polk County with the attached Easement to formalize the requirements of each agency for the proposed easement and improvements as part of this project; and

WHEREAS, the Public Works Department has reviewed this easement and recommends its approval.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the terms of the attached City of Des Moines Easement for installation of a sidewalk on County owned property located between 513 and 517 Pleasant View Drive, adopts the easement on behalf of Polk County, and authorizes the Chairperson of the Polk County Board of Supervisors to execute the agreement on behalf of Polk County; and

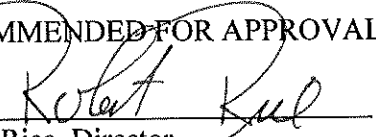
BE IT FURTHER RESOLVED that the Public Works Department return a copy of the signed agreement to the City of Des Moines and administer the easement on behalf of Polk County.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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 IMPACT: No cost to Polk County.

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 51-22 approving the easement document form the City of Des Moines for the 2022 Neighborhood Sidewalk Program on County owned property located between 513 and 517 Pleasant View Drive.

**Agenda Date:** April 5, 2022

**Contact Individual:** Bret VandeLune, Planning and Development Manager, Real Estate Division, Polk County Public Works Department, 286-3705

**Previous Action taken by the Board:** N/A

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Approval of the terms of the attached City of Des Moines Easement, adopt the easement on behalf of Polk County, authorize the Chairperson to execute the agreement on behalf of Polk County, and authorize the Public Works Department to return a copy of the signed agreement to the City of Des Moines and administer the easement on behalf of Polk County.

**Comply with Policy:** Yes

**Background:** The City of Des Moines desires to install a sidewalk on Polk County owned property located between 513 and 517 Pleasant View Drive. This property is a tax sale property and not considered a buildable property. To facilitate installation of the sidewalk, the City of Des Moines has provided Polk County with the attached Easement to formalize the requirements of each agency for the proposed easement and improvements as part of their project.

**Action Impact:** Allows the City of Des Moines to proceed with construction of their project.

**Fiscal Note:** No cost to Polk County.

| Fiscal Year | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment? (Y/N) | If Amendment is Required, |                      |
|-------------|-----------------|---------------------|---------------------|---------------------------|---------------------------|----------------------|
|             |                 |                     |                     |                           | Expense Account Code      | Revenue Account Code |
| 21/22       | NA              | N                   | N                   | N                         |                           |                      |
| 22/23       |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):**

**RESOLUTION**

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, Project No. BRS-CHBP-C077(228)--BG-77, the replacement of BR 4261 over Santiago Creek is in the approved Polk County Five (5) year (2020-2025) Farm-to-Market and Secondary Road Capital Improvements Program; and

WHEREAS, in order to facilitate construction and future maintenance of the bridge, Polk County, Iowa has previously negotiated a right-of-entry agreement with David C. Ingle; and

WHEREAS, the construction and maintenance for the bridge replacement on Mr. Ingle's property requires Polk County, Iowa remove an existing wood deck on Mr. Ingle's property; and

WHEREAS, the attached Damage Compensation For Temporary Easement Conveyance For Construction agreement sets forth the responsibilities of Polk County, Iowa and Mr. Ingle.

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the terms of the attached Damage Compensation For Temporary Easement Conveyance For Construction agreement for Project No. BRS-CHBP-C077(228)--BG-77 and adopts the documents; and

BE IT FURTHER RESOLVED Polk County, Iowa authorizes the Polk County Public Works Director to execute the documents, including payments, on behalf of Polk County, and execute the terms of the documents.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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: Right-of-Way costs of \$8,692.42 to be drawn from the current FY 2021/22 Public Works Department budget and approved amendments.

#15

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Resolution No. 52-22 to approve temporary easement purchase for the BR 4261 bridge replacement project.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** Resolution No. 89-21 dated July 6, 2021 approved right-of-way purchases for this project.

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Resolution approves the terms of the attached temporary easement document, adopts the document, and authorizes the Public Works Director to execute the document on behalf of Polk County. Authorizes the Polk County Public Works Department to execute the terms of the document, including payments.

**Comply with Policy:** Yes

**Background:** Project No. BRS-CHBP-C077(228)--BG-77, the replacement of BR4261 over Santiago Creek is in the approved Polk County Five (5) year (2020-2025) Farm-to-Market and Secondary Road Capital Improvements Program. In order to facilitate construction the Polk County Public Works Department has negotiated the temporary easement shown for a total cost of \$8,692.42.

**Action Impact:** Approval of the temporary easement will allow Public Works to proceed with construction of this project.

**Fiscal Note:** Right-of-Way costs of \$8,692.42 to be drawn from the current FY 2021/22 Public Works Department budget and approved amendments.

| Fiscal Year | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment? (Y/N) | If Amendment is Required, |                      |
|-------------|-----------------|---------------------|---------------------|---------------------------|---------------------------|----------------------|
|             |                 |                     |                     |                           | Expense Account Code      | Revenue Account Code |
| 21/22       | Y               | \$8,692.42          | N                   | N                         |                           |                      |
| 22/23       |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):**

# RESOLUTION

**MOVED** by \_\_\_\_\_ **SECONDED** by \_\_\_\_\_

that the following Resolution be adopted:

**WHEREAS**, the General Assembly of Iowa enacted legislation, now codified in Iowa Code 427.1(20), providing for the Impoundment Structures Exemption; and,

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

**WHEREAS**, to receive this Exemption, property owners must file a claim with the County Assessor, who then reviews it and submits it, with the recommendation of the Soil and Water Conservation District Commissioner, to Board of Supervisors for approval or denial; and,

**WHEREAS**, for taxable year 2022, payable in 2023 and 2024, the Polk County Assessor has received claims for 8 parcels where the Soil and Water Conservation District Commissioner recommended approval and for 0 parcels where the Soil and Water Conservation District Commissioner recommended denial.

**NOW, THEREFORE BE IT RESOLVED**, that the recommendations of the Soil and Water Conservation District Commissioner regarding approval and denial for the Impoundment Structures Exemption be accepted and adopted.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

RECOMMENDED FOR APPROVAL:

\_\_\_\_\_  
Randy Ripperger  
Polk County Assessor

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

BY: \_\_\_\_\_  
Assistant County Attorney

FISCAL NOTE: NONE

#16

**Fiscal Note:**

| Fiscal<br>Year | New<br>Budget<br>Item?<br>(Y/N) | # of New<br>Position(s)<br>Required | Anticipated<br>Expense | Anticipated<br>Revenue | Budget<br>Amendment<br>Required?<br>(Y/N) | If Amendment is Required,  |                            |
|----------------|---------------------------------|-------------------------------------|------------------------|------------------------|-------------------------------------------|----------------------------|----------------------------|
|                |                                 |                                     |                        |                        |                                           | Expense<br>Account<br>Code | Revenue<br>Account<br>Code |
| 23/24          | N                               |                                     |                        |                        | N                                         |                            |                            |

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Resolution approving the recommendations of the Soil and Water Conservation District Commissioner for allowances and denials of the Impoundment Structures Exemption.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** None

**Board/Commission Actions:** N/A

**Comply with Policy:** Yes

**Item Type & Title:** Resolution approving the recommendations of the Soil and Water Conservation District Commissioner for allowances and disallowances of the Impoundment Structures Exemption.

**Background:** There is an Impoundment Structures Exemption under Iowa Code 427.1(20) that provides a property tax exemption on the impoundment structures of an eligible property owner. The Exemption is available for certain property owners that satisfy specific statutory criteria. To receive this Exemption, property owners must file a claim with the County Assessor, who then reviews it and submits it, with the recommendation of the Soil and Water Conservation District Commissioner, to Board of Supervisors for approval or denial. For taxable year 2022, payable in 2023 and 2024, the Polk County Assessor received claims for 8 parcels where the Soil and Water Conservation District Commissioner recommended approval and for 0 parcels where the Soil and Water Conservation District Commissioner recommended denial.

**Action Impact:** The passage of this resolution approves the recommendations of the Soil and Water Conservation District Commissioner for allowances and disallowances of the Impoundment Structures Exemption.

| Owner                     | District/Parcel Number | Acres of Exemption | Exemption Type        |
|---------------------------|------------------------|--------------------|-----------------------|
| M. June Campbell          | 200/00109-004-000      | 2.528 Acres        | Impoundment Structure |
| Young Investments LC      | 280/00209-002-000      | 3.237 Acres        | Impoundment Structure |
| John & Joni Martin        | 220/00278-003-000      | 1.574 Acres        | Impoundment Structure |
| Young Investments LC      | 260/00255-003-000      | 7.187 Acres        | Impoundment Structure |
| Jean Wise & LJ Wise Trust | 140/00128-002-007      | 42.477 Acres       | Impoundment Structure |
| Olmstead Family Farms LLC | 140/00368-066-002      | 6.043 Acres        | Impoundment Structure |
| Richard & Deborah Taylor  | 180/00958-069-001      | 0.421 Acres        | Impoundment Structure |
| Dennis & Pennie Carroll   | 160/00780-002-002      | 1.509 Acres        | Impoundment Structure |

8 Approved Exemptions

RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the owners of land located in Section 10, Township 78 North, Range 23 West of the 5<sup>th</sup> P.M. (Fourmile Township), Polk County, Iowa, wish to subdivide and plat their land into a major subdivision final plat known as Cass Acres Plat 1; and

WHEREAS, the major subdivision final plat proposes four (4) lots and three (3) outlots on approximately 9.9 acres of land; and

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

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

WHEREAS, the Polk County Board of Supervisors on November 30, 2021, voted five (5) to zero (0), to approve the major subdivision preliminary plat of Cass Acres Plat 1.

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

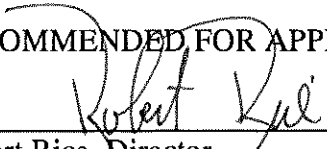
|                |                                                                                                                                                                                    |
|----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sewer Service: | Individual Septic Systems                                                                                                                                                          |
| Water Service: | Des Moines Water Works                                                                                                                                                             |
| Zoning:        | "LDR" Low Density Residential District                                                                                                                                             |
| Platted by:    | Firm Foundations, Inc (Represented by Brent Vandewall)<br>(property owner)                                                                                                         |
| Surveyor:      | Associated Engineering Company of Iowa                                                                                                                                             |
| Location:      | 5770 SE 14 <sup>th</sup> Place, Pleasant Hill, IA 50327, Located<br>approximately 620-feet east of the intersection of SE 14 <sup>th</sup> Place<br>and SE 55 <sup>th</sup> Street |
| Township:      | Fourmile                                                                                                                                                                           |

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022

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. 46-22 approving the Final Plat of Cass Acres Plat 1.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** None

**Board/Commission Actions:** On November 30, 2021, the Polk County Board of Supervisors voted five (5) to zero (0) to approve the Preliminary Plat of Cass Acres Plat 1 in accordance with staff's recommendation for approval. The Polk County Zoning Commission met on August 23, 2021 and voted four (4) in favor and zero (0) against, with two (2) members absent, and one (1) vacancy, on a motion to recommend approval of the Preliminary Plat of Cass Acres Plat 1, 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 four (4) single-family residential lots and three (3) outlots, on approximately 9.9-acres of land that is zoned "LDR" Low Density Residential District. The four (4) building lots range in area from 0.95-acres to 5.92-acres and will contain single-family dwellings. Outlot Z will permanently tied to the adjacent property to the north that is addressed as 5620 SE 14<sup>th</sup> Place, and will serve as the access point for that parcel to the public right-of-way. The applicant is required to construct a hammerhead turnaround in Lot 'B' (a street lot) to serve as the emergency turnaround for SW 14<sup>th</sup> Place. 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 |
| 21/22       | N               | N                   | N                   | N                         |                           |                      |
|             |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):** None

**Cass Acres Plat 1**  
**Major Final Plat**

**PLAT INFORMATION:** This subdivision plat proposes four (4) single-family residential lots and three (3) outlots on approximately 9.9 acres zoned "LDR" Low Density Residential District.

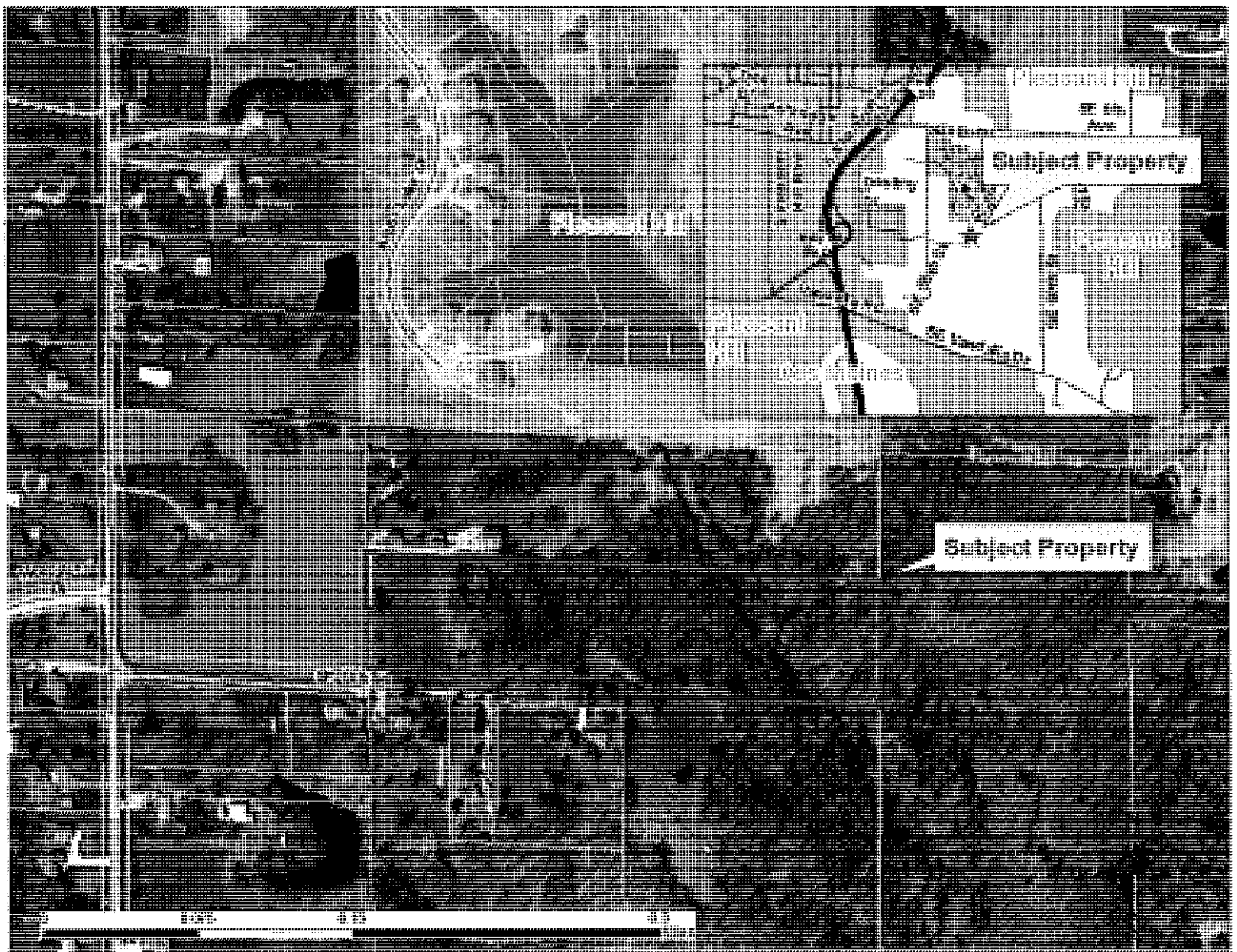
**SEWER:** Individual Septic Systems

**WATER:** Des Moines Water Works

**TOWNSHIP:** Fourmile

**OWNER & DEVELOPER:** Firm Foundations, Inc.

**Vicinity Map:**



RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the owners of land located in Section 17, Township 80 North, Range 24 West of the 5<sup>th</sup> P.M. (Crocker Township), Polk County, Iowa, wish to subdivide and plat their land into a minor subdivision final plat known as Forest Ridge Estates Plat 3; and

WHEREAS, the minor subdivision final plat proposes two (2) lots and one (1) outlot on approximately 9.82 acres of land; and

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

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

NOW, THEREFORE, BE IT RESOLVED Polk County, Iowa approves the minor subdivision final plat of Forest Ridge Estates Plat 3 and authorizes the Chairperson of the Polk County Board of Supervisors to sign the Resolution.

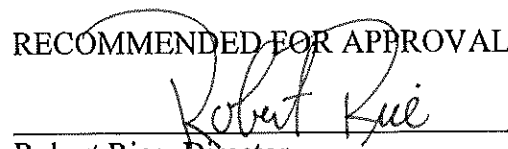
|                |                                                                                                     |
|----------------|-----------------------------------------------------------------------------------------------------|
| Sewer Service: | Individual Septic Systems                                                                           |
| Water Service: | Des Moines Water Works                                                                              |
| Zoning:        | "RR" Rural Residential District                                                                     |
| Platted by:    | Druppel Investments, LLC (property owners)                                                          |
| Surveyor:      | Civil Engineering Consultants, Inc.                                                                 |
| Location:      | Northwest corner of the intersection of NW Polk City Drive (HWY 415) and NW 94 <sup>th</sup> Avenue |
| Township:      | Crocker                                                                                             |

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

  
Robert Rice, Director  
Polk County Public Works Department

FISCAL NOTE: No cost to the County

#18

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Resolution No. 45-22 approving the Forest Ridge Estates Plat 3, a minor subdivision final plat.

**Agenda Date:** April 5, 2022

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

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

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

**Action Requested (Recommended):** Approval of the Final Plat of Forest Ridge Estates Plat 3.

**Comply with Policy:** Yes. The Plat complies with the requirements of the Polk County Zoning and Subdivision Ordinances, and has been reviewed and recommended for approval by the Public Works Department.

**Background:** The Plat proposes two (2) lots and one (1) outlot on approximately 9.82 acres of land that is zoned "RR" Rural Residential District. The proposed subdivision is a re-plat of a portion of Lot 5, Mink Acres. Lot 1 of the proposed subdivision will be approximately 7.38 acres in area, and contains an existing single-family dwelling. Lot 2 is approximately 1.21 acres in area, and features an existing single-family dwelling. The corporate boundaries of the City of Ankeny, the City of Johnston, and the City of Polk City are all within 2-miles of the proposed subdivision. The Cities of Ankeny and Johnston both waived their rights to review the subdivision, and the City of Polk City approved the subdivision by resolution. The properties are served by Des Moines Water Works and individual on-site 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 |
| 21/22       | N               | N                   | N                   | N                         |                           |                      |
|             |                 |                     |                     |                           |                           |                      |

**Additional Fiscal Note Information (optional):** None

**Forest Ridge Estates Plat 3**  
**Final Plat**

**PLAT INFORMATION:** This subdivision plat proposes two (2) lots and one (1) outlot on approximately 9.82 acres of land zoned "RR" Rural Residential District. The proposed subdivision is a re-plat of a portion of Lot 5, Mink Acres, which is located in Section 17, Crocker Township.

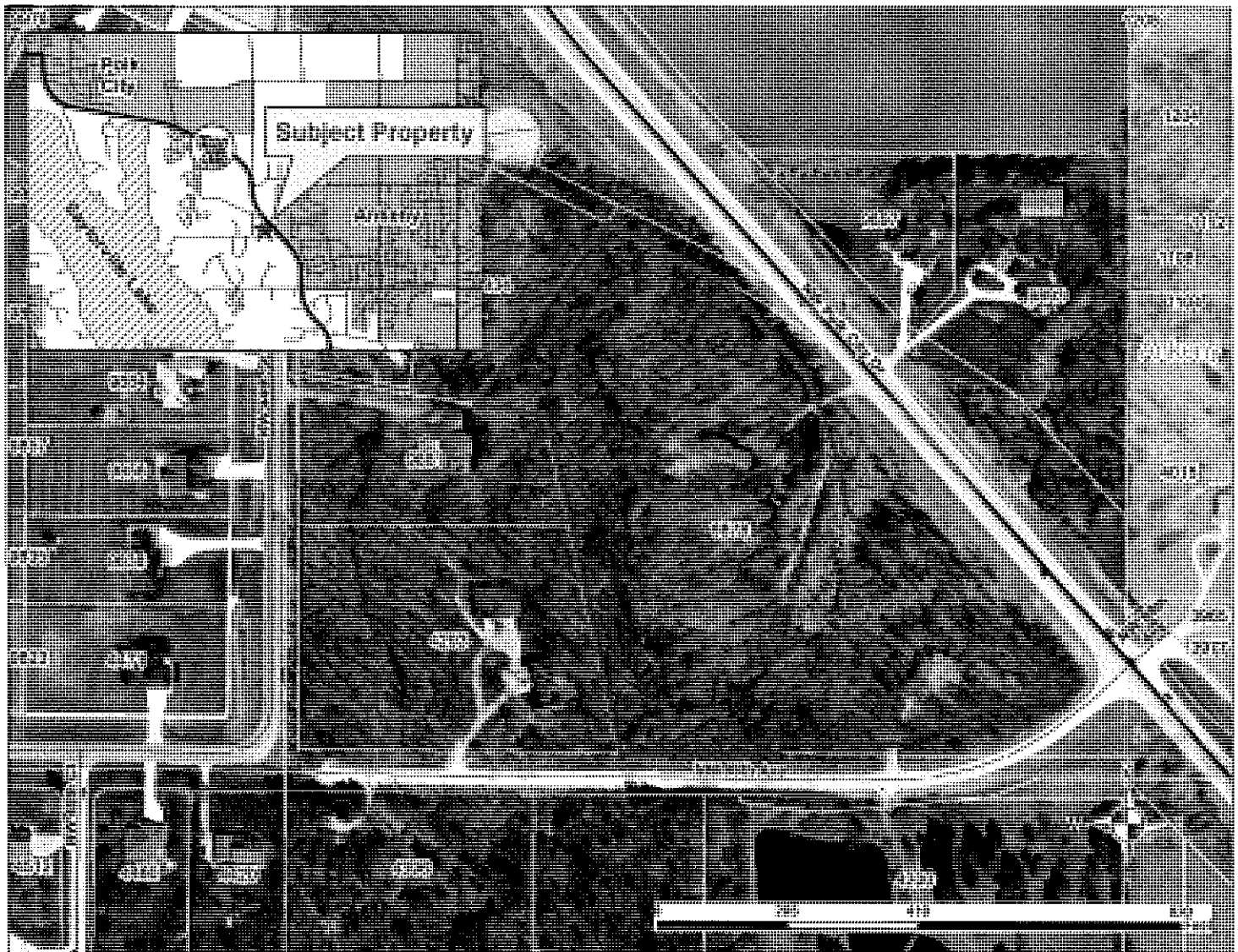
**SEWER:** Individual Septic Systems

**WATER:** Des Moines Water Works

**TOWNSHIP:** Crocker

**OWNER/DEVELOPER:** Druppel Investments, LLC

**Vicinity Map:**



RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the owners of land located in Section 4, Township 81 North, Range 25 West of the 5<sup>th</sup> P.M. (Union Township), Polk County, Iowa, wish to subdivide and plat their land into a major subdivision preliminary plat known as The Rampton Grove; and

WHEREAS, the major subdivision preliminary plat proposes one (1) single-family residential lots and three (3) outlots, on 126.06 acres of land; and

WHEREAS, the owners have complied with all codes and ordinances for the unincorporated territory of Polk County, Iowa, except for the following subdivision ordinance requirements: 1) Flag lots shall have a maximum flagpole length of 400 feet, and 2) Flag lots shall not exceed three (3) acres in size in areas without public sanitary sewer; and

WHEREAS, the Polk County Zoning Commission on February 28, 2022 voted 5-0, with one (1) member absent and one (1) vacancy, on a motion to recommend approval of the preliminary subdivision plat to the Board of Supervisors, in accordance with staff's recommendation for approval.

NOW, THEREFORE, BE IT RESOLVED that the major subdivision preliminary plat of The Rampton Grove is hereby approved.

|                |                                                                                                                                                                                           |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sewer Service: | Individual septic systems                                                                                                                                                                 |
| Water Service: | On Site Well                                                                                                                                                                              |
| Zoning:        | "AG" Agricultural District                                                                                                                                                                |
| Platted by:    | Lance and Barbara Rampton, and Roger Grove (Property Owners)                                                                                                                              |
| Engineer:      | Bishop Engineering                                                                                                                                                                        |
| Location:      | 11000 and 11002 NW 166 <sup>th</sup> Avenue, Madrid, and is located on the south side of NW 166 <sup>th</sup> Avenue between NW 100 <sup>th</sup> Street and NW 114 <sup>th</sup> Street. |
| Township:      | Union                                                                                                                                                                                     |

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

  
Robert Rice, Director  
Polk County Public Works Department

FISCAL NOTE: No cost to the County

#19

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 47-22 approving the Preliminary Plat of The Rampton Grove.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** None

**Board/Commission Actions:** The Polk County Zoning Commission met on February 28, 2022 and voted five (5) in favor and zero (0) against, with one (1) member absent, on a motion to recommend approval of the Preliminary Plat of The Rampton Grove, in accordance with staff's recommendation for approval.

**Action Requested (Recommended):** Approval

**Comply with Policy:** Yes. The Plat complies with the requirements of the Polk County Zoning and Subdivision Ordinances, pending approval of the two (2) waiver requests.

**Background:** The Plat proposes one (1) single-family residential lot and three (3) outlots on approximately 126.06 acres of land that is zoned "AG" Agricultural District. The subject subdivision is located in the North ½ of Section 4, Township 81 North, Range 25 West (Union Township), Polk County, Iowa. Lot 1 of the proposed subdivision will be approximately 8.66 acres in area and contains previously constructed dwellings. The three outlots will remain as open space/agricultural ground, with Outlot 'Z' being combined with Lot 1 via a Lot Tie Agreement. No new development rights would be created by this plat. The property will be served by an on-site well, and individual on-site septic systems.

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

**Fiscal Note:** None

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

**Additional Fiscal Note Information (optional):** None

**The Rampton Grove**  
**Major Preliminary Plat**

**PLAT INFORMATION:** This subdivision plat proposes one (1) single-family residential lot and three (3) outlots on approximately 126.06 acres zoned "AG" Agricultural District.

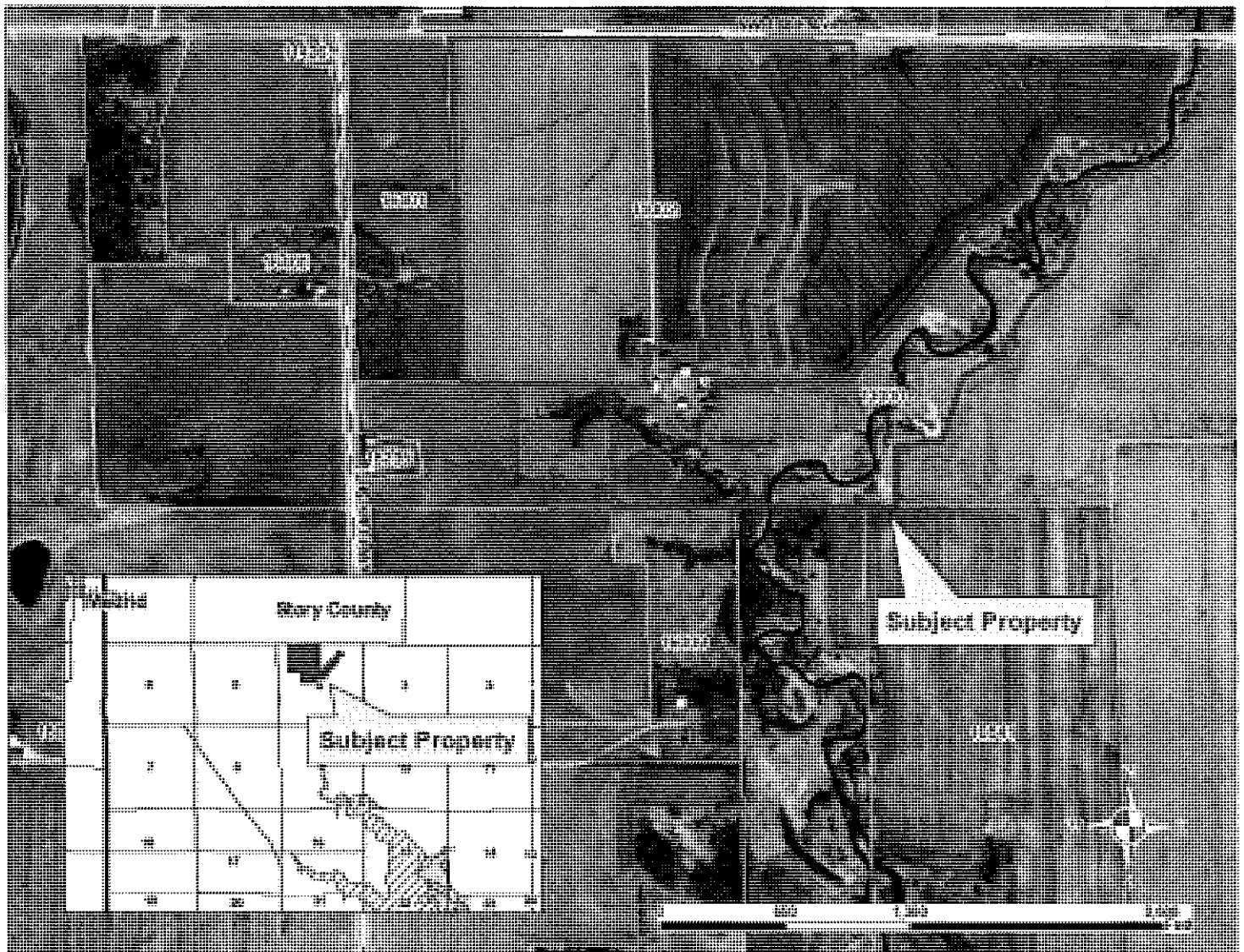
**SEWER:** Individual Septic Systems

**WATER:** Xenia Rural Water

**TOWNSHIP:** Union

**OWNERS & DEVELOPERS:** Roger Grove and Lance & Barbara Rampton (Property Owners)

**Vicinity Map:**



RESOLUTION

MOVED BY \_\_\_\_\_, SECONDED BY \_\_\_\_\_, that the following Resolution be adopted:

WHEREAS, the City of Des Moines holds an annual Tiny Trees Program pick day that provides tens of thousands of free trees to Des Moines residents; and

WHEREAS, the City of Des Moines is requesting the use of the County owned parking lot located at River Place, 2309 Euclid Avenue, Des Moines, Iowa 50310, for the one (1) day event; and

WHEREAS, Polk County has attached an Agreement to Authorize the City of Des Moines use of the parking lot on Saturday, May 14, 2022; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, Polk County, Iowa approves the terms of the attached Agreement, with the City of Des Moines, for use of the River Place parking lot during the Tiny Trees Program pick up day, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

21/22-008

RECOMMENDED FOR APPROVAL:

\_\_\_\_\_  
John M. Tyler, Director  
Department of General Services

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

By: \_\_\_\_\_  
Assistant County Attorney

**Fiscal Note:** No fiscal impact to the County.

#20

# POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

**Item Type & Title:** Resolution authorizing the City of Des Moines use of County owned parking lot, located River Place, 2309 Euclid Avenue, Des Moines, Iowa 50310, during Tiny Trees Program pick up day on May 14, 2022.

**Agenda Date:** April 5, 2022

**Contact Individual:** John M. Tyler, Director of General Services  
286-3129

**Previous Action taken by the Board:**

**Board/Commission Actions:**

**Action Requested (Recommended):** Approval

**Comply with Policy:**

**Background:** The City of Des Moines holds an annual event providing trees, free of cost, to Des Moines residents through the Tiny Trees Program. This program has used the River Place parking lot since 2018 and the City wishes to continue use through the attached parking agreement.

**Action Impact:**

**Fiscal Note:** No fiscal impact to the County.

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

**Additional Fiscal Note Information (optional):**

RESOLUTION

MOVED BY \_\_\_\_\_, SECONDED BY \_\_\_\_\_, that the following Resolution be adopted:

WHEREAS, the City of Des Moines provides City residents the opportunity to dispose of yard waste and debris through the MEGA Scrub Day program; and

WHEREAS, the City of Des Moines is requesting the use of the County owned parking lot located at River Place, 2309 Euclid Avenue, Des Moines, Iowa 50310, for the one (1) day event; and

WHEREAS, Polk County has attached an Agreement to Authorize the City of Des Moines use of the parking lot on Saturday, May 21, 2022; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, Polk County, Iowa approves the terms of the attached Agreement, with the City of Des Moines, for use of the River Place parking lot during MEGA Scrub Day, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

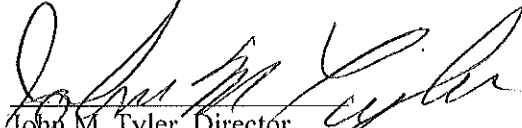
Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

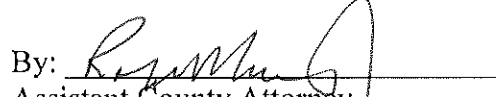
21/22-009

RECOMMENDED FOR APPROVAL:

  
John M. Tyler, Director  
Department of General Services

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

By:   
Assistant County Attorney

Fiscal Note: No fiscal impact to the County.

#21

# POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

**Item Type & Title:** Resolution authorizing the City of Des Moines use of County owned parking lot, located River Place, 2309 Euclid Avenue, Des Moines, Iowa 50310, during MEGA Scrub Day on May 21, 2022.

**Agenda Date:** April 5, 2022

**Contact Individual:** John M. Tyler, Director of General Services  
286-3129

**Previous Action taken by the Board:**

**Board/Commission Actions:**

**Action Requested (Recommended):** Approval

**Comply with Policy:**

**Background:** The City of Des Moines holds annual MEGA Scrub Day events throughout Des Moines that allows City residents to dispose of yard waste and debris. This program has used the River Place parking lot for more than 10 years and the City wishes to continue use through the attached parking agreement.

**Action Impact:**

**Fiscal Note:** No fiscal impact to the County.

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

**Additional Fiscal Note Information (optional):**

## RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

**WHEREAS**, section 331.397 of the Code of Iowa requires the Polk County Mental Health and Disability Services (MHDS) Region to implement core services , including: crisis stabilization, mobile mental health crisis response teams, medication management, assessment, prevention, education, and access to a twenty-four hour hotline service by July 1, 2021; and

**WHEREAS**, , Polk County desires to enter into an Agreement for Services with Children and Families of Iowa, effective March 15, 2022 to implement and provide mandated core services ; and

**WHEREAS**, the total amount for all Agreements for Services increase of less than 1% from \$20,401,129 to \$20,482,729, which reflects an increase in utilization and rates; and

**WHEREAS**, funds are available in the FY 22/23 Polk County MHDS Region Budget to provide these mandated core services.

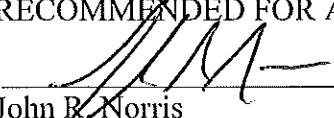
**NOW, THEREFORE BE IT RESOLVED** Polk County, Iowa approves the terms of the attached Agreement for Services with Children and Families of Iowa to implement and provide mandated core service, and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement for Services on behalf of Polk County, Iowa.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

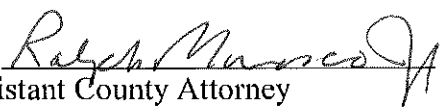
\_\_\_\_\_  
Angela Connolly, Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
John R. Norris  
County Administrator

APPROVED AS TO FORM:

JOHN P. SARCONI  
POLK COUNTY ATTORNEY

By:   
\_\_\_\_\_  
Assistant County Attorney

FISCAL NOTE: Fiscal impact to Fund 10 is \$81,600

# 22

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Resolution approving and authorizing the Chairperson of the Polk County Board of Supervisors to sign Agreement for Services with Children and Families of Iowa.

**Agenda Date:** April 5, 2022

**Contact Individual:** John R. Norris

**Previous Action taken by the Board:** N/A.

**Board/Commission Actions:** Polk County Mental Health and Disability Services Region FY22/23 Budget has the necessary funds available to provide this level of service.

**Action Requested (Recommended):** Approval

**Comply with Policy:** This action is required to implement and provide mandated core service for children..

**Background:** Polk County, Iowa and Children and Families of Iowa wish to enter into a new Agreement for Services for the implementation and provision of core services as mandated section 331.397 of the Code of Iowa.

**Action Impact:** The Agreement for Services with CFI will purchase services totaling \$81,600 to be paid for using monies from the Polk County Mental Health and Disability Services Fund.

**Fiscal Note:**

| Fiscal Year                | Budgeted? (Y/N) | Anticipated Expense | Anticipated Revenue | Ongoing Commitment ? (Y/N) | If Amendment is Required, |                      |
|----------------------------|-----------------|---------------------|---------------------|----------------------------|---------------------------|----------------------|
|                            |                 |                     |                     |                            | Expense Account Code      | Revenue Account Code |
| Fund 10<br>MHDS<br>FY22/23 | Yes             | \$81,600            | \$0                 | Y                          |                           |                      |

## RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

**WHEREAS**, Steven Fucaloro is an employee of Polk County, Iowa; and

**WHEREAS**, Mr. Fucaloro has two workers' compensation claims for injuries alleged to have been sustained 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 the agreements to be filed with the County Auditor; and

**WHEREAS**, Polk County Risk Management is recommending a combined settlement of \$200,000 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 settlements of Steven Fucaloro's two 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 \_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

RECOMMENDED FOR APPROVAL:

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

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

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

**Agenda Date:** Tuesday, April 5, 2022

**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:** Steven Fucaloro has been employed by Polk County since 2017. While performing his duties with the Polk County Health Department, he sustained injuries to his back and left hip. 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 \$200,000 for the settlements of these two claims.

**Action Impact:**

**Fiscal Note:**

| Fiscal Year | New Budget Item? (Y/N) | # of New Position(s) Required | Anticipated Expense | Anticipated Revenue | Budget Amendment Required? (Y/N) | If Amendment is Required, |                      |
|-------------|------------------------|-------------------------------|---------------------|---------------------|----------------------------------|---------------------------|----------------------|
|             |                        |                               |                     |                     |                                  | Expense Account Code      | Revenue Account Code |
| 21/22       |                        |                               | \$200,000           |                     |                                  |                           |                      |
| 22/23       |                        |                               |                     |                     |                                  |                           |                      |
| 23/24       |                        |                               |                     |                     |                                  |                           |                      |

**Additional Fiscal Note Information (optional):**

## RESOLUTION

**MOVED by** \_\_\_\_\_ **SECONDED by** \_\_\_\_\_ **that**

the following Resolution be adopted:

**WHEREAS**, the United States Congress approved the American Rescue Plan Act that includes a \$95 million COVID-19 relief package to Polk County; and,

**WHEREAS**, the first half of the funds have been received and the Board of Supervisors is undergoing a planning process that has included stakeholder and public input to determine how to ensure the funds are spent with maximum long-term impact on our community; and,

**WHEREAS**, the Board of Supervisors have identified four priority areas of work that include affordable housing, water quality, economic well-being and mental health; and

**WHEREAS**, as a workgroup has been meeting since October 2021 to create funding recommendations to address a shortage of permanent supportive housing units in Polk County; and

**WHEREAS**, the following initiatives are recommended for funding, to be administered through the Polk County Housing Trust Fund:

- \$12,000,000 to support the acquisition, conversion and/or construction of permanent housing with an emphasis on supportive housing for underserved populations, targeting lifestyle intervention with options for education and workforce training.
- \$3,000,000 revolving loan fund to provide short-term bridge loans, acquisition loans and/or funding for due diligence and pre-development expenses. Funded projects will meet the same qualifying purposes of the capital funds.
- \$150,000 for a two year pilot program to hire two community advocates that are not tied to a specific homeless service provider.

**WHEREAS**, applications for funding will be made to the Polk County Housing Trust Fund and will be evaluated using the criteria set forth by their Development Committee and projects will be voted on by their full board; and,

**WHEREAS**, Polk County Housing Trust Fund will work with Polk County Central Accounting to submit quarterly reports on the expenditure of funds in compliance with U.S. Treasury reporting requirements.

**NOW, THEREFORE BE IT RESOLVED** Polk County, Iowa approves the expenditure of \$15,150,000 of ARPA funds to Polk County Housing Trust Fund to be administered for the creation of additional affordable housing units in Polk County, to be fully expended by December 31, 2026.

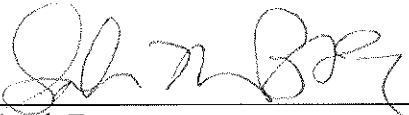
#24

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

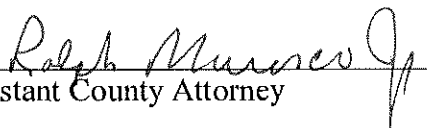
POLK COUNTY, IOWA

\_\_\_\_\_  
Angela Connolly  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Sarah Boese  
Director of Community Relations, Board of Supervisors

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

By:   
\_\_\_\_\_  
Assistant County Attorney

FISCAL NOTE: FY21/22 \$15,150,000

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution to approve project expenditures for American Rescue Plan Act (ARPA) funds to Polk County Housing Trust Fund for affordable housing initiatives.

**Agenda Date:** April 5, 2022

**Contact Individual:** Sarah Boese  
286-3895

**Previous Action taken by the Board:**

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Requesting funding.

**Comply with Policy:** Yes

**Background:** Polk County has received the first half of a \$95 million federal COVID-19 relief package from the American Rescue Plan Act. The Board of Supervisors and staff are undertaking a planning process to determine how to ensure the funds are spent with maximum long-term impact on our community. Four categories of work have been identified, including affordable housing, water quality, economic well-being and mental health. The affordable housing workgroup has created a series of recommendations that will increase the number of permanent supportive housing units available.

**Action Impact:** Approving funding to Polk County Housing Trust Fund.

**Fiscal Note:**

| Fiscal<br>Year | Budget-<br>ed?<br>(Y/N) | Anticipated<br>Expense | Anticipate<br>d<br>Revenue | Ongoing<br>Commitment?<br>(Y/N) | If Amendment is Required,  |                            |
|----------------|-------------------------|------------------------|----------------------------|---------------------------------|----------------------------|----------------------------|
|                |                         |                        |                            |                                 | Expense<br>Account<br>Code | Revenue<br>Account<br>Code |
| 21/22          |                         | \$15,150,000           |                            | N                               | 320109000.77490            |                            |

**Additional Fiscal Note Information (optional):**

RESOLUTION

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_ that the following Resolution be adopted:

WHEREAS, the American Legion Hispanic Post 731 is a 501C19 non-profit dedicated to supporting veterans and the community; and,

WHEREAS, the American Legion Hispanic Post 731 is requesting a Community Development Grant to assist with an improvement project. This project is focused on the replacement of siding at the American Legion Hispanic Post 731 which is located at 1511 South Union St., Des Moines, Iowa; and,

WHEREAS, the project will serve a public purpose by improving the facility and providing space for veteran and community events. The American Legion Hispanic Post 731 holds recognition, retirement and community celebrations that are impactful for the veterans and their families, as well as, the entire community; and,

WHEREAS, the Polk County Board of Supervisors specifically desires to participate and assist in the costs related to the improvement project; and,

WHEREAS, pursuant to the Grant Agreement that only costs related to the improvement project at the American Legion Hispanic Post 731 will be paid for from Polk County Community Development Grant gaming revenue funds. Polk County funding will be directly paid to the vendor (Roof Topper Construction) for labor and material costs related to the siding replacement.

BE IT FURTHER RESOLVED, Polk County, Iowa approved the terms of the attached Agreement, for a Community Development Grant Award to the American Legion Hispanic Post 731 for \$14,007.00 from gaming revenue and authorizes the Chairperson of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

POLK COUNTY, IOWA

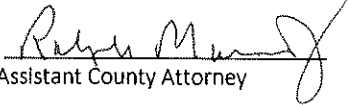
\_\_\_\_\_  
Angela Connolly  
Chairperson

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 \$14,007.00 FY21/22

#25

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution approving a Community Development Grant for the American Legion Hispanic Post 731 which is a 501c19 non-profit organization.

**Agenda Date:** April 5, 2022

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

**Previous Action taken by the Board:** Community Development Grant Award- October 29, 2013

**Board/Commission Actions:** N/A

**Action Requested (Recommended):** Approval of a \$14,007.00 Community Development Grant for the American Legion Hispanic Post 731.

**Background:** American Legion Hispanic Post 731 has requested funding to assist with an improvement project located at 1511 South Union, Des Moines, Iowa. The project will focus on the replacement of siding. Polk County Community Development gaming revenue funding will be directed towards the material and construction costs related to the siding replacement. This project will serve a public purpose by improving the facility and providing space for veterans and community events. Polk County will pay the vendor directly (Roof Topper Construction) for the material and labor costs related to the installation of the siding.

**Action Impact:** The passage of this resolution will award \$14,007.00, to the American Legion Hispanic Post 731 and authorizes the Chair to sign attached agreement.

**Fiscal Note:** Community Development Grant Awards Paid with Gaming Revenue

| Fiscal Year | Budget-<br>ed?<br>(Y/N) | Anticipated<br>Expense | Anticipated<br>Revenue | Ongoing<br>Commitment?<br>(Y/N) | If Amendment is Required,  |                            |
|-------------|-------------------------|------------------------|------------------------|---------------------------------|----------------------------|----------------------------|
|             |                         |                        |                        |                                 | Expense<br>Account<br>Code | Revenue<br>Account<br>Code |
| 21/22       | N                       | \$14,007.00            |                        |                                 | 4010932.79410              |                            |

**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 21-22 Prairie Meadows Revenue Gaming Plan; and,

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

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

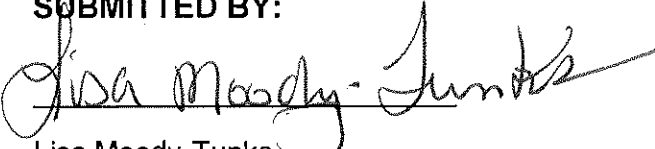
**WHEREAS**, the nature of these agencies/organizations and their projects are an appropriate use of the Community Betterment funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Polk County Board of Supervisors hereby approves awarding \$6,000.00 in Community Betterment Grants, in the individual amounts as identified, to the agencies/organizations on the attached Community Betterment Grant Award List from the Community Betterment fund.

**POLK COUNTY BOARD OF SUPERVISORS**

\_\_\_\_\_  
Chairperson

**SUBMITTED BY:**

  
Lisa Moody-Tunks  
Grant Administrator

**Fiscal Impact:** \$6,000.00 from the Community Betterment fund, FY 21-22

#26

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

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

**Agenda Date:** April 6, 2022

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

**Previous Action taken by the Board:** Community Betterment Grant Award-March 29, 2022 for \$31,650.00.

**Board/Commission Actions:** N/A

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

**Comply with Policy:** Yes

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

**Action Impact:** Passing of this resolution approves awarding \$6,000.00 in Community Betterment Grants in the individual amounts as identified on the attached Community Betterment Grant Award List.

**Fiscal Note:** Community Betterment Grant Awards Paid with Gaming Revenue

| Fiscal Year | Budget-<br>ed?<br>(Y/N) | Anticipated<br>Expense | Anticipated<br>Revenue | Ongoing<br>Commitment?<br>(Y/N) | If Amendment is Required,  |                            |
|-------------|-------------------------|------------------------|------------------------|---------------------------------|----------------------------|----------------------------|
|             |                         |                        |                        |                                 | Expense<br>Account<br>Code | Revenue<br>Account<br>Code |
| 21/22       |                         | \$6,000.00             |                        | N                               |                            | 40109033.79410             |

**Additional Fiscal Note Information (optional):**

Community Betterment Grant Awards  
April 5, 2022

|                                                                                               |            |
|-----------------------------------------------------------------------------------------------|------------|
| Saydel Eagles Athletic Booster Club fiscal agent for<br>Saydel Events d/b/a Saydel After Prom | \$6,000.00 |
|-----------------------------------------------------------------------------------------------|------------|

|              |                   |
|--------------|-------------------|
| <b>TOTAL</b> | <b>\$6,000.00</b> |
|--------------|-------------------|



## 2022 MMP Short Form for Annual Update

**Facility**

Brad Moeckly # 63137  
4171 Northeast 118th Avenue  
Elkhart, IA 50073

**Date Due:**  
04/01/2022

**Date Received:**  
03/23/2022

**Date Approved:**  
03/25/2022

**Owner**

Brad Moeckly

**Contact**

Prior to making changes in manure management practices, update the on-site copy to show actual changes. Please select changes below and include all changes in your current, on-site MMP.

- ☐ I have made no changes to my MMP
- ☐ I have added acres
- ☒ Change Crop Rotation or Optimum Yields
- ☐ Changed Application Method
- ☒ Used manure analysis
- ☐ I am electing to be a small animal feeding operation (SAFO) or facility capacity has changed
- ☐ I have made other changes to my MMP Describe :

- ☐ I sell all manure with a Chapter 200A license through the Iowa Department of Agriculture and Land Stewardship.
- ☐ In addition to selling manure as indicated above, I also apply manure to fields using a manure management plan.

**County Notifications**

The following counties have been notified:

Polk

**Animal Unit Capacity / Payment Summary**

| Animal Type          | Head        | AUC           | Amount (AUC * 0.15) |
|----------------------|-------------|---------------|---------------------|
| Swine Grow to Finish | 2400        | 960.00        | \$144.00            |
| <b>Total</b>         | <b>2400</b> | <b>960.00</b> | <b>\$144.00</b>     |

I, Brian Ritland, attest that the information indicated above is accurate and complete.

**Comments**

#27

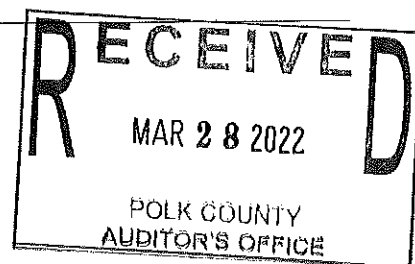
IN THE SHERIFF'S OFFICE OF POLK COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION  
OF CERTAIN RIGHTS IN LAND FOR THE DES  
MOINES RIVER LEVEE ALTERATIONS –  
PHASES B AND C PROJECT (MLK River Park,  
LLC – 525 SW 5<sup>th</sup> Street, Des Moines, IA),

by the

CITY OF DES MOINES, IOWA,  
IA077011A

Applicant.



NOTICE OF APPRAISEMENT OF  
DAMAGES AND TIME FOR APPEAL

TO:

**Titleholders:**

MLK River Park, LLC, CO. Registered Agent: Robert J Douglas Jr, 215 10<sup>th</sup> St, Ste 1300, Des Moines, IA 50309

**Lienholders, Encumbrancers, Leaseholders, and Interested Parties:**

The Miracle League of Des Moines Kiwanis, c/o Registered Agent: Robert A Mitchell, 505 5<sup>th</sup> Ave, Ste. 200, Des Moines, IA 50309

City of Des Moines, Iowa, c/o City Clerk, 400 Robert D. Ray Dr., Des Moines, IA 50309 **\*This interest is not being acquired or condemned pursuant to this proceeding\***

MidAmerican Energy Company s/b/m Iowa Power Inc. a/k/a Iowa Power and Light Company, c/o Registered Agent: C T Corporation System, 400 E. Court Ave, Des Moines, IA 50309

Midwest Gas Company, c/o Registered Agent: P J Leighton, 4299 NW Urbandale Dr, Urbandale, IA 50322

Green Ltd, LC a/k/a Green Limited, L.C. a/k/a Green Ltd, c/o Registered Agent: John D Shors, The Davis Brown Tower, 215 Tenth St, Ste 1300, Des Moines, IA 50309

MidAmerican Energy Company, c/o Registered Agent: C T Corporation System, 400 E. Court

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Ave, Des Moines, IA 50309

Bank Iowa, c/o Registered Agent: James M Gocke, 210 NE Delaware Ave, Ste 200, Ankeny, IA 50021

Bank Iowa Corporation a/k/a Bank Iowa – WDM a/k/a Bank Iowa, c/o Registered Agent: James M Gocke, 210 NE Delaware Ave, Ste 200, Ankeny, IA 50021

Eychaner Properties 401, LLC, c/o Registered Agent: Robert J Douglas Jr, 215 10<sup>th</sup> Str, Ste 1300, Des Moines, IA 50309

Iowa Network Services, Inc. d/b/a Aureon Network Services, Inc., c/o Registered Agent: 7760 Office Plaza Drive South, West Des Moines, IA 50266

Unknown Tenants and/or Parties in Possession of 525 SW 5<sup>th</sup> Street, Des Moines, IA 50309, 525 SW 5<sup>th</sup> Street, Des Moines, IA 50309

**Taxing Authority:**

Polk County, Iowa, c/o Polk County Auditor, Polk County Administration Building, 111 Court Avenue, Room 230, Des Moines, IA 50309

**LEGAL DESCRIPTION:**

**PERMANENT EASEMENT FOR FLOOD PROTECTION LEVEE:**

A PERMANENT EASEMENT LYING ENTIRELY WITHIN THE NORTHEAST 1/4 OF SECTION 9, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M. AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 9;

THENCE ALONG SOUTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 9 SOUTH 89°23'19" EAST, A DISTANCE OF 1620.64 FEET;

THENCE NORTH 00°36'41" EAST, A DISTANCE OF 152.99 FEET TO THE POINT OF BEGINNING;

THENCE ALONG A CURVE CONCAVE NORTHWESTERLY WITH A RADIUS OF 2476.90 FEET, WHOSE CHORD BEARS NORTH 26°15'33" EAST, WITH A CHORD LENGTH OF 145.67 FEET, A DISTANCE OF 145.70 FEET;

THENCE NORTH 24°30'57" EAST, A DISTANCE OF 169.47 FEET TO A CURVE CONCAVE SOUTHEASTERLY WITH A RADIUS OF 250.00 FEET;

THENCE ALONG SAID CURVE, WHOSE CHORD BEARS SOUTH 42°53'41" WEST, WITH A CHORD LENGTH OF 97.46 FEET, A DISTANCE OF 98.09 FEET;

THENCE SOUTH 27°19'15" WEST, A DISTANCE OF 222.71 FEET;  
THENCE SOUTH 65°16'27" EAST, A DISTANCE OF 37.20 FEET TO THE POINT OF  
BEGINNING.  
CONTAINING 9,566 SQUARE FEET (0.220 ACRES) MORE OR LESS.

TEMPORARY EASEMENT FOR CONSTRUCTION AND CONSTRUCTION-  
RELATED ACTIVITIES:

A TEMPORARY EASEMENT LYING ENTIRELY WITHIN THE NORTHEAST 1/4  
OF SECTION 9, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M. AND  
FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA,  
MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 9;

THENCE ALONG SOUTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 9  
SOUTH 89°23'19" EAST, A DISTANCE OF 1515.91 FEET;

THENCE NORTH 00°36'41" EAST, A DISTANCE OF 160.07 FEET TO THE POINT  
OF BEGINNING;

THENCE NORTH 74°12'35" EAST, A DISTANCE OF 55.91 FEET;

THENCE SOUTH 64°58'10" EAST, A DISTANCE OF 18.79 FEET

THENCE NORTH 27°19'15" EAST, A DISTANCE OF 222.71 FEET TO A CURVE  
CONCAVE SOUTHEASTERLY WITH A RADIUS OF 250.00 FEET;

THENCE ALONG SAID CURVE, WHOSE CHORD BEARS NORTH 42°53'41"  
EAST, WITH A CHORD LENGTH OF 97.46 FEET, A DISTANCE OF 98.09 FEET;

THENCE NORTH 24°29'07" EAST, A DISTANCE OF 79.13 FEET;

THENCE NORTH 65°29'35" WEST, A DISTANCE OF 41.73 FEET;

THENCE SOUTH 24°52'40" WEST, A DISTANCE OF 108.68 FEET;

THENCE NORTH 65°25'07" WEST, A DISTANCE OF 14.39 FEET;

THENCE SOUTH 24°35'28" WEST, A DISTANCE OF 236.67 FEET;

THENCE SOUTH 74°12'35" WEST, A DISTANCE OF 89.68 FEET;

THENCE SOUTH 15°28'19" EAST, A DISTANCE OF 35.00 FEET TO THE POINT OF  
BEGINNING.

CONTAINING 13,696 SQUARE FEET (0.314 ACRES) MORE OR LESS.

**PROPERTY ADDRESS:** 525 SW 5<sup>th</sup> Street, Des Moines, IA 50309

(If broken down by property type (partial fee, permanent easement or temporary easement), or by  
property interest (owner, tenant/lessee, other), please so state:)

Permanent Easement

\$ 0

Temporary Easement

\$ 0

PROPERTY OWNER

\$200,000.00

MIRACLE FIELD

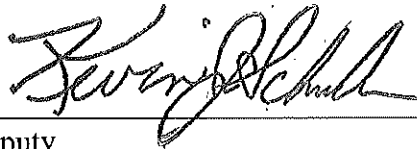
\$ 3,440.00

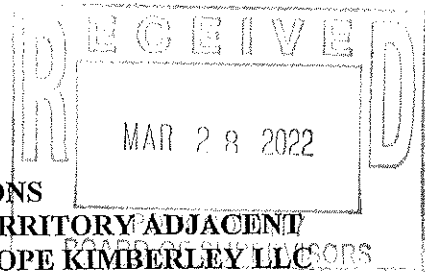
**TOTAL AWARD \$203,440.00**

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the duly appointed and qualified commissioners assessed and appraised the damages sustained by reason of the condemnation as set out above, and that pursuant to Section 6B.18 of the Code of Iowa, any interested party may, within thirty days from the date of mailing the notice of the appraisal of damages, appeal to the district court by filing notice of appeal with the district court of the county in which the real estate is located and by giving written notice to the sheriff that the appeal has been taken.

Dated this 24<sup>TH</sup> day of March, 2022.

SHERIFF OF POLK COUNTY, IOWA

By:    
Deputy



**NOTICE OF PUBLIC HEARING ON APPLICATIONS  
FOR A VOLUNTARY URBANIZED ANNEXATION OF CERTAIN TERRITORY ADJACENT  
TO THE NORTHEAST QUADRANT OF ANKENY REQUESTED BY HOPE KIMBERLEY LLC**

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

**YOU ARE HEREBY NOTIFIED** that applications for annexation have been made and are under consideration by the City of Ankeny by the following property owners of tract of land, legally described as follows:

**LEGAL DESCRIPTION:**

THE NORTH HALF (N1/2) OF THE NORTH HALF (N1/2) OF THE SOUTHWEST FRACTIONAL QUARTER (SW FRL. ¼) OF SECTION THIRTY-ONE (31), TOWNSHIP EIGHTY-ONE (81) NORTH, RANGE TWENTY-THREE (23), WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY IOWA, EXCEPT HIGHWAY, AND EXCEPT THAT PART DESCRIBED AS FOLLOWS: THE NORTH 137 FEET OF THE WEST 272 FEET OF THE NORTHWEST QUARTER (NW1/4) OF THE SOUTHWEST FRACTIONAL QUARTER (SW FRL. ¼) OF SAID SECTION THIRTY-ONE (31) [Owner(s): Hope K Farms LLC],

AND;

THE SOUTH ONE-HALF (1/2) OF THE NORTHWEST FRACTION QUARTER (1/4) OF SECTION THIRTY-ONE (31), TOWNSHIP EIGHTY-ONE (81) NORTH, RANGE TWENTY-THREE (23), WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA; EXCEPT THE SOUTH 302 FEET OF THE WEST 272 FEET OF THE SOUTHWEST QUARTER (1/4) OF THE NORTHWEST FRACTIONAL QUARTER (1/4), EXCEPT THE EAST 42 FEET OF THE NORTH 120 FEET THEREOF [Owner(s): Kathrine E. Moeckly Trust],

AND;

THE SOUTH 640.0 FEET OF THE EAST 591.0 FEET (EXCEPT THE EAST 320.0 FEET OF THE SOUTH 200.0 FEET THEREOF) OF THE WEST FRACTIONAL ½ OF THE SOUTHWEST FRACTION ¼ OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23, WEST OF THE 5<sup>TH</sup> P.M. POLK COUNTY, IOWA. SUBJECT TO LEGALLY ESTABLISHED HIGHWAYS. [Owner(s): Gary G. & Jeanne M. Uhl],

AND;

THE WEST FRACTIONAL HALF OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 30, TOWNSHIP 81, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPT THE SOUTH 640.5 FEET OF THE EAST 591 FEET AND EXCEPT THAT PORTION OF THE WEST HALF OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 30 SOLD ON WARRANTY DEED RECORDED IN BOOK 6033, PAGE 380 ON JANUARY 17, 1988 IN THE POLK COUNTY RECORDER'S OFFICE. [Owner(s): Dennis L. Jones, Kathie J. Olenius, & Karen J. Twedt],

AND;

THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPT THE FOLLOWING DESCRIBED TRACT: BEGINNING AT THE SOUTHWEST CORNER OF THE SW FRL ¼ OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, THENCE N 90°00'E, 1622.95 FEET ALONG THE SOUTH LINE OF SAID SW FRL ¼ OF SECTION 30; THENCE N 00°22'W, 645 FEET; THENCE S99°55'W, 1373 FEET; THENCE N 10°00'E, 160 FEET; THENCE N 36°00'E 85 FEET; THENCE N 10°00'W, 93 FEET; THENCE N 45°30'W 130 FEET; THENCE N 69°30'W 98 FEET; THENCE N 57°00'W, 47 FEET; THENCE N 13°00'W, 49 FEET; THENCE N 28°30'W 67.93 FEET; THENCE S 90°00'W, 45 FEET TO A POINT ON THE WEST LINE OF THE SW FRL ¼ OF SECTION 30; THENCE S 00°13'32"E 1195.44 FEET TO THE POINT OF BEGINNING; AND EXCEPT A PARCEL OF LAND LOCATED IN THE SE ¼ OF THE SW FRL ¼ OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, ACQUIRED BY THE STATE OF IOWA THRU CONDEMNATION PROCEEDINGS RECORDED IN BOOK 3580, PAGE 426 THRU 505 AND A PARCEL OF LAND LOCATED IN THE NE ¼ OF THE SW FRL ¼ OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, DEEDED TO THE STATE OF IOWA AND RECORDED IN BOOK 3599, PAGE 321. [Owner(s): Hope K Farms], AND; THE EAST 1,430 FEET OF THE NORTH 3/4 OF THE NORTHEAST 1/4 OF SECTION 36, EXCEPT PLAT OF SURVEY PARCEL "2018-191", RECORDED IN BOOK 17102 AT PAGE 203 AND EXCEPT THE WEST 413.00 FEET OF THE EAST 1,095.00 FEET OF THE NORTH 637 FEET AND EXCEPT THE WEST 335 FEET OF THE EAST 1430 FEET OF THE NORTH 637 FEET AND EXCEPT ABUHL ACRES, AN OFFICIAL PLAT, EXCEPT A PARCEL OF LAND IN THE NORTHEAST 1/4 OF SECTION 36 BEGINNING AT THE NORTHEAST COMER; THENCE WEST ALONG THE NORTH LINE OF SECTION 36, 300 FEET; THENCE SOUTHEASTERLY 424.46 FEET TO THE EAST LINE OF SECTION 36; THENCE NORTH 300 FEET TO THE POINT OF BEGINNING, ALL IN TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Hope Kimberley LLC],

AND;

THE WEST 264 FEET OF THE EAST 2312 FEET TO THE NORTH 330 FEET OF THE N ¼ OF THE NORTHWEST 1/4, LESS ROAD, OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Hope Kimberley LLC], AND; THE N ¼ OF THE NE ¼ OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE

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5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPTING FROM THE ABOVE DESCRIBED PREMISES THE FOLLOWING: THE EAST 1430 FEET AND EXCEPTING THE WEST 127 FEET OF THE EAST 1557 FEET OF THE NORTH 637 FEET, AND EXCEPTING THE WEST 165 OF THE EAST 1722 FEET OF THE NORTH 264 FEET, AND EXCEPTING THAT PART CONVEYED IN BOOK 5724 PAGE 650 AND BOOK 5724 PAGE 651 OF THE N  $\frac{1}{4}$  OF THE NE  $\frac{1}{4}$  LESS ROAD. [Owner(s): Hope Kimberley LLC],

AND;

OUTLOT "Y" IN FOUR MILE FOUR, AN OFFICIAL PLAT, POLK COUNTY, IOWA. [Owner(s): Hope Kimberley LLC],

AND;

THE SOUTH 20 ACRES OF THE SOUTHEAST  $\frac{1}{4}$  OF THE NORTHWEST  $\frac{1}{4}$  OF SECTION 36 [Owner(s): Hope Kimberley LLC],

AND;

THE SOUTH  $\frac{1}{4}$  OF THE NORTHEAST  $\frac{1}{4}$  IN SECTION 36, EXCEPT PLAT OF SURVEY PARCEL A RECORDED IN BOOK 8572 PAGE 426; EXCEPT PLAT OF SURVEY PARCEL "2018-191" RECORDED IN BOOK 17102 AT PAGE 203; AND EXCEPT LEGALLY ESTABLISHED HIGHWAYS [Owner(s): Hope Kimberley LLC],

AND;

PART OF PARCEL "2018-191" (RECORDED BOOK 17102, PAGE 203) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$ ) OF SECTION 36 TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A CORNER OF SAID PARCEL "2018-191", SAID POINT BEING THE NE CORNER OF SAID ABUHL ACRES AND SAID POINT BEING S00°00'00"W, 1545.73 FEET DISTANT ALONG THE EAST LINE OF SAID NE $\frac{1}{4}$  FROM THE NE CORNER OF SAID SECTION; THENCE S88°58'00"W, 317.00 FEET TO THE NORTHWEST CORNER OF SAID ABUHL ACRES; THENCE S00°00'00"W, 440.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 1, ABUHL ACRES AND POINT OF BEGINNING; THENCE CONTINUING S00°00'00"W, 10.00 FEET TO THE SW CORNER OF SAID LOT 1; THENCE N88°58'00"E, 109.00 FEET ALONG THE SOUTH LINE OF SAID LOT 1 TO THE NW CORNER OF PARCEL "A" (RECORDED BOOK 8572, PAGE 426) AND A CORNER OF SAID "PARCEL 2018-191"; THENCE S00°00'00"W, 320.00 FEET TO THE SW CORNER OF SAID PARCEL "A"; THENCE N88°58'00"E, 208.00 FEET TO THE SE CORNER OF SAID PARCEL "A", SAID POINT LYING ON SAID EAST LINE OF THE NE $\frac{1}{4}$ ; THENCE S00°00'00"W, 50.00 FEET ALONG SAID EAST LINE TO THE SE CORNER OF SAID PARCEL "2018-191"; THENCE S88°58'00"W, 542.00 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL "2018-191"; THENCE N00°00'00"E, 380.00 FEET ALONG THE WEST LINE OF SAID PARCEL "2018-191"; THENCE N88°58'00"E, 225.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.127 ACRES (136,208 S.F.); SUBJECT TO 0.038 ACRES (1,650 S.F.) RIGHT-OF-WAY EASEMENT; 3.089 ACRES (134,558 S.F.) REMAINING; SUBJECT TO AND TOGETHER WITH ANY OTHER EASEMENTS OR RESTRICTIONS OF RECORD. [Owner(s): Robin & Judith Van Dyke],

AND;

PARCEL "A" OF PLAT OF SURVEY RECORDED IN BOOK 8571 PAGE 426 BEING A PART OF THE S  $\frac{1}{4}$  OF THE NE  $\frac{1}{4}$  OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Robin & Judith Van Dyke],

AND;

PART OF LOT 1, ABUHL ACRES, AN OFFICIAL PLAT IN POLK COUNTY, IOWA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID ABUHL ACRES ALSO BEING THE SW CORNER OF SAID LOT 1 AND CORNER OF PARCEL "2018-191" (RECORDED BOOK 17102, PAGE 203); THENCE N00°00'00"E, 10.00 FEET ALONG THE WEST LINE OF SAID LOT 1, ABUHL ACRES; THENCE N88°58'00"E, 109.00 FEET ALONG A LINE 10 FEET PERPENDICULARLY DISTANT FROM THE SOUTH LINE OF SAID LOT 1; THENCE S00°00'00"W, 10.00 FEET TO SAID SOUTH LINE OF LOT 1, SAID POINT BEING THE NW CORNER OF PARCEL "A" (RECORDED BOOK 8572, PAGE 426) AND A CORNER OF SAID "PARCEL 2018-191"; THENCE S88°58'00"W, 109.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.025 ACRES (1,090 S.F.); SUBJECT TO AND TOGETHER WITH ANY EASEMENTS OR RESTRICTIONS OF RECORD. [Owner(s): Robin & Judith Van Dyke],

AND;

LOT 1 (EXCEPT PARCEL "2020-9" OF PLAT OF SURVEY RECORDED IN BOOK 17821 PAGE 958) IN ABUHL ACRES, AN OFFICIAL PLAT, IN POLK COUNTY, AND PARCEL "2020-11" OF PLAT OF SURVEY RECORDED IN BOOK 17821 PAGE 985 BEING A PART OF THE NORTHEAST  $\frac{1}{4}$  OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Shannon L. & Jill L. Haus],

AND;

PART OF PARCEL "2018-191" (RECORDED BOOK 17102, PAGE 203) OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$ ) OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A CORNER OF SAID PARCEL "2018-191", SAID POINT BEING THE NE CORNER OF ABUHL ACRES, AN OFFICIAL PLAT AND SAID POINT BEING S00°00'00"W, 1545.73 FEET DISTANT ALONG THE EAST LINE OF SAID NE $\frac{1}{4}$  FROM THE NE CORNER OF SAID SECTION; THENCE S88°58'00"W, 317.00 FEET TO THE NW CORNER OF LOT 3 OF SAID ABUHL ACRES; THENCE S00°00'00"W 150.00 FEET TO THE SW CORNER OF SAID LOT 3, ABUHL ACRES; THENCE S88°58'00"W, 225.00 FEET TO THE WEST LINE OF SAID PARCEL "2018-191"; THENCE N00°00'00"E, 225.00 FEET TO THE NW CORNER OF SAID PARCEL "2018-191"; THENCE N88°58'00"E, 542.00 FEET TO SAID EAST LINE OF THE NE $\frac{1}{4}$ ; THENCE S00°00'00"W, 75.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.708 ACRES (74,388 S.F.), SUBJECT TO 0.057 ACRES (2,475 S.F.) RIGHT-OF-WAY

EASEMENT; 1.651 ACRES (71,913 S.F.) REMAINING; SUBJECT TO AND TOGETHER WITH ANY OTHER EASEMENTS OR RESTRICTIONS OF RECORD. [Owner(s): Alan Abuhl],

AND;

LOT 3 IN ABUHL ACRES, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF ANKENY, POLK COUNTY, IOWA. [Owner(s): Alan Abuhl]

**LAYMAN'S DESCRIPTION:**

Approximately 491.83 acres (+/-) of land in the northeast quadrant, generally located around the intersection of NE 126th Avenue and NE 22nd Street (SE Delaware Avenue)

**YOU ARE FURTHER NOTIFIED** that the applications for annexation for the above properties are on file with the City of Ankeny City Clerk at 410 West First Street, Ankeny, IA 50023 and may be viewed during normal business hours from 8 AM to 5 PM Monday through Friday.

**YOU ARE FURTHER NOTIFIED** that Section 368.7, Code of Iowa, provides that cities may, in connection with an application for voluntary annexation, annex up to 20% of the total of the property to be annexed from non-consenting owners in order to avoid the creation of islands or to create more uniform boundaries. The titleholders to the properties described above, have filed applications pursuant to Section 368.7 and the City has determined, in conjunction with the application, to exercise its authority to annex additional territory from non-consenting owners in order to avoid the creation of islands or to create a more uniform boundary. The following described property is additional territory to be annexed from non-consenting property owners:

**LEGAL DESCRIPTION:**

THE NORTH 1/2 OF THE NW 1/4 OF SECTION 31, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA EXCEPT THAT PORTION DEEDED IN BOOK 3604, PAGE 137, TO THE STATE OF IOWA FOR INTERSTATE 35, AND EXCEPT THE EAST 440 FEET OF THE WEST 1108 FEET OF THE NORTH 362 FEET THEREOF, AND EXCEPT THAT PORTION DEEDED TO POLK COUNTY, RECORDED IN BOOK 5336, PAGE 856. [Owner(s): Kim Rueter Revocable Trust, Alex Rueter, Karen Wall, Kim Rueter, Paige Rueter Benlaala, Terri Nation, & Todd Rueter],

AND;

THE EAST 440 FEET OF THE WEST 1108 FEET OF THE NORTH 362 FEET OF THE NORTHWEST FRACTIONAL 1/4 OF THE NORTHWEST 1/4 OF SECTION 31, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPT THE EXISTING ROAD; AND EXCEPT THAT PART THEREOF CONVEYED TO POLK COUNTY, IOWA, BY WARRANTY DEED RECORDED IN BOOK 5336, PAGE 861. [Owner(s): Alex Rueter, Paige Benlaala, & Todd Rueter],

AND;

THE SOUTH 200.00 FEET OF THE EAST 320.00 FEET OF THE WEST FRACTIONAL 1/2 OF THE SOUTHWEST FRACTION 1/4 OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23, WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Cindy K. & Rory A. Welcher],

AND;

COMMENCING AT THE SW CORNER OF THE SW FRACTION 1/4 OF SECTION 30, TOWNSHIP 81 NORTH, RANGE 23 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA; THENCE NORTH 00°13'32" WEST, A DISTANCE OF 511.07 FEET ALONG THE WEST LINE OF SAID SW 1/4; THENCE NORTH 89°46'28" EAST, A DISTANCE OF 45.00 FEET; THENCE NORTH 45°04'29" EAST, A DISTANCE OF 127.82 FEET; THENCE NORTH 89°43'56" EAST, A DISTANCE OF 191.63 FEET, THENCE SOUTH 00°12'48" EAST, A DISTANCE OF 602.41 FEET TO THE SOUTH LINE OF SAID SW FRACTION 1/4; THENCE NORTH 90°00'00" WEST ALONG SAID LINE A DISTANCE OF 327.36 FEET TO THE POINT OF BEGINNING. [Owner(s): Cindy L. Taylor & Elvin Hebner Jr.],

AND;

THE WEST 413.00 FEET OF THE EAST 1,095.00 FEET OF THE NORTH 637.00 FEET OF THE NORTHWEST 1/4 OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24, WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPT THAT PART DEEDED TO POLK COUNTY, IOWA IN WARRANTY DEED FILED MARCH 28, 1984 IN BOOK 5336 PAGE 847, AND SUBJECT TO ESTABLISHED ROADWAY. [Owner(s): Christopher L. & Irene K. Seuntjens],

AND;

THE WEST 312 FEET OF THE EAST 1407 FEET OF THE NORTH 637 FEET OF THE NORTH 1/4 OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA. [Owner(s): Kelly E. & Katie N. Grove Revocable Trust],

AND;

THE WEST 150 FEET OF THE EAST 1557 FEET TO THE NORTH 637 FEET OF THE N ¼ OF THE NORTHWEST ¼, LESS ROAD, OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, SUBJECT TO LEGALLY ESTABLISHED HIGHWAYS. [Owner(s): Steve & Bonnie Klein],

AND;

A PORTION OF THE NW ¼ OF THE NE ¼ OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT A POINT 1557 FEET WEST OF THE NE CORNER OF SAID, TOWNSHIP 81 NORTH, RANGE 24; THENCE SOUTH 264 FEET; THENCE WEST 165 FEET; THENCE NORTH 264 FEET; THENCE EAST 165 FEET TO THE POINT OF BEGINNING, CONTAINING ONE ACRE, MORE OR LESS. [Owner(s): Kevin & Emily Huss],

AND;

W 50F N 115F E 1206.05F NE ¼ NW ¼ LESS .038 A RD SEC 36-81-24. [Owner(s): NW Bell Telephone Co],

AND;

PART OF PARCEL "2018-191" (RECORDED BOOK 17102, PAGE 203) OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 36, TOWNSHIP 81 NORTH, RANGE 24 WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A CORNER OF SAID PARCEL "2018-191", SAID POINT BEING THE NE CORNER OF ABUHL ACRES, AN OFFICIAL PLAT AND SAID POINT BEING S00°00'00"W, 1545.73 FEET DISTANT ALONG THE EAST LINE OF SAID NE ¼ FROM THE NE CORNER OF SAID SECTION; THENCE S88°58'00"W, 317.00 FEET TO THE NW CORNER OF SAID ABUHL ACRES; THENCE S00°00'00"W, 150.00 FEET TO THE NW CORNER OF LOT 2 OF SAID ABUHL ACRES AND POINT OF BEGINNING; THENCE CONTINUING S00°00'00"W, 150.00 FEET TO THE SW CORNER OF SAID LOT 2; THENCE S88°58'00"W, 225.00 FEET TO THE WEST LINE OF SAID PARCEL "2018-191"; THENCE N00°00'00"E, 150.00 FEET ALONG THE WEST LINE OF SAID PARCEL "2018-191"; THENCE N88°58'00"E, 225.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.775 ACRES (33,744 S.F.); SUBJECT TO AND TOGETHER WITH ANY EASEMENTS OR RESTRICTIONS OF RECORD. [Owner(s): Wayne E. Abuhl, Shannon L. & Jill L. Haus],

AND;

LOT 2 IN ABULH ACRES, AN OFFICIAL PLAT, POLK COUNTY, IOWA. [Owner(s): Samuel & Morgan Keasler],

AND;

THE NORTH 137 FEET OF THE WEST 272 FEET OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHWEST FRACTIONAL QUARTER (SW FRL ¼) OF SECTION 31; ALSO THE SOUTH 302 FEET OF THE WEST 272 FEET OF THE SOUTHWEST QUARTER (SW ¼) OF THE NORTHWEST FRACTIONAL QUARTER (NW FRL ¼), EXCEPT THE EAST 42 FEET OF THE NORTH 120 FEET THEREOF, OF SECTION 31, ALL IN TOWNSHIP 81 NORTH, RANGE 23, WEST OF THE 5<sup>TH</sup> P.M., POLK COUNTY, IOWA, EXCEPTING EXISTING ROADS AND HIGHWAYS. [Owner(s): Alvin L. & Emily M. Wyckoff]

#### **LAYMAN'S DESCRIPTION:**

Approximately 92.33 (+/-) acres of land adjacent to petitioning parcels.

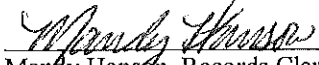
**WHEREAS**, Section 368.5, Code of Iowa, provides that cities may, in connection with an annexation, annex property owned by the State of Iowa and County. The annexation includes any and all Polk County road right-of-way to the centerline of the adjacent road.

**YOU ARE FURTHER AND SPECIFICALLY NOTIFIED** that a hearing before City Council on the above described Application for Annexation has been set to commence on the 18<sup>th</sup> day of April, 2022, at 5:30 P.M., in the Ankeny City Council Chambers, 1250 SW District Drive, Second Floor, Ankeny, Iowa, at which time and place any person wishing to speak for or against said Application will be given the opportunity to be heard. Written public comments may also be sent to the City Clerk's Office, 410 W First Street, Ankeny, Iowa by 5:00 p.m. on Friday, April 15, 2022.

**YOU ARE FURTHER NOTIFIED** that a copy of said Applications are on file in the Ankeny City Clerk's office, and may be examined by any interested person during regular business hours.

**DATED** this 21<sup>st</sup> day of March 2022.

CITY OF ANKENY, IOWA

  
Mandy Hanson, Records Clerk

Published in the Des Moines Register on the 1<sup>st</sup> day of April, 2022.

# POLK COUNTY MEMORANDUM OF BUDGET ACTIONS - FY 21/22 BUDGET

| FUND | OFFICE/<br>DEPARTMENT | SUB-ACTIVITY         | OBJECT/REVENUE CODE         | CURRENT<br>APPROP                                                                     | PROPOSED<br>APPROP | REVENUE<br>VARIANCE | EXPENSE<br>VARIANCE | EXPLANATION                                                                                                                                                                                                        |
|------|-----------------------|----------------------|-----------------------------|---------------------------------------------------------------------------------------|--------------------|---------------------|---------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 055  | Capital Improvements  | 027 General Services | 0220 Other Capital Projects | 76760 Asset repair/<br>replacement<br>Justice Center chiller<br>replacement<br>.660-1 | 284,226            | 199,226             | (85,000)            | Reallocates \$85,000 of unexpended asset repair/replacement funding from the Justice center chiller replacement line item to a new line item to cover costs to install duress security buttons at youth detention. |
| 055  | Capital Improvements  | 027 General Services | 0220 Other Capital Projects | 76760 Asset repair/<br>replacement<br>Duress buttons<br>.TBD                          | -                  | 85,000              | 85,000              |                                                                                                                                                                                                                    |
|      |                       |                      |                             | NET BALANCE INCREASE / (DECREASE)                                                     |                    | -                   | -                   |                                                                                                                                                                                                                    |

SUBMITTED BY:

*Deb Anderson*  
Date 3/30/2022

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_ that the following Resolution be adopted:  
BE IT RESOLVED that the appropriation actions outlined above are approved.

REVIEWED BY:

*Deb Anderson*  
Deb Anderson, Budget Manager

4/5/2022

Date

POLK COUNTY BOARD OF SUPERVISORS:

Chair

#30