

POLK COUNTY BOARD OF SUPERVISORS AGENDA
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
111 COURT AVENUE - ROOM 120
JANUARY 10, 2023 9:30 A.M.

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

PROCLAMATION

- 4a. Dr. Martin Luther King Jr. Day – January 16, 2023.

PUBLIC HEARING

ZONING MAP AMENDMENT

5. Resolution approving Polk County 2050 Comprehensive Plan Future Land Use Map Amendment from Agriculture Classification to Neighborhood Commercial Classification for 5251 NE 94th Avenue, Bondurant (The Family Leader Foundation).

ORDINANCE (FIRST READING)

6. Ordinance approving Zoning Map Amendment from Agriculture District to Mixed Use District for 5251 NE 94th Avenue, Bondurant (The Family Leader Foundation).

7. **PUBLIC COMMENTS**

PERMITS

8. Renewal application for Class “C” Retail Alcohol License and Sunday Sales Permit for Caporales, 4500 NW 6th Drive.

PETITIONS

- *9. Petition to suspend taxes and special assessments for 1350 E. 9th Street (R. Henrichs).

RESOLUTIONS

10. Resolution authorizing the Auditor’s Office to publish Notice of Public Hearing for January 24, 2023 on Disposal of County Interest in Real Estate (31 parcels, Habitat for Humanity).
11. Resolution concerning Construction Evaluation of confinement feeding facilities in Polk County.
- *12. Resolution approving weatherization contract with Iowa Department of Human Rights (HEAP-23-20).
- *13. Resolution approving weatherization contract with Iowa Department of Human Rights (MEC-23-20)
14. Resolution approving final plat subdivision plat of Christian Juon Estates Plat 3.
15. Resolution approving final plat of Maxwell Estates Plat 1.
- *16. Resolution approving Provider and Business Associate Agreement with Thriving Families Counseling Services, Inc. for clinical consultation at Juvenile Detention Center.
17. Resolution approving January 2023 manufactured home abatements.

18. Resolution approving recommendations of Polk County Assessor for disallowances of Homestead Tax Credits.
19. Resolution creating side-by-side position in Public Works Department.
20. Resolution reclassifying position within the Sheriff's Office.
21. Resolution approving emergency capital funding for freight elevator repairs at Hy-Vee Hall.
22. Resolution approving easement with Verizon Wireless to install underground fiber under the near north parking lot at Community Choice Convention Center.
- *23. Resolution authorizing settlement of civil litigation claim (B. Lozano, deferred from December 13, 2022).
- *24. Resolution authorizing settlement of civil litigation claim (C. Shelton).
- *25. Resolution approving Community Development Grant for Caring Hands Outreach Center, Inc.
- *26. Resolution approving Community Development Grant for Ingersoll Grand Self-Supporting Municipal Improvement District.

REPORTS

- *27. Polk County Veteran Affairs Second Quarter Report FY 22/23.

COMMUNICATIONS

- *28. City Development Board meeting notice City of Bondurant voluntary annexation, including non-consenting owners, within urbanized area of Altoona and Mitchellville.
- *29. City of Grimes meeting notice concerning proposed 80/20 voluntary annexation within urbanized area of Johnston and Urbandale.
- *30. City of Granger meeting notice concerning 100% voluntary annexation to the City of Granger.

BUDGET ACTIONS

31. Memorandum of Budget Actions.

APPOINTMENTS

32. Memorandum of Appointments.

ADJOURNMENT

**Asterisk denotes attachments to items are on file in the Auditor's Office, 111 Court Avenue,
Des Moines, 515-286-3080 Monday through Friday, 8:00 a.m. – 5:00 p.m.*

For the full text of Resolutions, visit our website at: <https://www.polkcountyiowa.gov/auditor/administration/>

Live stream the Board of Supervisors meeting at:
<https://www.youtube.com/watch?v=lgvq3iXE4WY>



Board of Supervisors

PROCLAMATION

Dr. Martin Luther King, Jr. Day **January 16, 2023**

Whereas, Dr. Martin Luther King, Jr. is known as a man of great principle, who advocated peaceful social change throughout his life, and his legacy continues to inspire millions of people worldwide; and

Whereas, Dr. King was instrumental in strengthening the belief that a person's worth should not be measured by the color of their skin, but by the content of their character; encouraging Americans to honor all persons, look beyond their differences, and come together for the good of all; and

Whereas, although great progress has been made, more work remains to fully eliminate prejudice and injustice throughout our country, and to meet Dr. King's challenge to "work unceasingly to uplift this nation that we love to a higher destiny, to a higher plateau of compassion, to a more noble expression of humanness"; and

Whereas, to commemorate the life and legacy of Dr. King, on November 2, 1983, the U.S. House of Representatives passed a bill to declare Martin Luther King Jr. Day as a federal holiday to be observed annually on the third Monday of January, to represent Dr. King's birthday; and

Whereas, Polk County recognizes and honors the contributions made by Dr. King and pledges to promote universal respect for and observance of Dr. Martin Luther King, Jr. Day and the civil rights guaranteed to all residents throughout Polk County and our nation; and

Now, therefore, be it resolved that we, the Polk County Board of Supervisors, do hereby proclaim **Monday, January 16, 2023** to be:

Dr. Martin Luther King, Jr. Day

in Polk County, Iowa and urge all residents to honor and pay tribute to the life and works of Dr. King.

Signed this ____ day of _____, 2023, in _____.

Chair
POLK COUNTY BOARD OF SUPERVISORS

RESOLUTION

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

WHEREAS, the Polk County Board of Supervisors adopted the Polk County 2050 Comprehensive Plan on August 2, 2022; and

WHEREAS, a Polk County 2050 Comprehensive Plan Future Land Use Map Amendment was initiated by The Family Leader Foundation (Contract Buyer), PO Box 42245, Urbandale, IA 50323, represented by William J. Ludwig & Associates, Ltd., 939 Office Park Road, Suite 211, West Des Moines, IA 50265, with consent from property owner Darrell Geisler, 5251 NE 94th Avenue, Bondurant, IA 50035, requesting to reclassify an approximately 21.13-acre rezoning area with the larger subject property located at 5251 NE 94th Avenue, Bondurant, Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township); and

WHEREAS, the Polk County Zoning Commission met on November 28, 2022, and voted five (5) in favor, one (1) against, with zero (0) members absent to recommend denial of the requested Polk County 2050 Comprehensive Plan Future Land Use Map Amendment for the rezoning area within the subject property from the Agriculture classification to the Neighborhood Commercial classification.

NOW, THEREFORE BE IT RESOLVED that an amendment to the Polk County 2050 Comprehensive Plan Future Land Use Map (Attachment A), to reclassify the following described rezoning area within the subject property located at 5251 NE 94th Avenue, Bondurant from the Agriculture classification to the Neighborhood Commercial classification, be approved.

The legal description of subject property and rezoning area is as follows:

The subject property is legally described as the W ½ of the NE ¼, Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township), and being approximately 79 acres in size. The rezoning area is approximately 21.13 acres located in the northwest corner of the subject property, being more particularly described as follows:

Beginning at the N ¼ Corner of said Section 22; thence S89°32'16"E, 700.00 feet along the north line of said NW ¼, NE ¼ to a point; thence S00°20'28"W, 383.43 feet to a point; thence S90°32'16"E, 300.00 feet to a point; thence S00°20'28"W, 651.99 feet to a point; thence N89°32'16"W, 1000.00 feet to a point on the west line of said NW ¼, NE ¼; thence N00°20'28"E, 1035.42 feet along said west line to the point of beginning. Said parcel contains 21.13 acres, more or less, which includes 0.68 acres, more or less, of existing county road easement.

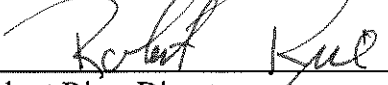
Approved this _____ day of _____, 2023.

#5

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR ACTION:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY



Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title:

Resolution No. 9-23 Polk County 2050 Comprehensive Plan Future Land Use Map Amendment from the Agriculture classification to the Neighborhood Commercial classification. The subject property is located at 5251 NE 94th Avenue, Bondurant, and totals approximately 79 acres. The requested Future Land Use Map Amendment is for an approximately 21.13-acre rezoning area located in the northwest corner of the subject property adjacent to NE 94th Avenue. The subject property/rezoning area is generally located approximately three and one-half (3 ½) miles east of the intersection of E. 1st Street and Interstate 35 within the City of Ankeny, being within Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township).

Agenda Date:

January 10, 2023

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 November 28, 2022, and voted five (5) for, one (1) against with zero (0) absent to recommend denial of the requested Polk County 2050 Comprehensive Plan Future Land Use Map Amendment and Polk County Zoning Map Amendment.

Action Requested (Recommended):

Staff and the Zoning Commission are both recommending denial.

Comply with Policy:

No

Background:

The subject property and surrounding area is primarily agricultural land in production, and entirely classified and zoned agriculturally. The proposed rezoning area was previously an Agri-tourism operation. This previous use was permitted by the Ordinance with the intent to promote agriculturally-related educational and tourism activities on a seasonal basis.

The prospective buyer, The Family Leader Foundation, is a non-profit service organization intending to redevelop the rezoning area to establish commercial office and events space for their organization. Staff and the Zoning Commission determined the request is not in accordance with the Comprehensive Plan and surrounding rural character. The proposal is in direct conflict with the Future Land Use Map and a number of goals and policies within the Comprehensive Plan related to protection of farmland and existing Ag operations.

Action Impact:

If approved, the rezoning would allow for commercial redevelopment of the subject property.

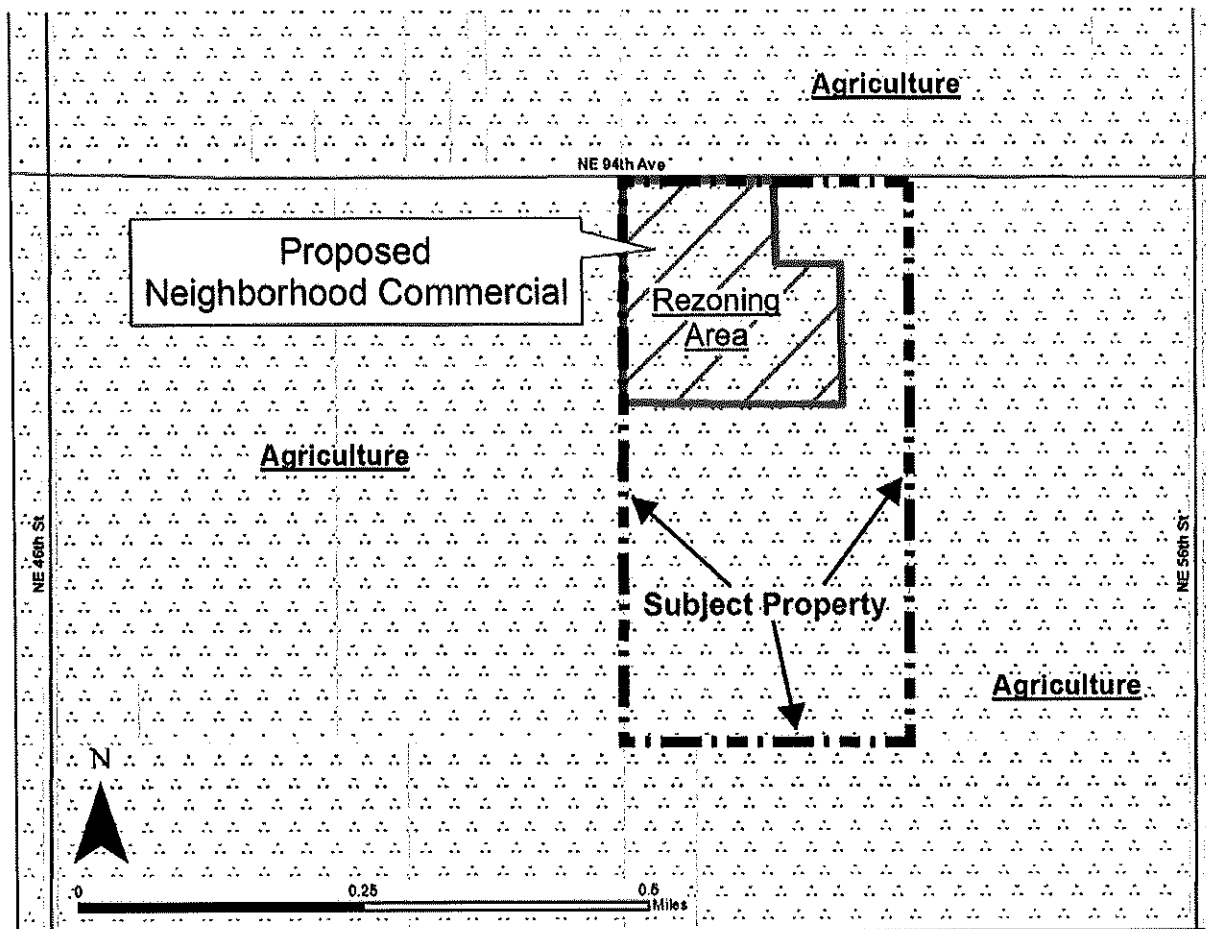
Fiscal Note:

None

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

Attachment A:

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



General Location:

5251 NE 94th Avenue, Bondurant. Approximately three and one-half (3 ½) miles east of the intersection of E. 1st Street and Interstate 35 within the City of Ankeny. Subject property is approximately 79 acres within Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township).

Legal Description:

Subject property – W ½ of the NE ¼, Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township). Rezoning Area is approximately 21.13 acres located in the northwest corner of the subject property.

Existing Future Land Use Map Classification:

Agriculture

Proposed Future Land Use Map Classification:

Neighborhood Commercial

ORDINANCE NO.

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

WHEREAS, the Petitioners, The Family Leader Foundation (Contract Buyer), PO Box 42245, Urbandale, IA 50323, represented by William J. Ludwig & Associates, Ltd., 939 Office Park Road, Suite 211, West Des Moines, IA 50265, with consent from property owner Darrell Geisler, 5251 NE 94th Avenue, Bondurant, IA 50035, are requesting a Zoning Map Amendment from the "AG" Agricultural District to the "MU" Mixed Use District for the rezoning area within the larger subject property located at 5251 NE 94th Avenue, Bondurant, Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township); and

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

WHEREAS, the Polk County Zoning Commission, after hearing from staff, the petitioners and members of the public regarding the proposed Zoning Map Amendment, voted five (5) in favor, one (1) against, with zero (0) members absent to recommend denial to the Polk County Board of Supervisors that the Zoning Map Amendment from the "AG" Agricultural District to the "MU" Mixed Use District be **denied**; and

WHEREAS, the Zoning Map Amendment was heard by the Polk County Board of Supervisors on Tuesday, January 10, 2023 at 9:30 A.M., in Room 120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa, due and timely notice published as provided by law.

NOW, THEREFORE BE IT ORDAINED that the Zoning Map Amendment (Attachment A) from the "AG" Agricultural District to the "MU" Mixed Use District for the rezoning area legally described as follows:

Beginning at the N ¼ Corner of said Section 22; thence S89°32'16"E, 700.00 feet along the north line of said NW ¼, NE ¼ to a point; thence S00°20'28"W, 383.43 feet to a point; thence S90°32'16"E, 300.00 feet to a point; thence S00°20'28"W, 651.99 feet to a point; thence N89°32'16"W, 1000.00 feet to a point on the west line of said NW ¼, NE ¼; thence N00°20'28"E, 1035.42 feet along said west line to the point of beginning. Said parcel contains 21.13 acres, more or less, which includes 0.68 acres, more or less, of existing county road easement.

BE APPROVED.

POLK COUNTY, IOWA

Tom Hockensmith, Chair

#60

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Ordinance No. -23 Polk County Zoning Map Amendment from the "AG" Agricultural District to the "MU" Mixed Use District. The subject property is located at 5251 NE 94th Avenue, Bondurant, and totals approximately 79 acres. The requested Zoning Map Amendment is for an approximately 21.13-acre rezoning area located in the northwest corner of the subject property adjacent to NE 94th Avenue. The subject property/rezoning area is generally located approximately three and one-half (3 ½) miles east of the intersection of E. 1st Street and Interstate 35 within the City of Ankeny, being within Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township).

Agenda Date: January 10, 2023

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 November 28, 2022, and voted five (5) for, one (1) against with zero (0) absent to recommend denial of the requested Polk County 2050 Comprehensive Plan Future Land Use Map Amendment and Polk County Zoning Map Amendment.

Action Requested (Recommended): Staff and the Zoning Commission are both recommending denial.

Comply with Policy: No

Background: The subject property and surrounding area is primarily agricultural land in production, and entirely classified and zoned agriculturally. The proposed rezoning area was previously an Agri-tourism operation. This previous use was permitted by the Ordinance with the intent to promote agriculturally-related educational and tourism activities on a seasonal basis.

The prospective buyer, The Family Leader Foundation, is a non-profit service organization intending to redevelop the rezoning area to establish commercial office and events space for their organization. Staff and the Zoning Commission determined the request is not in accordance with the Comprehensive Plan and surrounding rural character. The proposal is in direct conflict with the Future Land Use Map and a number of goals and policies within the Comprehensive Plan related to protection of farmland and existing Ag operations.

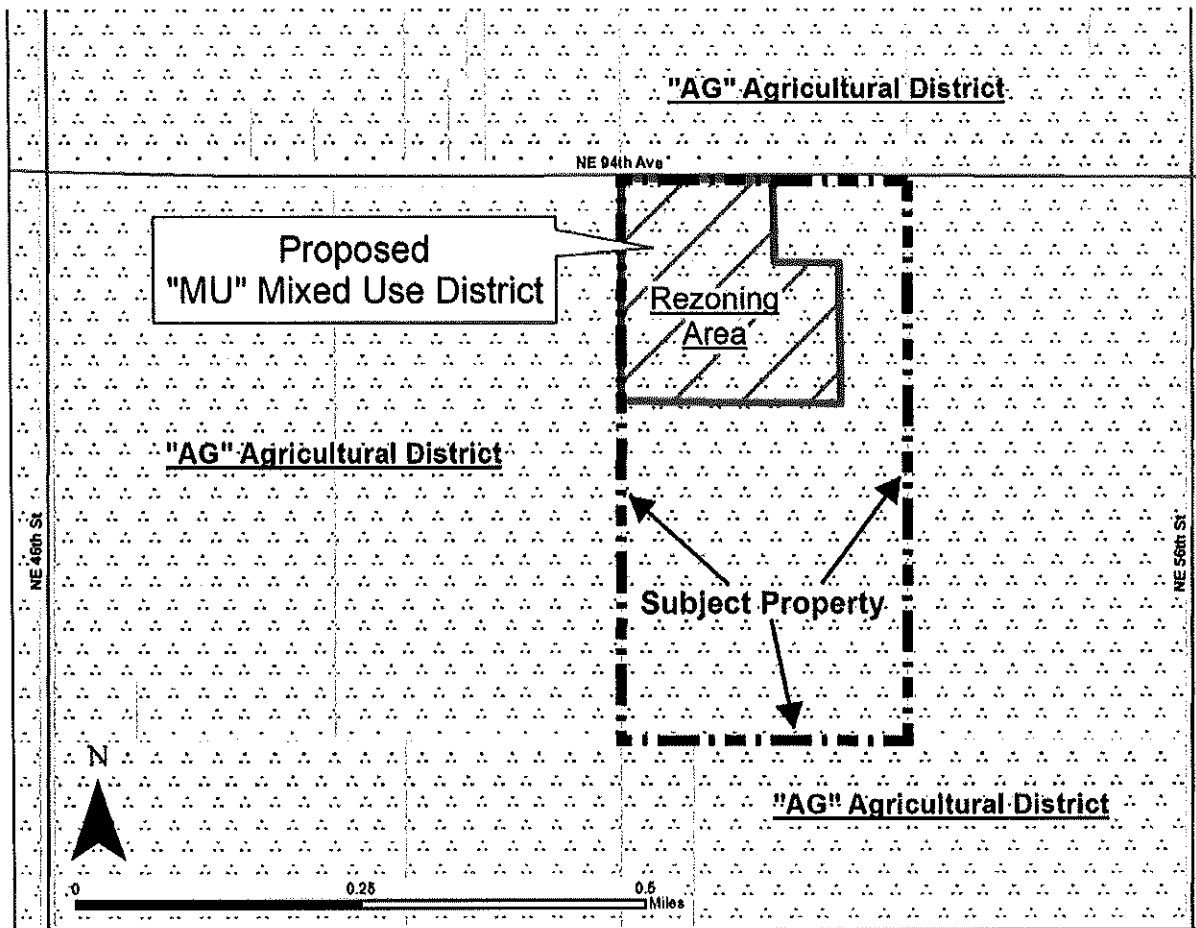
Action Impact: If approved, the rezoning would allow for commercial redevelopment of the subject property.

Fiscal Note: None

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

Attachment A:

Polk County Zoning Map Amendment
(Map – Existing Zoning)



General Location:

5251 NE 94th Avenue, Bondurant. Approximately three and one-half (3 ½) miles east of the intersection of E. 1st Street and Interstate 35 within the City of Ankeny. Subject property is approximately 79 acres within Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township).

Legal Description:

Subject property – W ½ of the NE ¼, Section 22 of Township 80 North, Range 23 West of the 5th P.M. (Douglas Township). Rezoning Area is approximately 21.13 acres located in the northwest corner of the subject property.

Existing Zoning:

"AG" Agricultural District

Proposed Zoning:

"MU" Mixed Use District

RESOLUTION

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

WHEREAS, it is proposed to dispose of Polk County's interest in real estate for the parcels legally described as:

LOT 63 BATES ADDITION;
LOT 8 CURTIS BLUFF PARK ADDITION;
LOT 23 PLEASANT PLACE;
LOT 10 BLK 26 PROSPECT PARK;
LOT 45 RUTHERFURD HEIGHTS;
8 F VAC ALLEY N OF & ADJ & LOTS 23 & 24 BLK 1 SHEPHERDSONS ADD TO DES MOINES;
LOT 392 UNIVERSITY LAND COS 2ND ADDITION;
LT 14 UNIVERSITY PLACE; AND LOT 416 UNIVERSITY LAND COS 2ND ADDITION;
N 30 F LOT 27 & ALL LOT 28 & S 2 F LOT 29 WILLIAMSON PLACE;
1/2 VAC ALLEY LYNG W & S OF & ADJ TO & N 44 F LT 8 & S 3 F LT 7 C W DOMBACKS SUB DIV;
LOT 7 BLK 2 NORTHWESTERN HEIGHTS;
LOT 19 & S 1/2 LOT 20 WILLIAMSON PLACE;
LOT 92 CAPITAL PARK;
LOTS 43-45-47 BLK 10 GRANT PARK;
W 1 1/2 F LT 5 & ALL LT 6 OP OF STRIP OF LAND 132 F WIDE OFF N END LTS 8 & 9 DEANS SD OF OL;
LOTS 22 & 23 HAPPY HOLLOW;
LOT 7 GARDEN ADDITION;
LOT 88 GOODE & LIKES ADDITION;
LOTS 42 & 43 BLK 4 HILLCREST;
LOT 12 BLK 8 KRYSHERS 2ND ADD PLAT 3;
LOT 3 REDHEAD PLACE;
LOT 18 WILLIAMS 3RD ADDITION TO DES MOINES;
LOT 14 BARCLAY & FULLERS ADDITION;
LOT 34 RUTHERFURD HEIGHTS;
-EX E 2 FT- LOT 10 TILLIAS PLACE;
LOT 90 RUTHERFURD HEIGHTS;
LOT 83 GEORGE P CURRANS ADD;
S 100.8 F LOT 3 WILLIAMS 3RD ADDITION TO DES MOINES;
LOT 3 BLK 21 SUNNYSIDE ADDITION;
W 1/2 LT 2 OP LT 9 BROOKS & COS ADD; AND
LOT 232 BOULEVARD ADDITION

by assigning tax sale certificates of parcels located in Des Moines, Iowa to Greater Des Moines Habitat for Humanity, Inc. for a total of \$293,100.00; and

#10

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

NOW, THEREFORE BE IT RESOLVED that a public hearing on this proposed disposal of the County's interest in real estate will be held on the date of January 24, 2023, at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. The Auditor is directed to publish notice of the public hearing.

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note: \$293,100.00 to Real Estate Fund

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 5-23 to authorize the Auditor's Office to publish notice for a public hearing on disposal of interest in thirty-one County held parcels legally described on the resolution and public notice

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Previous resolutions to dispose of County interest in tax sale properties to Habitat for Humanity

Board/Commission Actions: None

Action Requested (Recommended): Set Public Hearing

Comply with Policy: Yes, Proposal.

Background: Polk County received a proposal from Greater Des Moines Habitat for Humanity, Inc. for a total of \$293,100 to acquire 31 tax sale properties. Polk County is working out an agreement with Habitat for Humanity to assign tax sale certificates. The agreement will be approved as part of the public hearing to dispose of the Polk County interest on January 24, 2023.

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

Fiscal Note: None

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23			\$293,100.00			

Additional Fiscal Note Information (optional):

NOTICE OF PUBLIC HEARING

The Polk County Board of Supervisors will hold a Public Hearing on the 24th of January, 2023 at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa, to consider a proposal to convey Polk County's interest in real estate by assigning tax sale certificates of parcels located in Des Moines, Iowa and legally described as:

LOT 63 BATES ADDITION;
LOT 8 CURTIS BLUFF PARK ADDITION;
LOT 23 PLEASANT PLACE;
LOT 10 BLK 26 PROSPECT PARK;
LOT 45 RUTHERFURD HEIGHTS;
8 F VAC ALLEY N OF & ADJ & LOTS 23 & 24 BLK 1 SHEPHERDSONS ADD TO DES MOINES;
LOT 392 UNIVERSITY LAND COS 2ND ADDITION;
LT 14 UNIVERSITY PLACE; AND LOT 416 UNIVERSITY LAND COS 2ND ADDITION;
N 30 F LOT 27 & ALL LOT 28 & S 2 F LOT 29 WILLIAMSON PLACE;
1/2 VAC ALLEY LING W & S OF & ADJ TO & N 44 F LT 8 & S 3 F LT 7 C W DOMBACKS SUB DIV;
LOT 7 BLK 2 NORTHWESTERN HEIGHTS;
LOT 19 & S 1/2 LOT 20 WILLIAMSON PLACE;
LOT 92 CAPITAL PARK;
LOTS 43-45-47 BLK 10 GRANT PARK;
W 1 1/2 F LT 5 & ALL LT 6 OP OF STRIP OF LAND 132 F WIDE OFF N END LTS 8 & 9 DEANS SD OF OL;
LOTS 22 & 23 HAPPY HOLLOW;
LOT 7 GARDEN ADDITION;
LOT 88 GOODE & LIKES ADDITION;
LOTS 42 & 43 BLK 4 HILLCREST;
LOT 12 BLK 8 KRYSHERS 2ND ADD PLAT 3;
LOT 3 REDHEAD PLACE;
LOT 18 WILLIAMS 3RD ADDITION TO DES MOINES;
LOT 14 BARCLAY & FULLERS ADDITION;
LOT 34 RUTHERFURD HEIGHTS;
-EX E 2 FT- LOT 10 TILLIAS PLACE;
LOT 90 RUTHERFURD HEIGHTS;
LOT 83 GEORGE P CURRANS ADD;
S 100.8 F LOT 3 WILLIAMS 3RD ADDITION TO DES MOINES;
LOT 3 BLK 21 SUNNYSIDE ADDITION;
W 1/2 LT 2 OP LT 9 BROOKS & COS ADD; AND
LOT 232 BOULEVARD ADDITION

To Greater Des Moines Habitat for Humanity, Inc. a total of \$293,100.00. For additional information, contact Polk County Public Works, Real Estate Division at (515)286-3705.

RESOLUTION

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

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a Board of Supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the Board of Supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the Board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix.

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY



Assistant County Attorney

Fiscal Note: None

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POLK COUNTY BOARD OF SUPERVISORS

Agenda Memorandum

Item Type & Title: Resolution No. 6-23 concerning Construction Evaluation of confinement feeding facilities in Polk County.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Annual Resolution No 2-22 approved by the Board of Supervisors on January 11, 2022.

Board/Commission Actions: N/A

Action Requested (Recommended): Request the Board of Supervisors to evaluate every construction permit application for a proposed confinement feeding operations.

Comply with Policy: Yes

Background: Iowa Code Chapter 459.304 requires a resolution be passed each year in order for the Board of Supervisors to maintain comment authority over confinement feeding operations.

Action Impact: DNR will notify Polk County when a confinement feeding operation is proposed in Polk County, and the Board of Supervisors will have an opportunity to comment on and/or contest any permit decision.

Fiscal Note: None

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

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Polk County Weatherization Program, on behalf of the Polk County Board of Supervisors, has successfully administered Weatherization contracts with the Iowa Department of Human Rights; and

WHEREAS, the Department of Human Rights desires to enter into a contract with the Polk County Board of Supervisors for the administration of Weatherization funds from the following contract:

Contract Name/Number	Contract Value	Effective Date	Expiration Date
HEAP-23-20	\$914,479.00	January 1, 2023	December 31, 2023

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the Weatherization Contract HEAP-23-20 and authorizes the Polk County Board of Supervisors Chair and the Public Works Directors' digital signature on the contracts with the Iowa Department of Human Rights in the total amount of \$914,479.00; and

BE IT FURTHER RESOLVED that the Polk County Department of Public Works is herein authorized to administer the contract on behalf of Polk County and the Director is authorized to sign amendments to the contract.

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

Assistant County Attorney

Fiscal Note: Revenue of \$914,479.00 from the State of Iowa and offset by equal amount of expenditure.

#12

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 10-23 approving HEAP-23-20 Weatherization contract with State of Iowa.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Previous years contracts

Board/Commission Actions: N/A

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: Polk County operates a Weatherization Assistance Program to make the homes of low-income residents more energy efficient, to reduce the clients' fuel bills and increase their comfort, and to improve the health and safety in homes by identifying and mitigating health and safety problems such as carbon monoxide, combustion appliance back-drafting and high indoor moisture levels. These services are provided free of charge to qualified residents. Polk County receives Low Income Housing Energy Assistance Program (HEAP) funds from the Iowa Department of Human Rights to support the Weatherization Program. The HEAP-23-20 contract provides funds in the amount of \$914,479.00 and is effective January 1, 2023 to December 31, 2023.

Action Impact: The proposed resolution will approve the \$914,479.00 contract with the Department of Human Rights for the Weatherization Program and authorizes the Chair and the Public Works Director to digitally sign the HEAP-23-20 Contract.

Fiscal Note: \$914,479.00 contract from the Iowa Department of Human rights offset by an equal amount of expenditure

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
2022	Y	\$457,239.50	\$457,239.50	Y		
2023	Y	\$457,239.50	\$457,239.50	Y		

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Polk County Weatherization Program, on behalf of the Polk County Board of Supervisors, has successfully administered Weatherization contracts with the Iowa Department of Human Rights; and

WHEREAS, the Department of Human Rights desires to enter into a contract with the Polk County Board of Supervisors for the administration of Weatherization funds from the following contract:

Contract Name/Number	Contract Value	Effective Date	Expiration Date
MEC-23-20	\$354,518.00	January 1, 2023	December 31, 2023

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the Weatherization Contract MEC-23-20 and authorizes the Polk County Board of Supervisors Chair and the Public Works Directors' digital signature on the contracts with the Iowa Department of Human Rights in the total amount of \$354,518.00; and

BE IT FURTHER RESOLVED that the Polk County Department of Public Works is herein authorized to administer the contract on behalf of Polk County and the Director is authorized to sign amendments to the contract.

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

Robert Rice, Director
Polk County Public Works Department

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

Assistant County Attorney

Fiscal Note: Revenue of \$354,518.00 from the State of Iowa and offset by equal amount of expenditure.

#13

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 11-23 approving MEC-23-20 Weatherization contract with State of Iowa.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Previous year contract

Board/Commission Actions: N/A

Action Requested (Recommended): Approval

Comply with Policy: Yes

Background: Polk County operates a Weatherization Assistance Program to make the homes of low-income residents more energy efficient, to reduce the clients' fuel bills and increase their comfort, and to improve the health and safety in homes by identifying and mitigating health and safety problems such as carbon monoxide, combustion appliance back-drafting and high indoor moisture levels. These services are provided free of charge to qualified residents. Polk County receives Mid American Energy (MEC) funds from the Iowa Department of Human Rights to support the Weatherization Program. The MEC-23-20 contract provides funds in the amount of \$354,518.00 and is effective January 1, 2023 to December 31, 2023.

Action Impact: The proposed resolution will approve the \$354,518.00 contract with the Department of Human Rights for the Weatherization Program and authorizes the Chair and the Public Works Director to digitally sign the MEC-23-20 Contract.

Fiscal Note: \$354,518.00 contract from the Iowa Department of Human rights offset by an equal amount of expenditure

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
2022	Y	\$177,259.00	\$177,259.00	Y		
2023	Y	\$177,259.00	\$177,259.00	Y		

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the owner of land located in Section 34, Township 81 North, Range 24 West of the 5th P.M. (Lincoln Township), Polk County, Iowa, requests to subdivide and plat their land into a minor subdivision final plat known as Christian Juon Estates Plat 3; and

WHEREAS, the minor subdivision final plat proposes one (1) lot and two (2) outlots on approximately 36.27 acres of land; and

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

WHEREAS, the Polk County Public Works Department reviewed and approved the minor subdivision preliminary plat on August 26, 2022; 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 Christian Juon Estates Plat 3 and authorizes the Chair of the Polk County Board of Supervisors to sign the Resolution.

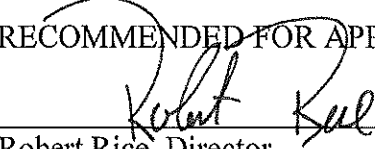
Sewer Service:	Individual wastewater treatment systems
Water Service:	Des Moines Water Works
Zoning:	"AG" Agricultural District
Platted by:	Donna Steiner – Donna M J Steiner Revocable Trust (property owner)
Engineer:	Associated Engineering Company of Iowa, Inc.
Location:	480 NW 126 th Avenue – Approximately 1-mile north and west of the City of Ankeny corporate limits
Township:	Lincoln

Approved this _____ day of _____, 2023

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

#14

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 8-23 approving Christian Juon Estates Plat 3, a minor subdivision final plat.

Agenda Date: January 10, 2023

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/approved 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 Christian Juon Estates Plat 3.

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

Background: The plat proposes one (1) lot and two (2) outlots on approximately 36.27 acres zoned "AG" Agricultural District. The subject property was created as Lot 2 of Christian Juon Estates Plat 2 in 2017. At this time the owner is requesting to reconfigure this existing lot to create a smaller lot for the existing residence and accessory structures (proposed Lot 1 – 2.36 acres), with the remaining farm ground being platted as two (2) outlots. The remaining farm ground is in agricultural production and contains no further building rights while in unincorporated Polk County. The cities of Ankeny and Alleman were both notified of this request, and both have provided their consent to the final plat.

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

Fiscal Note: None

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

Additional Fiscal Note Information (optional): None.

Christian Juon Estates Plat 3
Final Plat

PLAT INFORMATION: This subdivision plat reconfigures an existing platted lot to create one (1) smaller lot for an existing single-family residence and accessory structures and two (2) outlots containing the remaining agricultural ground on approximately 36.27 acres of land zoned "AG" Agricultural District.

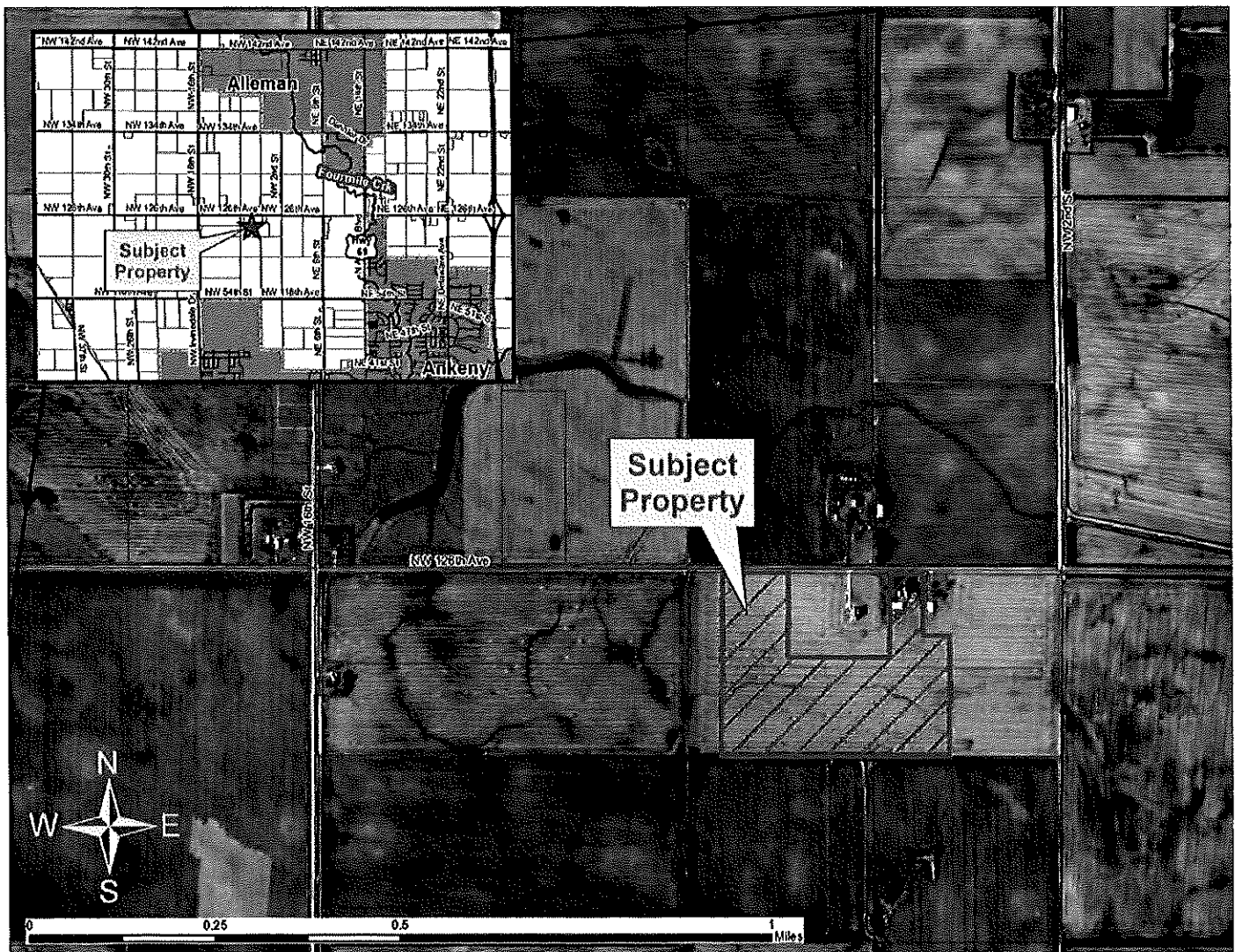
SEWER: Individual septic system

WATER: Des Moines Water Works

TOWNSHIP: Lincoln

OWNER/DEVELOPER: Donna Steiner – Donna M J Steiner Revocable Trust

Vicinity Map:



RESOLUTION

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

WHEREAS, the owners of land located in Section 27, Township 79 North, Range 22 West of the 5th P.M. (Beaver Township), Polk County, Iowa, wish to subdivide and plat their land into a major subdivision final plat known as Maxwell Estates Plat 1; and

WHEREAS, the major subdivision final plat proposes one (1) single-family residential lot, one (1) outlot and one (1) street lot on approximately 38.57 acres of land; and

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

WHEREAS, the Polk County Board of Supervisors voted unanimously, with none absent, to approve the major subdivision preliminary plat of Maxwell Estates Plat 1 on November 15, 2022; and

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

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

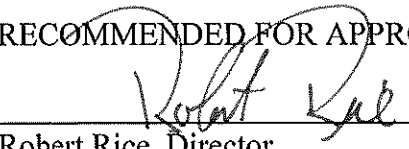
Sewer Service:	Individual Septic Systems
Water Service:	Des Moines Water Works
Zoning:	"AG" Agricultural District
Platted by:	Verna H. Bowie (Property Owner)
Surveyor/Engineer:	Civil Design Advantage
Location:	Approximately one-quarter (1/4) mile north of the intersection of NE 96 th Street and NE 27 th Avenue.
Township:	Beaver

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Robert Rice, Director
Polk County Public Works Department

#15

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution No. 7-23 approving the Final Plat of Maxwell Estates Plat 1.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: The Board of Supervisors unanimously approved the Preliminary Plat of Maxwell Estates Plat 1 on November 15, 2022.

Board/Commission Actions: None. The Zoning Commission does not review/recommend on final plats. They previously recommended approval of the preliminary plat prior to Board consideration and 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 one (1) single-family residential lot and one (1) outlot on approximately 38.57 acres of land that is zoned "AG" Agricultural District. The subject subdivision is located in the Northwest Quarter of Section 27, Township 79 North, Range 22 West (Beaver Township), Polk County, Iowa. Lot 1 of the proposed subdivision will be approximately 2.00 acres in area, with Outlot Z containing the remaining 36.05 acres of land and being designated as permanent open space. Lot 1 and Outlot Z will both maintain frontage onto NE 96th Street. The proposed Subdivision Waiver will allow a residential block to exceed 1,320 feet in length without the dedication of a new public roadway, which due to the site topography and prior development patterns would be impractical.

Action Impact: Approval of the Final Plat allows for its recording and creation and transfer of the lots, including dedication of existing road easement along NE 96th Street to Polk County.

Fiscal Note: None

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

Additional Fiscal Note Information (optional): None

Maxwell Estates Plat 1
Major Final Plat

PLAT INFORMATION: This subdivision plat proposes one (1) single-family residential lot and one (1) outlot on approximately 38.57 acres zoned "AG" Agricultural District. The subject property is located approximately 1,100-feet north of the intersection of NE 96th Street and NE 27th Avenue, within the NW ¼ of Section 27, Beaver Township.

SEWER: Individual Septic Systems

WATER: Des Moines Water Works

TOWNSHIP: Beaver

OWNER & DEVELOPER:

Verna H. Bowie (Owner)

James Maxwell (Developer)

Vicinity Map:



RESOLUTION

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

WHEREAS, the Polk County Department of Community, Family and Youth Services (CFYS), operates the Polk County Juvenile Detention Center (PCJDC); and,

WHEREAS, the PCJDC has identified the need for clinical consultation services to assist staff with meeting the emotional and behavioral health needs of youth in detention; and,

WHEREAS, Thriving Families Counseling Services, Inc., a mental health services agency in Polk County, is uniquely qualified to provide these services; and,

WHEREAS, Polk County, Iowa and Thriving Families Counseling Services, Inc. desire to enter into a Provider Agreement wherein Thriving Families Counseling Services, Inc. will provide up to six hours per month of scheduled staff and youth consultation services, 24 hour on-call availability at a rate of \$953.00 per month, and eighteen hours of additional consultation and training as needed at a rate of \$135.00 per hour; and,

WHEREAS, the maximum amount to be paid for clinical consultation services by William Walker of Thriving Families Counseling Services, Inc. shall not exceed \$13,866 per fiscal year; and,

WHEREAS, the term of this agreement is July 1, 2022 through June 30, 2027; and

WHEREAS, Polk County, Iowa and Thriving Families Counseling Services, Inc. desire to enter into a Business Associate Agreement.

NOW, THEREFORE, BE IT RESOLVED that Polk County, Iowa approves the terms of the attached Provider Agreement and Business Associate Agreement with Thriving Families Counseling Services, Inc. for clinical consultation services at Polk County Juvenile Detention, and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreements on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

_____, Chair
Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

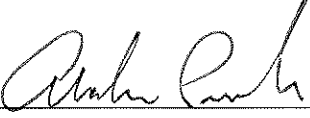


Eric Kool, Director
Polk County Community, Family and Youth Services

#16

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By:  _____
Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving a Provider Agreement and Business Associate Agreement with Thriving Families Counseling Services, Inc. for clinical consultation services at the Polk County Juvenile Detention Center.

Agenda Date: January 10, 2023

Contact Individual: Dan Larson, Program Administrator
Polk County Juvenile Detention Center
515-286-2100

Previous Action taken by the Board: The Board approved a similar Agreement May 11, 2021.

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: Community, Family & Youth Services (CFYS) has identified the need for clinical consultation services at the Polk County Juvenile Detention Center. Thriving Families Counseling Services, Inc. is a Polk County mental health services agency that is uniquely qualified to provide these services. Consultation will help to ensure that staff is informed about resident self-harm risk and recommended response, behavioral management interventions and overall child well-being. As Detention clientele continue to present with complex mental health and behavioral issues, the services of an on-site clinical consultant are extremely important. A Business Associate Agreement for these services is required to comply with the Health Insurance Portability and Accountability Act, 45 CFR 164.308(b) and 164.504(e).

The total cost of this agreement for all services shall not exceed \$13,866.00 per fiscal year. The term of this Agreement is July 1, 2022 through June 30, 2027.

Action Impact: Approval of this Agreement for Clinical Consultation Services will help the staff at the Detention Center continue to meet the emotional and behavioral needs of Youth

Fiscal Note:

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
22/23	Y	\$13,866		Y	10233302.76470	
23/24	Y	\$13,866		Y	10233302.76470	
24/25	Y	\$13,866		N	10233302.76470	
25/26	Y	\$13,866		N	10233302.76470	
26/27	Y	\$13,866		N	10233302.76470	

RESOLUTION

MOVED BY _____ SECONDED BY _____

That the following resolution be adopted:

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

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

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

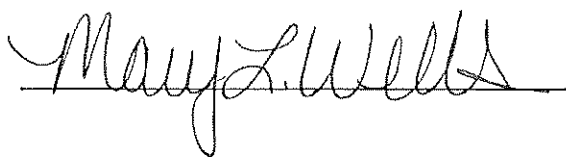
NOW THEREFORE BE IT RESOLVED that Polk County, Iowa, having been informed by the Polk County Treasurer in accordance with Iowa Code Section 435.25(3) that it is administratively impractical to pursue collection of certain taxes, interest and costs related to mobile homes referenced in the attached parcel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

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

POLK COUNTY BOARD OF SUPERVISORS

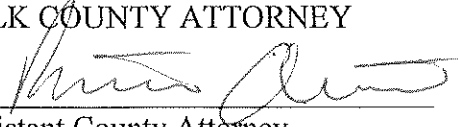
Chairperson

RECOMMENDED BY MARY L WELLS



APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: January 2023 Manufactured Home Abatement

Agenda Date: 1/10/2023

Contact Individual: Kyle Rice
Chief Executive Officer
Polk County Treasurer

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

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

Comply with Policy: Compliance with Iowa Code Section 435.25

Background:

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

Action Impact:

Additional Fiscal Note Information (optional): Abate Taxes - \$15992.00, Cancel Tax Sales - \$7164.00

	December 2022 MH Abatement			
Parcel Number	Tax Sale Year	Buyer	TS Amount	Tax and Late Interest
9P420397L				\$ 200.00
A062852				\$ 84.00
HU2253E				\$ 58.00
1917W	2012		\$ 1,360.00	\$ 2,712.00
NEB49A22335				\$ 309.00
A063247				\$ 97.00
3684MH				\$ 63.00
4792341N2431				\$ 81.00
HI4536	2022		\$ 452.00	\$ 159.00
KSDH08A23918611A				\$ 58.00
6130KA	2017		\$ 1,324.00	\$ 1,541.00
0501434840	2014		\$ 1,103.00	\$ 2,991.00
06L13658				\$ 63.00
1W300755F	2007		\$ 1,795.00	\$ 5,544.00
0563292507	2015		\$ 1,130.00	\$ 2,032.00
			\$ 7,164.00	\$ 15,992.00

RESOLUTION

MOVED by _____ **SECONDED by** _____

that the following Resolution be adopted:

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

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

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

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

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

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

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

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

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Chairperson, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:



Randy Ripperger
Polk County Assessor

#18

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

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

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: None

Board/Commission Actions: N/A

Comply with Policy: Yes

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

Background: There is a Homestead Tax Credit under Iowa Code 425.1 that provides a property tax credit on the homestead of an eligible property owner. The Credit is available for certain property owners that satisfy specific statutory criteria. To receive this Credit, property owners must file a claim with the County Assessor, who then recommends allowance or disallowance of the claim to the County Auditor and County Board of Supervisors based upon the statutory criteria. From time to time the Assessor discovers unqualified owners have improperly been receiving the credit. The Polk County Assessor recommends the credit be disallowed for 1 such parcel for the taxable years noted on the attached sheet.

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

Fiscal Note:

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

Board of Supervisors' 01/10/2023 meeting
Homestead Tax Credit

Recommendations to disallow

District/Parcel **Name**

100/03149-004-000 Jon G. Fussell

Reason for Disallowance Recommendation

No one resides here - declared a nuisance since 12/21

Cancel for AY:

2022

RESOLUTION

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

WHEREAS, the Director of Public Works is requesting a side-by-side Equipment Operator position due to an extended leave of absence of an employee, and

WHEREAS, the employee is covered by the long term disability plan, leaving general funds available to cover the cost of creating the side-by-side position, and

WHEREAS, the Director indicates the side-by-side position is needed to continue the current level of serve and will continue until the employee returns to work or terminates employment, and

WHEREAS, the Director of Public Works is requesting the following position modification:

- Create one (1) side-by-side Equipment Operator position, AFSCME grade 17, range \$58,456-\$76,517.

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

Approved this _____ day of _____ 2023

POLK COUNTY, IOWA

Tom Hockensmith
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

Jeffrey Edgar
Jeffrey Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: Ralph Murawski
Assistant County Attorney

FISCAL NOTE: Minimal costs are associated with this action.

#19

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Position Modification within the Public Works Department

Agenda Date: January 10, 2023

Contact Individual: Jeffrey Edgar, Director of Human Resources

Previous Action taken by the Board: N/A

Action Requested (Recommended): Create one (1) side-by-side Equipment Operator position, AFCSME grade 17, range \$58,456-\$76,517.

Comply with Policy: Yes

Background: The incumbent of one Equipment Operator position (#1561) in the Public Works Department is currently on an extended leave of absence and is covered by the long term disability plan, leaving general funds available to cover the cost of creating one side-by-side position. The Director of Public Works is requesting the side-by-side position and indicates the position is needed to continue the current level of service. The position will continue until the employee returns to work or terminates employment.

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

Fiscal Note: Qualifying leaves are entitled to certain benefit continuation, if eligible. Minimal costs are associated with the creation of the side-by-side position.

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

Additional Fiscal Note Information (optional): N/A

RESOLUTION

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

WHEREAS, the Sheriff's Office has reviewed the operations of the Administration Division, and

WHEREAS, the Legal Secretary position has been vacant since August 26, 2022, and

WHEREAS, the Sheriff recommends restructuring to increase operational efficiency in the Patrol Division, and

WHEREAS, the Sheriff is requesting the following position modification:

- Reclassify one (1) Legal Secretary position, AFSCME grade 15, range \$53,364-\$69,746, to one (1) Records Clerk position, AFSCME grade 12, range \$46,587-\$60,759.

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

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Tom Hockensmith
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

By: Jeff Edgar
Jeffrey Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: Ralph M. Mansaray
Assistant County Attorney

FISCAL NOTE: The estimated cost savings is \$3,122 for FY22/23, \$6,863 for FY23/24, and \$7,281 for FY24/25. Cost savings will be forfeited from the department to the general fund.

#20

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

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

Agenda Date: January 10, 2023

Contact Individual: Jeffrey Edgar, Director of Human Resources

Previous Action taken by the Board: N/A

Action Requested (Recommended): Reclassify one (1) Legal Secretary position, AFSCME grade 15, range \$53,364-\$69,746, to one (1) Records Clerk position, AFSCME grade 12, range \$46,587-\$60,759.

Comply with Policy: Yes

Background: The Legal Assistant position in the Administrative Division of the Sheriff's Office has been vacant since August 26, 2022. The Sheriff recommends restructuring to increase operational efficiency in the Patrol Division by reclassifying the vacant position to a Records Clerk position.

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

Fiscal Note: The estimated cost savings is \$3,122 for FY22/23, \$6,863 for FY23/24, and \$7,281 for FY24/25.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	N		-\$3,122				
23/24	N		-\$6,863				
24/25	N		-\$7,281				

Additional Fiscal Note Information (optional): Cost savings as a result of this resolution will be forfeited from the department to the general fund.

RESOLUTION

MOVED by _____ **SECONDED** by _____

that the following Resolution be adopted:

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

WHEREAS, pursuant to the Lease Agreement, Polk County is responsible for funding all Capital Repairs at the Iowa Events Center; and,

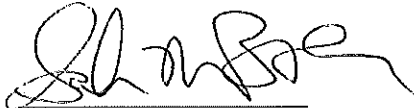
WHEREAS, Spectra is requesting emergency capital repair funding to repair the freight elevator at Hy-Vee Hall at the Iowa Events Center.

NOW, THEREFORE, BE IT RESOLVED that Polk County hereby approves emergency capital repair funding for the freight elevator at Hy-Vee Hall.

POLK COUNTY

Chair

SUBMITTED BY:



Sarah Boese

FY22/23

Fiscal Impact: \$33,800

#21

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving emergency capital funding for freight elevator repairs at Hy-Vee Hall at the Iowa Events Center.

Agenda Date: January 10, 2023

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: January 3, 2023

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: As owner of the Iowa Events Center the Polk County Board of Supervisors has a Master Lease agreement with Oakview Group (OVG), who has submitted a request for emergency capital funding to repair a freight elevator .

Action Impact: The passage of this resolution approves capital repair requests from OVG.

Fiscal Note: Approves \$33,800 total expenditure.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23			\$33,800		N	2950950100.76700	

Additional Fiscal Note Information (optional):

RESOLUTION

MOVED by _____ **SECONDED** by _____

that the following Resolution be adopted:

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

WHEREAS, pursuant to the Lease Agreement, Polk County is responsible for funding and approving all Capital Repairs at the Iowa Events Center; and,

WHEREAS, OVG is working with Verizon to install an underground fiber under the Near North Parking Lot at Community Choice Convention Center in order to improve wireless service at the Iowa Events Center.

NOW, THEREFORE, BE IT RESOLVED that Polk County hereby approves the attached easement with Verizon Wireless.

Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

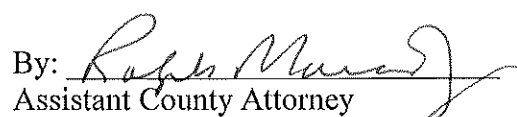
Chairperson

RECOMMENDED FOR APPROVAL:



Sarah Boese
Deputy County Administrator

APPROVED AS TO FORM:
KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 

Assistant County Attorney

FISCAL NOTE: FY22/23

#22

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving easement with Verizon Wireless to install underground fiber under the Near North Parking Lot at Community Choice Convention Center.

Agenda Date: January 10, 2023

Contact Individual: Sarah Boese
Board of Supervisors
286-3895

Previous Action taken by the Board: January 3, 2023

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: As owner of the Iowa Events Center the Polk County Board of Supervisors has a Master Lease agreement with Oakview Group (OVG) and must approve capital improvements and construction in Iowa Events Center property.

Action Impact: The passage of this resolution approves easement.

Fiscal Note:

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

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, Brent Lozano was injured during the course of his employment on March 16, 2016; and

WHEREAS, Mr. Lozano has pending civil action stemming from the administration of his occupational injury and subsequent termination; and

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

WHEREAS, Polk County Risk Management is recommending a settlement of \$850,000; 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

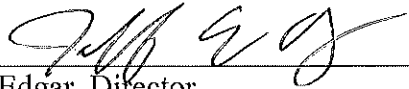
NOW THEREFORE BE IT RESOLVED Polk County, Iowa, approves the settlement of Brent Lozano's claim in the attached Agreement and authorizes the Chairperson of the Polk County Board of Supervisors to sign said agreement on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2022.

POLK COUNTY, IOWA

Polk County Board of Supervisors
Tom Hockensmith, Chairperson

RECOMMENDED FOR APPROVAL:

By: 
Jeff Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 
Meghan Gavin
Assistant County Attorney

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

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

Agenda Date: December 13, 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: Brent Lozano was injured during the course of his employment with the Polk County Sheriff's Office. Mr. Lozano made claims in the Iowa District Court that Polk County and its Risk Manager committed fraud during the treatment of his injuries and in addition that he was wrongfully terminated. His case went to trial and a jury awarded Mr. Lozano \$1.75 million dollars. Thereafter the County's motion for new trial was granted and both parties appealed. That appeal is currently pending. It is in the best interests of Polk County to settle these matters to reduce the further litigation. Polk County will pay \$850,000.00 for the settlement of his claim.

Action Impact:

Fiscal Note:

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23			\$850,000.00				
23/24							
24/25							

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, Cindy Shelton was injured in an automobile accident with Deputy Shane Grego on or about May 2, 2019; and

WHEREAS, Ms. Shelton has pending claims for resulting personal and property injuries alleged to have been sustained on May 2, 2019; and

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

WHEREAS, Polk County Risk Management is recommending a settlement of \$25,000;
and

WHEREAS, it is in the best interest of the public that the claims be resolved; and

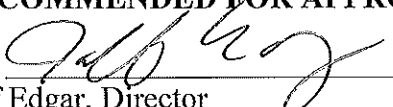
NOW THEREFORE BE IT RESOLVED Polk County, Iowa, approves the settlement of Cindy Shelton's claim in the attached Agreement and authorizes the Chairperson of the Polk County Board of Supervisors to sign said agreement on behalf of Polk County, Iowa.

Approved this ____ day of _____, 2023.

POLK COUNTY, IOWA

Polk County Board of Supervisors
Chairperson

RECOMMENDED FOR APPROVAL:

By: 
Jeff Edgar, Director
Polk County Human Resources

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 
Meghan Gavin
Assistant County Attorney

#24

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

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

Agenda Date: January 10, 2023

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: Cindy Shelton was involved in a motor vehicle accident with Deputy Grego, which occurred on or about May 2, 2019 at 8000th Block of NW 35th Street in Ankeny, Iowa . Mrs. Shelton has made a claim with Polk County Risk Management for property damages, medical expenses, pain and suffering, and the like from Polk County and Deputy Grego as a result of the accident. Polk County will pay \$25,000.00 for the settlement of his claim.

Action Impact:

Fiscal Note:

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

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, Caring Hands Outreach Center, Inc. is a 501(c)(3) non-profit dedicated to providing essential social services to a growing community in Eastern Polk County, Iowa; and,

WHEREAS, Caring Hands Outreach Center, Inc. requested a Polk County Community Development Grant to assist with an improvement project at their new facility located at 602 3rd St., Altoona, Polk County, Iowa. The project will focus on a new HVAC system, insulated wall panels, rubber flooring, updated sprinkler system and security lighting; and,

WHEREAS, Polk County, Iowa desires to enter into an Agreement with Caring Hands Outreach Center, Inc. to award grant funds for an improvement project that will assist with expanding essential services to the community. The expansion will include a larger food pantry, new thrift store and utility and rental assistance programs; and,

WHEREAS, the grant award will serve the public purpose by providing a better location with the ability to serve the residents in need in Eastern Polk County, Iowa. Caring Hands Outreach Center will be able to assist the growing number of residents struggling with food insecurity and financial instability and it shall provide access to nutritious food, clothing, rent and utility assistance; and,

WHEREAS, pursuant to the Agreement for a Community Development Grant Award, the grant funds shall only be used for the approved improvement project, which will include a new HVAC system, insulated wall panels, rubber flooring, upgraded sprinkler system, shelving, cleaning equipment and security lighting for Caring Hands Outreach Center, Inc.; and,

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

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement and the award of a Community Development Grant in the amount of \$99,483.00 to Caring Hands Outreach Center, Inc. and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

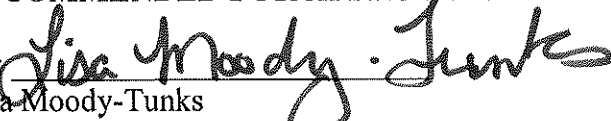
Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

Chair, Polk County Board of Supervisors

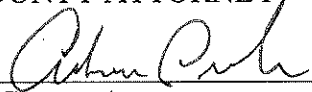
#25

RECOMMENDED FOR APPROVAL:

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

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: Community Development Grant Fund \$99,483.00 FY22/23

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Community Development Grant for Caring Hands Outreach Center, Inc., a 501(c)(3) non-profit organization.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Prior Community Betterment Grant award on May 22, 2019 for \$5,000.00.

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: Caring Hands Outreach Center, Inc. is a non-profit organization dedicated to providing essential social services to a growing community in need in Eastern Polk County, Iowa. The organization recently expanded their services and relocated to a large campus which includes a food pantry and a new thrift store serving those in need with clothing and household items at no cost. Caring Hands Outreach Center, Inc. applied for a Community Development Grant for an improvement project to the new facility which includes a new HVAC system, insulated wall panels, rubber flooring, updated sprinkler system, shelving, cleaning equipment and security lighting.

The project will serve the public purpose by providing a better location to serve residents in need in Eastern Polk County, Iowa. Caring Hands Outreach Center, Inc. will be able to assist the growing number of Polk County residents who struggle with food insecurity and financial instability. Caring Hands Outreach Center, Inc. shall provide access to clothing and rent and utility assistance.

Action Impact: The adoption of this resolution will award \$99,483.00 of gaming revenue to Caring Hands Outreach Center, Inc. and authorizes the Chair to sign attached agreement.

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

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	Y		\$99,483.00		N	4010932.79410	
23/24							
24/25							

Additional Fiscal Note Information (optional):

RESOLUTION

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

WHEREAS, the Ingersoll Grand Self-Supporting Municipal Improvement District is a 501(c)(6) non-profit dedicated to creating and sustaining a clean, safe, beautiful, and healthy environment within the Avenues District located at Ingersoll and Grand Avenues in Polk County, Iowa. The organization serves as a model for urban planning and provides an authentic cultural district built on civility, history, inclusion and access; and,

WHEREAS, the Ingersoll Grand Self-Supporting Municipal Improvement District requested a Polk County Community Development Grant to assist with the Grand Trees Staircase improvement project. The project focuses on a pedestrian walkway that will be a connector between Grand and Ingersoll Avenues in Des Moines, Polk County, Iowa. The property is owned by Tree House Partners and they have implemented a Memorandum of Understanding with The Avenues of Ingersoll & Grand that the staircase area shall be open for long term public use. The pedestrian connection will incorporate lighting for safety, public art, better walkability, and access to businesses and transportation; and,

WHEREAS, Polk County, Iowa desires to enter into an Agreement with the Ingersoll Grand Self-Supporting Municipal Improvement District to award grant funds for the Grand Tree Staircase improvement project; and,

WHEREAS, the project will serve the public purpose by providing a pedestrian pathway to enhance the public's ability to navigate modes of transportation and provide better access to amenities. This project will enhance the neighborhood and business community of Ingersoll and Grand Avenue; and,

WHEREAS, pursuant to the Agreement for a Community Development Grant Award, the grant funds shall only be used for the renovation and labor costs related to the Grand Trees Staircase improvement project; and,

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

NOW, THEREFORE BE IT RESOLVED Polk County, Iowa approves the terms of the attached Agreement and the award of a Community Development Grant in the amount of \$50,000.00 to the Ingersoll Grand Self-Supporting Municipal Improvement District and authorizes the Chair of the Polk County Board of Supervisors to sign said Agreement on behalf of Polk County, Iowa.

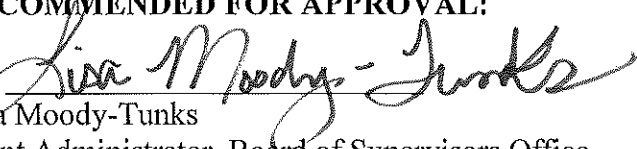
Approved this _____ day of _____, 2023.

POLK COUNTY, IOWA

#26

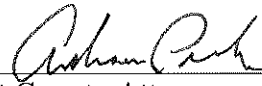
Chair, Polk County Board of Supervisors

RECOMMENDED FOR APPROVAL:

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

APPROVED AS TO FORM:

KIMBERLY GRAHAM
POLK COUNTY ATTORNEY

By: 
Assistant County Attorney

FISCAL NOTE: Community Development Grant Fund \$50,000.00 FY22/23

POLK COUNTY BOARD OF SUPERVISORS

Tuesday Agenda Memorandum

Item Type & Title: Resolution approving Community Development Grant for Ingersoll Grand Self-Supporting Municipal Improvement District, a 501(c)(6) non-profit organization.

Agenda Date: January 10, 2023

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

Previous Action taken by the Board: Prior Community Betterment Grant award on May 17, 2022 for \$7,500.00.

Board/Commission Actions: N/A

Comply with Policy: Yes

Background: The Ingersoll Grand Self-Supporting Municipal Improvement District is a non-profit organization dedicated to creating and sustaining a clean, safe, beautiful, and healthy environment within the Avenues District of Ingersoll and Grand in Polk County, Iowa. They serve as a model for urban planning and provide an authentic cultural district built on civility, history, inclusion, and access. The Ingersoll Grand Self-Supporting Municipal Improvement District has applied for a Community Development Grant for the Grand Trees Staircase project. The project is a public-private partnership to enhance access of a pedestrian connection between two corridors of The Avenues. The walkway will incorporate lighting and public art, and will promote walkability.

The Ingersoll Grand Self-Supporting Municipal Improvement District requests funding from Polk County, Iowa for the construction and labor costs to be undertaken by the Ingersoll Grand Self-Supporting Municipal Improvement District related to the Grand Trees Staircase project.

The project will serve the public purpose by providing a pedestrian pathway for all to use. This access will enhance the public's ability to navigate modes of transportation and will provide better access to amenities. This project will enhance the neighborhood and business community for Ingersoll and Grand Avenues.

Action Impact: The adoption of this resolution will award \$50,000.00 of gaming revenue to Ingersoll Grand Self-Supporting Municipal Improvement District and authorizes the Chair to sign attached agreement.

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

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense	Anticipated Revenue	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
22/23	Y		\$50,000.00		N	4010932.79410	
23/24							
24/25							



Veteran Affairs

Polk County River Place
2309 Euclid Avenue
Des Moines, Iowa 50310
Ph. 515.286.3670
Fax 515.286.2106
www.polkcountyia.gov

Date: January 3, 2023

To: Tom Hockensmith, Chairperson
Polk County Board of Supervisors

From: Pat Sweeney, Executive Director (PS)
Polk County Veterans Affairs

Re: Second Quarter Report FY 22/23

See attached copy of the Polk County Activity Report for Veteran Affairs for the Second Quarter.

PS:mls

cc: Vikki Palmer, Chairperson, Veteran Affairs
Commission
John Norris, Board of Supervisors

#27



Veteran Affairs

Polk County River Place
2309 Euclid Avenue
Des Moines, Iowa 50310
Ph. 515.286.3670
Fax 515.286.2106

Veterans.Affairs@polkcountyiowa.gov

POLK COUNTY ACTIVITY REPORT - FY 22/23

Department: VETERAN AFFAIRS Report Period: October 1st, 2022 to December 31st, 2022

DATA:	Quarter 1	Quarter 2	Quarter 3	Quarter 4	Total
Client contacts*	3,266	3,099			6,365
Total clients receiving vouchers	183	139			322
Total vouchers issued	274	248			415
Monetary amount of vouchers	\$ 140,701.43	\$ 158,918.74		\$ 299,620.17	
IA Veterans Home referrals**	7	13			20
Phone calls	6,481	5,550			12,031
New clients	286	276			562
Incarcerated Veterans contacted***	107	68			175
Incarcerated Veterans Assisted	267	228			495
Funerals	13	12			25
Federal Claims Filed	1,229	1,552			2,781
Federal Benefits Awarded****	\$ 179,661.00	\$ 34,929,291.00		\$35,108,952.00	
State Benefits (Trust Fund, DOT)	241	188			429
Clients served*****	9,747	8,649			18,396

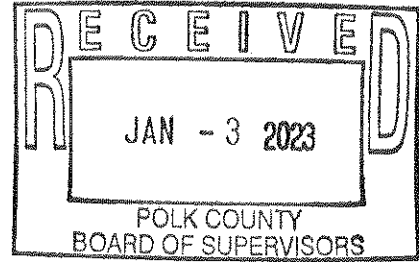
*The number of client contacts reflects all assisted in our office

**The number of referrals does not mean the number of clients admitted to the IVH

***Incarcerated Veterans are self reported upon booking

****Federal Benefits Awarded monthly paid out to Veterans (compensation and/or pension)

*****Clients served is total of phone calls and contacts



CITY DEVELOPMENT BOARD
STATE OF IOWA

IN THE MATTER OF THE CITY OF	)	NO. NC23-01 / BONDURANT
BONDURANT VOLUNTARY ANNEXATION	)	
INCLUDING NON-CONSENTING OWNERS	)	NOTICE OF MEETING TO CONSIDER
WITHIN THE URBANIZED AREA OF THE	)	VOLUNTARY ANNEXATION
CITIES OF ALTOONA AND MITCHELLVILLE	)	

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

You and each of you are hereby notified that the City Development Board will, pursuant to Iowa Code Section 368.7, consider the above captioned matter at its regular meeting at 1:00 p.m. on January 11, 2023, at the Iowa Economic Development Authority, 1963 Bell Avenue, Suite 200, Helmick Conference Room, Des Moines, Iowa. A copy of a map and legal description of the annexation territory is enclosed.

To participate in this meeting via Teams Webinar, go to <https://akaaiowa.us/cdb>. You will be required to register before receiving the link to join the meeting.

This proposal includes some land without the consent of the owners. The Board will review the proposal for compliance with Iowa Code Section 368.7 and schedule a public hearing for a later date if it is found to be in proper form. You will be notified of the hearing date. Should you have questions regarding this notice, please call 515/348-6196.

CITY DEVELOPMENT BOARD

Matt Rasmussen, Administrator
City Development Board



WHITFIELD
& EDDY LAW

ALECIA A. MEULENERS
699 WALNUT STREET, SUITE 2000
DES MOINES, IOWA 50309

whitfieldlaw.com

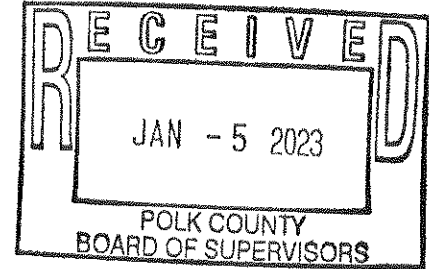
515-288-6041 P 515-246-1474 F

515-558-0149 D
meuleners@whitfieldlaw.com

January 3rd, 2023

Via Certified Mail/Return Receipt

Polk County Board of Supervisors
111 Court Ave #300
Des Moines, IA, 50309



Re: City of Grimes Proposed 80/20 Voluntary Annexation within Urbanized Area of Johnston and Urbandale-Notice of Applications Received and Public Hearing

To the above referenced:

Pursuant to Iowa Code § 368.7(3) and/or § 368.5, notice is hereby given that the City of Grimes will hold a public hearing on a proposed 80/20 voluntary annexation. Pursuant to Iowa Code § 368.7(1)(a), this annexation includes additional non-consenting territory to avoid the creation of an "island" completely surrounded by the corporate boundaries of the City, and to provide for more uniform boundaries. This hearing will take place at 5:30 p.m. on January 24th, 2023, at the Grimes Community Center, 410 SE Main Street, in the City of Grimes, Polk County, Iowa. After completion of this hearing, the Grimes City Council may vote to annex the real estate as described on the enclosed Notice of Hearing and Applications for 80/20 Voluntary Annexation, and as shown on the enclosed map.

If you would like to hear about this proposed voluntary annexation or would like to ask questions, you are encouraged to attend this hearing. If you would like to make a comment on this proposed voluntary annexation, you may also do so by submitting written comments to the Grimes City Clerk at City Hall prior to the meeting or by submitting written or oral comments at the time of the hearing.

Thank you for your consideration, and if you have any questions in regard to this matter, please contact Alex Pfaltzgraff, Development Services Director for the City of Grimes, at (515) 986-4050.

Sincerely,

Alecia A. Meuleners, City Attorney
Whitfield & Eddy, P.L.C.

Nick J. Gral, City Attorney
Whitfield & Eddy, P.L.C.

Enclosures.

BROWN, FAGEN & ROUSE
ATTORNEYS AT LAW

GUY H. HALL (1882-1964)
JOHN C. McDONALD (1924-2005)

RALPH R. BROWN*
CHARLES H. FAGEN**
BENJAMIN L. ROUSE

* Also licensed in District of Columbia
** Also licensed in Minnesota

502 - 15TH STREET
P.O. BOX 250
DALLAS CENTER, IOWA 50063-0250

TELEPHONE: (515) 992-3728
FAX: (515) 992-3971

INTERNET:
www.dallascenterlawyers.com

The writer's e-mail address:
ben@dallascenterlawyers.com

Grimes Office at:
306 East First Street

TELEPHONE: (515) 986-9888
FAX: (515) 986-9876
REPLY TO DALLAS CENTER OFFICE

January 4, 2023

Notice of Filing of Municipal
Annexation
Xenia Rural Water District
P. O. Box 39
Bouton, Iowa 50039

Notice of Filing of Municipal
Annexation
MidAmerican Energy
823 Walnut Street
P. O. Box 657
Des Moines, Iowa 50303

Notice of Filing of Municipal
Annexation
Mediacom
2205 Ingersoll Avenue
Des Moines, Iowa 50312

Dallas County Board of Supervisors
121 N 9th Street
Adel, IA 50003

Johnston City Council
6221 Merle Hay Road
Johnston, IA 50131

Honorable Brenna Bird
Iowa Attorney General
Hoover State Office Bldg
1305 E. Walnut Street
Des Moines, IA 50319

Huxley Communications
102 N Main Avenue
Huxley, IA 50124

Notice of Filing of Municipal
Annexation
Iowa Department of Transportation
800 Lincolnway
Ames, Iowa 50010

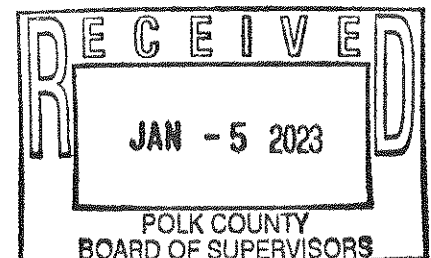
Notice of Filing of Municipal
Annexation
Black Hills Energy, Corporate Office
P.O. Box 1400
Rapid City, South Dakota 57709

Notice of Filing of Municipal
Annexation
Century Link
2103 East University Avenue
Des Moines, Iowa 50317

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

Grimes City Council
101 NE Harvey Street
Grimes, IA 50111

Ms. Kimberly Graham
Polk County Attorney
Polk County Justice Center
222 Fifth Avenue
Des Moines, IA 50309



January 4, 2023
Page 2

RE: Notice of 100% Voluntary Annexation to the City of Granger

Gentlepersons:

As required by the Code of Iowa, I enclose notice of a proposed 100% Voluntary Annexation for Granger, Iowa set to be heard by the Council of the City of Granger, Iowa at 6:00 P.M. on January 26th, 2023 in the Granger Community Center, 2200 Walnut Street, Granger, Iowa.

Also enclosed are copies of the Voluntary Annexation Applications as well as a full legal description and maps showing the proposed land to be annexed.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ben Rouse", is written over the typed name.

Benjamin L. Rouse
Granger City Attorney

Enclosure