

Des Moines, Iowa, January 29, 2002
Tuesday, 9:30 a.m.

PROCEEDINGS OF THE POLK COUNTY BOARD OF SUPERVISORS

The Polk County Board of Supervisors met in regular session on Tuesday, January 29, 2002 at 9:30 a.m.

MEMBERS PRESENT: Gene Phillips, Nathan Brooks, Robert Brownell, Angela Connolly, Jack Bishop.

Moved by Brooks, Seconded by Brownell to dispense with the reading of the January 22, 2002 minutes and they stand approved as printed.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

The Bills as certified by the County Auditor were allowed or disallowed on each according to the certified list.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

PRESENTATION: Mr. Bishop presented Mary Kay LaBonia, First Deputy Auditor, with a plaque upon her retirement to honor her years of service to the Auditor and the Polk County Board of Supervisors.

PUBLIC HEARING: ZONING MAP AMENDMENT

Proof of Publication is on file with the Clerk of the Board. No one appeared for or against the amendment. Public Hearing closed.

RESOLUTION: Resolution approving a Comprehensive Land Use Plan Map Amendment from Agricultural Classification to the Estate Classification as requested by Joe Gibbons.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

ORDINANCE: Ordinance approving the Zoning Map Amendment from the Agricultural
(FIRST READING) District to the Estate District as requested by Joe Gibbons.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

MOTION: Moved by Connolly, Seconded by Brownell to waive the Second and Third Reading of the Ordinance.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

APPOINTMENTS: Moved by Brownell, Seconded by Brooks that the following Resolution be adopted: BE IT FURTHER RESOLVED THAT the individuals named on this Memorandum be approved for personnel action:

Cheryl Adair, Prog. Spec., Comm/Fam., \$30,311 beginning February 9, 2002

Russell Altes, Purch. Agent, Gen. Svcs., \$57,021 beginning November 4, 2001

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

APPROVALS: Approval of Military Leave of Absence for Joseph Thompson, Sheriff's Office.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Approval of Military Leave of Absence for Trenton Lumley, Sheriff's Office.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Approval of Workers' Compensation Benefit Payments for Rudy Lucia,
General Services.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Approval of Workers' Compensation Benefit Payments for Terry Moll,
Sheriff's Office.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

REC'D & FILED: Letter of resignation from the Polk County Compensation Board submitted by
Jack Newell.

Copies of resolutions from cities requesting participation in the City/County
Consolidation Commission and naming appointments. Also, a letter from
Representative John Connors naming Legislative Delegation appointments
to the Commission.

REFERRED TO Petition on Account of Erroneous Assessment of Weeds filed by Lloyd and
TREASURER, Diane Dolph for property located at 2013 Washington.
ASSESSOR &
CO. ATTORNEY:

REFERRED TO Joint Public Notice from the U.S. Army Corps of Engineers and the Iowa
PUBLIC WKS: Department of Natural Resources regarding reissuance of Regional Permit.

REFERRED TO Certificate of Tax Levy, Brucellosis and Tuberculosis Eradication Fund.
AUDITOR:

REFERRED TO Motion to Disqualify Warren County Local Representative and Attorneys in
CO. ATTORNEY & the Matter of the City of Des Moines Involuntary Annexation Petition.
PLAN & DEV.:

PUBLIC The following appeared regarding Resolution #16, County Supervisor
COMMENTS: Districting Plan:

Becky Morelock, 3016 E. Payton, representing Des Moines neighbors asking
support for the resolution.

Those appearing in opposition to the plan were:

Jeanne Beck, Runnells, Iowa

Rev. Keith Ratliff, 1552 Maple Street, President NAACP

Ako Abdul-Samad, Creative Visions

John Campbell, 1069 27th Street.

RESOLUTIONS: Resolution approving Quit Claim Deed to Rosa Torres (422 S.E. 10th Street).

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution approving contribution to the Planning Alliance for Community
Workforce Partnership.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution amending the bid for the development of an Intranet Based System for Health Services to Quilogy, Inc.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution approving contracts with the Iowa Department of Natural Resources for the Rebuild Polk County Grant through the Rebuild Iowa Program in the amount of \$75,006.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution approving contracts with the Iowa Department of Natural Resources for a grant for the Solid Waste Alternatives Program (SWAP) in the amount of \$20,000.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution accepting the proposal from Design Alliance, Inc. in an amount not to exceed \$17,000 for "Architectural/Engineering Services for the 1914 Carpenter Remodel."

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution approving an amendment to Weatherization Contract HEAP-02.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

Resolution withdrawing the current County Supervisor Districting Plan from Consideration by the Secretary of State and submitting the Legislative Bureau Plan A as the County Supervisor Districting Plan.

After discussion, the following motion was made:

MOTION: Moved by Brooks, Seconded by Brownell to table the resolution for further clarification from the Secretary of State until Thursday, January 31, 2002 at 3:00 p.m.

VOTE ON MOTION:

VOTE YEA: Phillips, Brooks, Brownell.

VOTE NAY: Connolly, Bishop.

Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for February 12, 2002 at 5:00 p.m. to award Bid No. 397-0102, "Mass Excavation/Underground Utilities/Footing and Foundations."

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

OFFICIAL
PUBLICATION
CONTEST:

Michael O'Meara, County Attorney's Office, read a statement regarding the contest that exists as four publications have requested to be considered as the official newspapers for the Board of Supervisors for the calendar year 2002. Iowa Code Section 349. They are as follows:

The Des Moines Register (zoned editions in the following zip code areas: 50111, 50131, 50322, 50323, 50325, 50265 and 50266)

The Altoona Herald-Mitchellville Index

Des Moines Business Record

The Western Express/Press Citizen

LET THE RECORD SHOW the following appeared before the Board regarding the contest:

Henry Phillips, 1691 N.W. 109th Street, Clive, Publisher Press Citizen

REC'D & FILED: Copy of transcribed recorded phone conversations regarding subscriptions from Mr. Phillips.

Brett Mathis, 2400 40th Place, General Manager, The Altoona Herald-Mitchellville Index.

REC'D & FILED: Copies from Mr. Mathis of 1. Subscription renewal notice 2. Circulation Revenue and expenses and 3. Subscriber breakdown

Kim Walker, 4601 Harwood Drive, Attorney representing Altoona Herald

Based on the information provided, Mr. Bishop recommended approval of the Des Moines Register, the Altoona Herald-Mitchellville Index and the Des Moines Business Record as the official publications for the Board of Supervisors for calendar year 2002.

MOTION: Moved by Brooks, Seconded by Connolly to approve Mr. Bishop's recommendation.

VOTE YEA: Phillips, Brooks, Connolly, Bishop.

VOTE NAY: Brownell.

LET THE RECORD SHOW Mary Kluender, court reporter, 206 Sixth Avenue, was present for the official publication contest.

Moved by Brownell, Seconded by Connolly to adjourn until February 5, 2002 at 9:30 a.m.

VOTE YEA: Phillips, Brooks, Brownell, Connolly, Bishop.

MICHAEL A. MAURO
POLK COUNTY AUDITOR

JACK BISHOP
CHAIRPERSON BOARD OF SUPERVISORS

No qualified individual with a disability will be excluded on the basis of a disability from participation in meetings, hearings, programs, activities or services conducted by Polk County. To request information in an alternative format or request an accommodation to participate in a meeting, hearing, program, activity or service, contact the office conducting the meeting or offering the program, activity or service.