

Des Moines, Iowa, January 7, 2003  
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 7, 2003 at 9:30 a.m.

**MEMBERS PRESENT:** E.J. Giovannetti, Tom Hockensmith, Robert Brownell, John Mauro,  
Angela Connolly.

Moved by Brownell, Seconded by Mauro to dispense with the reading of the December 31, 2002 and January 2, 2003 minutes and they stand approved as printed.

**VOTE YEA:** Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

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

**VOTE YEA:** Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**AWARDS:** Ms. Connolly presented the Employee of the Month Award to Bruce Phimpfangsy, James McPherson and Kirk Winders of the General Services Department.

**PUBLIC HEARING: CONVEYANCE OF ALLEY AND ROADWAY-BLAKE SUBDIVISION**

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

**RESOLUTION:** Resolution conveying and signing Quit Claim Deed for vacated alley and roadway in Blake Subdivision.

**VOTE YEA:** Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**PUBLIC HEARING: CONVEYANCE OF VACATED ASH STREET – TOWN OF FARRAR**

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

**RESOLUTION:** Resolution conveying and signing Quit Claim Deed for vacated Ash Street in the Town of Farrar.

**VOTE YEA:** Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**APPOINTMENTS:** Moved by Mauro, Seconded by Brownell that the following Resolution be adopted: BE IT FURTHER RESOLVED THAT the individuals named on this Resolution be adopted:

Deborah Anderson, Financial Anal, Auditor, \$56,478.24 beg January 7, 2003

Bruce Bernard, Budget Mgr, B.O.S., \$88,791.56 beg January 7, 2003

Anthony Bisignano, Proj Mgr, B.O.S., \$75,074.48 beg January 7, 2003

Janet Briggs, Plan Spec, Auditor, \$62,093.20 beg January 7, 2003

John Bryan, Admn & Finance Mgr, Reg Fac, \$75,074 beg January 7, 2003

Michael Freilinger, Asst to B.O.S., B.O.S., \$71,768.74 beg January 7, 2003

Shelly Gillett, Budg Spec, Auditor, \$51,407.20 beg January 7, 2003

Joy Giudicessi, Mktg & Event Mgr, Reg Fac, \$68,262 beg January 7, 2003

Marie Grabenbauer, Sr HR Analyst, H.R., \$65,096.72 beg January 7, 2003

Sandra McGee, Counselor, Comm & Fam Svcs, \$52,305.76 beg January 7, 2003

Sandra Rainey, Office Gen, Gen Svcs, \$31,307.12 beg January 7, 2003

Timothy Cook, Labor Relations Mgr, H.R., \$70,000 beg February 22, 2003

Nancy Johnson, Outreach Wkr, Co Atty, \$10.119/hr beg January 8, 2003

Mary Clare Maloney, Elec Off Wkr, Auditor, \$10.119/hr beg January 2, 2003

Elaine Swearngin, Secretary, Treasurer, \$38,822.16 beg February 8, 2003

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**REFERRED TO  
PLANNING,  
PUBLIC WKS &  
CO ATTORNEY:**

Notice of Public Hearing on Annexation of Property Owned by the City of Ankeny.

**PUBLIC  
COMMENTS:**

Wanda Sears, 838 – 29<sup>th</sup> Street, appeared regarding Resolutions #16 and #19a (Tuberculosis Elimination Contract and moratorium on expenditures from the Enterprise Fund).

Professor Russell Lovell, Drake University, supporting Resolution #19 (use of courtroom space at the Drake University Law School).

**REC'D & FILED:**

Copy of article from The Law Teacher magazine.

**RESOLUTIONS:**

Resolution authorizing Chairperson to sign Acquisition of Right-of-Way 2003 documents.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution authorizing the Director of Public Works and Polk County Engineer to sign all Farm-to-Market documents required by the Iowa Department of Transportation on behalf of the Board of Supervisors.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution authorizing the use of the Central Maintenance Facility at 5885 N.E. 14<sup>th</sup> Street as an alternate assembly site for the Iowa National Guard.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution authorizing the Director of Public Works to establish rates for fence moving and crop damage, if necessary, for purchasing right-of-way.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution appointing Karl Elliott, doing business as Elliott Acquisition Services, as a Polk County Right-of-Way Acquisition Officer.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution accepting bid from Des Moines Asphalt and Paving Company for the N.E. 62<sup>nd</sup> Avenue and N.E. 78<sup>th</sup> Avenue HMA resurfacing projects.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution authorizing General Services to prepare the necessary bid letting and quotation documents on behalf of Polk County Public Works and authorizing the Director of Public Works to inform the Iowa Department of Transportation to include Polk County in its lettings.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution approving amendment #2 to the Tuberculosis Elimination Contract with the Iowa Department of Public Health.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution approving a two month extension to an existing lease agreement with Fred Weber for property at 2024 Forest Avenue.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for January 21, 2003 regarding Bid No. 401-0203, "BP #10, Arena and Exhibit Hall Mechanical."

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution approving Memorandum of Understanding with Drake University Law School for the use of courtroom space at the law center.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Resolution placing a moratorium on expenditures from economic development fund for any project that does not comply with the economic development policy passed by the Board of Supervisors until we address our financial situation and placing a moratorium on all expenditures from the enterprise fund until we address our financial situation.

**AMENDMENT:**

Moved by Hockensmith, Seconded by Mauro to amend the Resolution by inserting before the words "enterprise fund" in the last paragraph the words, "Prairie Meadows."

**VOTE ON AMENDMENT:**

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**VOTE ON RESOLUTION AS AMENDED:**

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

LET THE RECORD SHOW the following appeared in opposition to Resolutions 19c and 19b.

Jesse Taylor, 1612 Lincoln Avenue  
William Morris, 3540 S.W. 29<sup>th</sup> Street  
Linda Carter, 3141 S.W. 38<sup>th</sup> Place, President, Des Moines Branch NAACP  
Ako Abdul-Samad, Creative Visions, 1343 – 13<sup>th</sup> Street  
Patrick Morris, 3901 S.W. 29<sup>th</sup> Street

Resolution reorganizing to reduce costs involving the elimination of the County Manager's Office, transfer of the budget function to the Auditor's Office, and elimination of vacant positions.

VOTE YEA: Hockensmith, Mauro, Connolly.  
VOTE NAY: Giovannetti, Brownell.

Resolution terminating the employment agreement employing Teree Caldwell-Johnson as County Manager and directing the Department of Human Resources to carryout all provisions of the severance clause in the employment agreement between Polk County and Ms. Caldwell-Johnson.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

Moved by Mauro, Seconded by Brownell to adjourn until January 14, 2003 at 9:30 a.m.

VOTE YEA: Giovannetti, Hockensmith, Brownell, Mauro, Connolly.

**MICHAEL A. MAURO**  
**POLK COUNTY AUDITOR**

**ANGELA CONNOLLY**  
**CHAIRPERSON BOARD OF SUPERVISORS**

No qualified individuals 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.