

Des Moines, Iowa, December 6, 2005  
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, December 6, 2005 at 9:30 a.m.

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

Moved by Mauro, Seconded by Brownell to dispense with the reading of the November 29, 2005 minutes and they stand approved as printed.

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

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

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

**AWARDS:** Supervisor Brownell presented the Employee(s) of the Month Award to Scott Gehl, Chris Lunan and Ron Ugolini, Conservation Department.

**PUBLIC HEARING:** ZONING MAP AMENDMENT  
Deferred from November 1, 2005 meeting

Proof of Publication is on file with the Clerk of the Board. David Nelson, attorney representing Johnston Business Park, appeared in support of the rezoning. Steve Klein, 6789 Toni Drive and Scott Faulkner, 6743 NW Toni Drive, appeared in opposition to the rezoning. Public Hearing closed.

**RESOLUTION:** Resolution approving Comprehensive Land Use Plan Map Amendment from Agricultural Classification to Light Business Classification as requested by Johnston Business Park, LLC.

VOTE YEA: Giovannetti, Mauro, Hockensmith.

VOTE NAY: Brownell.

ABSENT: Connolly.

**ORDINANCE:** Ordinance approving Zoning Map Amendment from Agricultural District  
(FIRST READING) to Light Business District, with conditions, as requested by Johnston Business Park, LLC.

VOTE YEA: Giovannetti, Brownell, Mauro, Hockensmith.

ABSENT: Connolly.

**PUBLIC HEARING:** DISPOSAL OF COUNTY INTEREST IN REAL ESTATE

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

**RESOLUTION:** Resolution approving Quit Claim Deed to Christine Cavil (A D Martindales Sub Div).

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

**PUBLIC HEARING:** DISPOSAL OF COUNTY INTEREST IN UNUSED ROAD RIGHT-OF-WAY

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

**RESOLUTION:** Resolution approving Quit Claim Deed to the City of Urbandale (unused road right-of-way Don-Mar Acres).

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

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

Benjamin Altes, Sergeant, Sheriff, \$53,489.09 beg December 24, 2005  
Scott Locker, Lieutenant, Sheriff, \$61,707.96 beg December 10, 2005  
Jenny Luong, Acct Tech, Treasurer, \$40,074.07 beg December 12, 2005  
Jackie Ruge, Social Wkr Aide, CFYS, \$37,970.35 beg December 10, 2005  
Linda Simmons, Program Spec, CFYS, \$43,669.96 beg December 10, 2005  
Judy Stout, Ident Tech, Sheriff, \$40,986.50 beg December 10, 2005  
Michael Tarvin, Sr. Deputy, Sheriff, \$51,959.63 beg December 10, 2005

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

**PERMITS:** Renewal application for Class "C" Liquor License and Sunday Sales for Daytona's, 4875 Merle Hay Road.

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

Renewal application for Class "C" Liquor License, Sunday Sales and Outdoor Service Area Permit for O'Malley's, 7010 NE 14<sup>th</sup> Street.

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

**REC'D & FILED:** Notice that the Board of Supervisors will convene as a Canvassing Board on December 12, 2005 to canvass votes cast for the West Des Moines Ward 1 Run-off Election held December 6, 2005.

**RESOLUTIONS:** Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for December 20, 2005 on Disposal of County Interest in Real Estate (Pinehurst).

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

Resolution approving the minor final subdivision plat of Buffalo Run.

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

Resolution approving second amendment to development agreement with Kemin Industries.

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

Resolution approving agreement with Hershey Systems, Inc.

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

**MOTION:** Moved by Giovannetti, Seconded by Brownell to go into Closed Session with legal counsel for discussion of purchase of particular real estate.

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

The Board returned to open session.

Moved by Mauro, Seconded by Giovannetti to adjourn until December 13, 2005 at 5:00 p.m.

VOTE YEA: Giovannetti, Brownell, Mauro, Hockensmith.

ABSENT: Connolly.

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

**TOM HOCKENSMITH**  
**CHAIRPERSON BOARD OF SUPERVISORS**

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