

**POLK COUNTY BOARD OF SUPERVISORS AGENDA  
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING  
111 COURT AVENUE - ROOM 120  
AUGUST 21, 2012 9:30 A.M.**

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

**PUBLIC HEARING**

**DISPOSAL OF COUNTY INTEREST IN REAL ESTATE**

5. Resolution approving Quit Claim Deed for property at 1611 Forest Avenue (Foster).

**PERMITS**

- \*6. Renewal application for Class "C" Beer Permit and Sunday Sales for Casey's #45, 2890 E. Broadway.
- \*7. Renewal application for Class "C" Beer Permit and Sunday Sales for Krueger's Amoco, 5120 NE 14<sup>th</sup>.
- \*8. Renewal application for Class "C" Liquor License, Sunday Sales and Outdoor Service Area for VFW Post #9662, 1309 NE 66<sup>th</sup> Avenue.

9.

**PUBLIC COMMENTS**

**RESOLUTIONS**

10. Resolution approving expenditure of risk pool dollars to Community Support Advocates Integrated Services Program.
- \*11. Resolution approving agreement with Iowa Department of Justice accepting grant funding for the State Sexual Abuse contract.
12. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing on the proposed amendments to the Polk County Construction Code (Chapter 20).
- \*13. Resolution accepting bid from MD Construction for remediation of lead hazards of a home at 2195-30<sup>th</sup> Street.
14. Resolution approving minor final subdivision plat of Abby View.
15. Resolution approving erroneous special weed assessment (2554 E. Grand Avenue).

- \*16. Resolution approving agreement with Kari Lebeda-Townsend to provide disaster preparedness services.
- \*17. Resolution approving agreement to address lead hazard repairs at 1514-11<sup>th</sup> Street, DSM.
- \*18. Resolution renewing contract with Iowa Department for the Blind for vending machines (various County buildings).
- \*19. Resolution approving Memorandum of Understanding with the City of Des Moines for research initiatives to explore opportunities for shared resources.
- \*20. Resolution approving Memorandum of Understanding with the City of Des Moines for service level agreement for support of systems (I/CAD, I/Leads JMS and RMS systems).
- \*21. Resolution approving agreements with Bondurant-Farrar, North Polk and Saydel School Districts for school resource officer agreements.
- 22. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for September 11, 2012 on amendments to the FY 12/13 Budget.
- 23. Resolution approving amendment to agreement between Polk County and Broadlawns Medical Center for Polk County autopsy, pathology and other services.
- 24. Resolution approving Community Betterment Grant awards.
- 25. Resolution calling a County Election on proposed issuance of not to exceed \$50,000,000 General Obligation Bonds (Polk County Water and Land Legacy Bond).

### COMMUNICATIONS

- 26. Communication regarding request for granting property at 1533-21<sup>st</sup> Street, Des Moines.
- \*27. Notice of Consultation and Hearing concerning proposed amendment (No. 5) to the 1989 Ankeny Economic Development Urban Renewal Plan.

**BUDGET ACTIONS**

28. Memorandum of Budget Actions.

**APPOINTMENTS**

29. Memorandum of Appointments.

**ADJOURNMENT**

*\* Asterisk denotes attachments to items are on file in the Auditor's Office*

100-313

**RESOLUTION**

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

WHEREAS, Polk County received a proposal from Duane E. and Marcia A. Foster to obtain this parcel 080-06481-000-000, legally described as:

W 40 FT LOTS 14 & 15 STALFORDS 1ST ADD TO NORTH DES MOINES

WHEREAS, the Polk County Board of Supervisors desires to accept said offer and convey said property to Duane E. and Marcia A. Foster; and

WHEREAS, there has been proper notice and public hearing pursuant to Iowa Code §331.361.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Polk County, Iowa, that the above described proposal is accepted; and

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors approves the attached Quit Claim Deed and authorizes the Chairperson's signature.

POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director  
Polk County Public Works

FISCAL NOTE: None

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# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Public Hearing Resolution No. 122-12 approving a Quit Claim Deed to Duane E. and Marcia A. Foster, File#100-313 (Dist. 080 Parcel 06481-000-000) vacant property at 1611 Forest Avenue, Des Moines.

**Agenda Date:** August 21, 2012

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

**Previous Action taken by the Board:** On August 7, 2012 the Board approved a resolution for a public hearing to convey this parcel to Duane E. and Marcia A. Foster for \$500.00.

**Board/Commission Actions:** NA

**Action Requested (Recommended):** Approve a Quit Claim Deed

**Comply with Policy:** Yes, Proposal

**Background:** Parcel size is 40' x 80'. Polk County received this parcel by Tax Deed in October of 1987. Parcel is sold by proposal for \$500.00. Parcel is buildable.

**Action Impact:** Approval of the resolution will authorize the Real Estate Office to issue the Quit Claim Deed to Duane E. and Marcia A. Foster.

**Fiscal Note:** \$500.00 To Real Estate Fund

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13			\$500.00			

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

# License Application ( BC0015099 )

## Applicant

Name of Applicant:	<u>Casey's Marketing Company</u>		
Name of Business (DBA):	<u>Casey's General Store #45</u>		
Address of Premises:	<u>2890 East Broadway</u>		
City: <u>Des Moines</u>	County: <u>Polk</u>	Zip: <u>50317000</u>	
Business Phone: <u>(515) 265-7845</u>			
Mailing Address: <u>PO Box 3001</u>			
City: <u>Ankeny</u>	State: <u>IA</u>	Zip: <u>500218045</u>	

## Contact Person

Name: <u>Penny Patrick, Store Operations</u>			
Phone: <u>(515) 965-6572</u>	Email Address: <u>penny.patrick@caseys.com</u>		

Classification: Class C Beer Permit (BC)

Term: 12 months

Effective Date: 10/01/2012

Expiration Date: 09/30/2013

Privileges:

Class C Beer Permit (BC)  
Sunday Sales

## Status of Business

Business Type: <u>Privately Held Corporation</u>			
Corporate ID Number: <u>184278</u>	Federal Employer ID # <u>42-1435913</u>		

Ownership

#60

**42-0935283 Casey's General St**

**First Name:** 42-0935283

**Last Name:** Casey's General Stores, Inc

**City:** Ankeny

**State:** Iowa

**Zip:** 50021-804

**Position** Owner

**% of Ownership** 100.00 %

**U.S. Citizen**

**Julia L Jackowski**

**First Name:** Julia L

**Last Name:** Jackowski

**City:** Urbandale

**State:** Iowa

**Zip:** 50322

**Position** Assistant Secretary

**% of Ownership** 0.00 %

**U.S. Citizen**

**Michael Richardson**

**First Name:** Michael

**Last Name:** Richardson

**City:** Pleasant Hill

**State:** Iowa

**Zip:** 50327

**Position** President

**% of Ownership** 0.00 %

**U.S. Citizen**

**Robert C Ford**

**First Name:** Robert C

**Last Name:** Ford

**City:** Dallas Center

**State:** Iowa

**Zip:** 50063

**Position** Vice President

**% of Ownership** 0.00 %

**U.S. Citizen**

**Russell D Sukut**

**First Name:** Russell D

**Last Name:** Sukut

**City:** Ankeny

**State:** Iowa

**Zip:** 50021

**Position** Treasurer

**% of Ownership** 0.00 %

**U.S. Citizen**

**Insurance Company Information**

**Insurance Company:** First Western Insurance

**Policy Effective Date:**

**Policy Expiration Date:**

**Bond Effective Continuously:**

**Dram Cancel Date:**

**Outdoor Service Effective Date:**

**Outdoor Service Expiration Date:**

**Temp Transfer Effective Date:**

**Temp Transfer Expiration Date:**

# License Application ( BC0012765 )

## Applicant

Name of Applicant:	<u>Krueger Enterprises, Inc.</u>		
Name of Business (DBA):	<u>Kruegers Amoco Food Shop #5</u>		
Address of Premises:	<u>5120 N.E. 14th</u>		
City: <u>Des Moines</u>	County: <u>Polk</u>	Zip: <u>50313000</u>	
Business Phone:	<u>(515) 265-0558</u>		
Mailing Address:	<u>P.O. Box 65010</u>		
City: <u>West Des Moines</u>	State: <u>IA</u>	Zip: <u>50265</u>	

## Contact Person

Name:	<u>Scott Krueger</u>		
Phone:	<u>(515) 314-3118</u>	Email Address:	

Classification: Class C Beer Permit (BC)

Term: 12 months

Effective Date: 09/14/2012

Expiration Date: 09/13/2013

Privileges:

Class C Beer Permit (BC)  
Sunday Sales

## Status of Business

BusinessType:	<u>Privately Held Corporation</u>		
Corporate ID Number:	<u>23617</u>	Federal Employer ID #	<u>42-1028289</u>

## Ownership

# 7

**Catherine Krueger**

First Name: Catherine

Last Name: Krueger

City: Urbandale

State: Iowa

Zip: 50322

Position Owner

% of Ownership 50.00 %

U.S. Citizen

**Donald Krueger**

First Name: Donald

Last Name: Krueger

City: Urbandale

State: Iowa

Zip: 50322

Position Owner

% of Ownership 50.00 %

U.S. Citizen

**Scott Krueger**

First Name: Scott

Last Name: Krueger

City: Clive

State: Iowa

Zip: 50325

Position Officer

% of Ownership 0.00 %

U.S. Citizen

***Insurance Company Information***

Insurance Company: First Western Insurance

Policy Effective Date:

Policy Expiration Date:

Bond Effective Continuously:

Dram Cancel Date:

Outdoor Service Effective Date:

Outdoor Service Expiration Date:

Temp Transfer Effective Date:

Temp Transfer Expiration Date:

License Application ( LC0005588 )

**Applicant**

Name of Applicant:	<u>Boline Manfredi Post No 9662, Veterans Of</u>		
Name of Business (DBA):	<u>Boline, Manfredi, V.F.W. Post #9662</u>		
Address of Premises:	<u>1309 N.E. 66th Avenue</u>		
City: <u>Des Moines</u>	County: <u>Polk</u>	Zip: <u>50313000</u>	
Business Phone:	<u>(515) 289-9914</u>		
Mailing Address:	<u>1309 N.E. 66th Avenue</u>		
City: <u>Des Moines</u>	State: <u>IA</u>	Zip: <u>503130000</u>	

**Contact Person**

Name:	<u>Dave Campbell</u>		
Phone:	<u>(515) 289-2970</u>	Email Address:	<u>saylorave1@aol.com</u>

Classification: Class C Liquor License (LC) (Commercial)

Term: 12 months

Effective Date: 09/18/2012

Expiration Date: 09/17/2013

Privileges:

- Catering Privilege
- Class C Liquor License (LC) (Commercial)
- Outdoor Service
- Sunday Sales

**Status of Business**

BusinessType:	<u>Privately Held Corporation</u>		
Corporate ID Number:	<u>73102</u>	Federal Employer ID #	<u>42-0754410</u>

**Ownership**

**Arthur Swagler**

First Name: Arthur

Last Name: Swagler

City: Des Moines

State: Iowa

Zip: 50317

Position Club Room Mgr

% of Ownership 0.00%

U.S. Citizen

**David Campbell**

First Name: David

Last Name: Campbell

City: Des Moines

State: Iowa

Zip: 50513

Position Club Room Treasurer

% of Ownership 0.00%

U.S. Citizen

#8

RESOLUTION

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

THAT THE FOLLOWING RESOLUTION BE ADOPTED:

WHEREAS, Polk County has the responsibility to pay for services to certain persons with mental illness, intellectual disabilities, or developmental disabilities; and

WHEREAS, Polk County, Polk County Health Services, Inc., and Community Support Advocates have entered into a three-party agreement to provide services within the integrated services program; and

WHEREAS, that contract contains a provision establishing a Risk Pool administered by Polk County Health Services, and outlines the conditions under which a Lead Agency may request funds from the Risk Pool; and

WHEREAS, Community Support Advocates program has requested to access the risk pool for the amount of \$45,561.38 for services for two individual clients; and

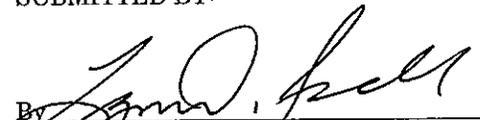
WHEREAS, the Board of Directors of Polk County Health Services, Inc., has reviewed that request and determined that it meets the contractual provisions to access Risk Pool funds.

NOW THEREFORE BE IT RESOLVED that the Polk County Board of Supervisors approves accessing the risk pool for \$45,561.38 for services for two clients within the Community Support Advocates integrated services program.

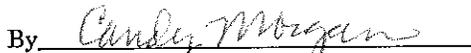
POLK COUNTY BOARD OF SUPERVISORS

By \_\_\_\_\_  
Chairperson

SUBMITTED BY:

By   
Lynn D. Ferrell, Executive Director  
Polk County Health Services, Inc.

APPROVED TO FORM:

By   
County Attorney's Office - Civil Bureau

Fiscal Note: No change in total service costs

F:\Word\Supvrs\Resol\CSARiskPoolRequest0812

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# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution approving the expenditure of risk pool dollars to Community Support Advocates Integrated Services Program.

**Agenda Date:** August 21, 2012

**Contact Individual:** Lynn Ferrell, Executive Director  
Polk County Health Services  
243-6339

**Previous Action taken by the Board:** Approval of 3-party contracts with PCHS and Integrated Services Agency providers

**Board/Commission Actions:** Reviewed and recommended by PCHS Board

**Action Requested (Recommended):** Approval of award of risk pool funds and authorization for PCHS to pay funds previously withheld from provider payments

**Comply with Policy:**

**Background:** Effective July 1, 2010, Polk County entered into a three year contract with Broadlawns Medical Center, Community Support Advocates, Easter Seal Society, and Golden Circle Behavioral Health to participate in the integrated services project to provide services to 520 individuals. The contract contains a provision establishing a Risk Pool with funds to be utilized for individuals needing a high level of services. Expenditures from the Risk Pool Fund must be requested by the Lead Agencies and approved by the Polk County Health Services Board of Directors and the Board of Supervisors. Community Support Advocates is requesting \$45,561.38 from the risk pool for services for two individual clients.

**Action Impact:** PCHS will award funds from the risk pool which were previously withheld from provider payments.

**Fiscal Note:**

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13	N/A	0				

**Additional Fiscal Note Information (optional):** No additional expense in current FY. These funds were withheld from payments made to Integrated Service Agencies during prior years, and deposited in a Risk Fund Account held by Polk County Health Services.

**RESOLUTION**

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

**WHEREAS**, Polk County Crisis and Advocacy Services (CAS) receives grant money each year from the Iowa Department of Justice Crime Victim Assistance Division; and,

**WHEREAS**, the Crime Victim Assistance Division has approved FY 12/13 funding in the amount of \$77,168 in Sexual Abuse (SA) Service dollars with no county match required; and,

**WHEREAS**, these funds will be available from July 1, 2012 – June 30, 2013; and,

**WHEREAS**, the grant award will fully fund the costs associated with Young Women’s Resource Center contracted services (\$13,230) for FY 12/13; and,

**WHEREAS**, additional funds will be utilized to expand existing supportive mental health services to children who are survivors of sexual abuse and other violent crimes through contracted services with Molly Kinser Douglas, a qualified provider of art therapy services; and,

**WHEREAS**, additional funds will be utilized to provide clinical supervision to CAS staff as provided in the approved contract between Optimae Life Services and Polk County (\$4,800) and to support sexual assault programming; and,

**WHEREAS**, this agreement must be renewed each year and is dependent on available funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Polk County Board of Supervisors hereby approves the FY 12/13 SA agreement with the State of Iowa Department of Justice and directs the County Auditor to take the necessary steps to effectuate said agreement.

**POLK COUNTY BOARD OF SUPERVISORS**

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

**SUBMITTED BY**

Brian Boyer  
Brian Boyer, Director  
Community, Family and Youth Services

**APPROVED AS TO FORM:**

Candy Morgan  
Candy Morgan, Assistant County Attorney  
Civil Division

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# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Agreement between Polk County and the Iowa Department of Justice accepting grant funding for the State Sexual Abuse Contract (SA).

**Agenda Date:** August 21, 2012

**Contact Individual:** Brenda Bash, CAS Supervisor  
Polk County Crisis & Advocacy Services  
286-2020

**Previous Action taken by Board:** A similar resolution was passed by the Board on August 23, 2011.

**Action Requested (Recommended):** Approval is recommended.

**Comply with Policy:** Yes

**Background:** Polk County Crisis and Advocacy Services (CAS) receives grant money each year from the Iowa Department of Justice Crime Victim Assistance Division. The grant money is to be used for sexual abuse services. At CAS these funds \$77,168 (no County match required) are used to fund support groups for area middle and high school students. These groups are co-facilitated by CAS and staff from The Young Women's Resource Center (YWRC). The funds will go towards the costs associated with YWRC contracted services for facilitation of groups with CAS staff and year end statistical reporting regarding who benefited from the groups as well as assistance with the annual Empowerment Workshop for Teens. This workshop provides a chance for area teens who are victims of sexual assault and dating violence to come together to further learn about how to best manage and cope with what they have experienced. The cost of the agreement between CAS and YWRC for FY 12/13 is \$13,230. Additional funds will be utilized to expand existing supportive mental health services to children who are survivors of sexual abuse and other violent crimes through contracted services with Molly Kinser Douglas, a qualified provider of art therapy services. Further, additional funds will be utilized to provide clinical supervision to CAS staff as provided in the approved contract between Optima Life Services and Polk County (\$4,800) and to support programming for sexual assault victims.

**Action Impact:** Approval of this contract will authorize Polk County CAS to accept grant funding from the Iowa Department of Justice for the State Sexual Abuse Contract.

### 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
12/13	Y		\$77,168	N	10233412.77490	10233412.52460

### Additional Fiscal Note Information (optional):

**RESOLUTION**

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

WHEREAS, the Polk County Board of Supervisors previously adopted the Polk County Construction Code, Ordinance 279 (Polk County Code of Ordinances Chapter 20) on March 1, 2010; and

WHEREAS, the Polk County Public Works Department has recommended modifications to the Polk County Code of Ordinances Chapter 20 Polk County Construction Code, as it relates to updated codes and associated changes; and

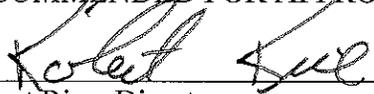
WHEREAS, the Polk County Public Works Department has also recommended modifications to the Construction Code, as it relates to plumbing fixture counts, separation of exterior walls and garage separation from the dwelling, automatic fire sprinkler requirements and frost protection requirements for detached garages.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors, authorizes the Auditor to publish the attached Notice and that the public hearing on the proposed amendments to the Polk County Construction Ordinance No. 279 (Polk County Code of Ordinances Chapter 20) be set for September 4, 2012.

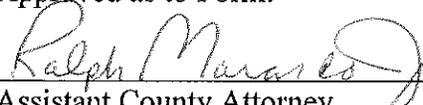
POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director  
Polk County Public Works

Approved as to Form:

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

Fiscal Note: None

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 125-12 to authorize the Auditor's Office to publish notice for a public hearing on the proposed amendments to the Polk County Code of Ordinances, Chapter 20 Polk County Construction Code for September 4, 2012.

**Agenda Date:** August 21, 2012

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

**Previous Action taken by the Board:** Adopted the Polk County Construction Code, Ordinance 279 (Polk County Code of Ordinances Chapter 20) on March 1, 2010.

**Board/Commission Actions:** None

**Action Requested (Recommended):** Approve resolution setting public hearing

**Comply with Policy:** Yes

**Background:** The Polk County Board of Supervisors previously adopted the Polk County Construction Code, Ordinance 279 (Polk County Code of Ordinances Chapter 20) on March 1, 2010. The Polk County Public Works Department has recommended modifications to change incorporate the 2009 International Fire, Mechanical, Building, Residential, Existing Building, Fuel Gas Codes, the 2009 Uniform Plumbing Code, and the 2011 National Electrical Code. Also specific modifications to the 2009 Uniform Plumbing Code for plumbing fixture counts, 2009 International Residential Code as it relates to the separation of exterior walls and garage separation from the dwelling, automatic fire sprinkler requirements and frost protection requirements for detached garages. Other minor changes clarifying current activities and formatting and numbering modifications.

**Action Impact:** Approval of this Resolution sets the public hearing on September 4, 2012 for the adoption of the amended Chapter 20 Construction Code

**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
12/13	N/A	N/A	N/A	N/A		

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

## **PUBLIC NOTICE**

**TO: All Citizens and all parties in interest who may be entitled to notice and opportunity to be heard on proposed amendment to the Polk County Construction Code within the unincorporated area of Polk County.**

**You are hereby notified** that on September 4, 2012 at 9:30 a.m., the Polk County Board of Supervisors will hold a Public Hearing in Room 120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa in connection with the proposed amendments to Chapter 20 of the Polk County Code of Ordinances, the Polk County Construction Code. The amendments incorporate the 2009 International Fire, Mechanical, Building, Residential, Existing Building, Fuel Gas Codes, the 2009 Uniform Plumbing Code, and the 2011 National Electrical Code. In addition specific modifications to the 2009 Uniform Plumbing Code for plumbing fixture counts, 2009 International Residential Code as it relates to the separation of exterior walls and garage separation from the dwelling , automatic fire sprinkler requirements and frost protection requirements for detached garages.

**You are further specifically notified** that copies of the proposed amendment are on file and are available for inspection at the Polk County Public Works Office, 5885 NE 14<sup>th</sup> St, Des Moines, Iowa.

Anyone wishing to appear before the Polk County Board of Supervisors shall have an opportunity to be heard.

**RESOLUTION**

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

WHEREAS, Polk County is committed to the reduction Elevated Blood Lead Levels in children and Lead Paint Hazards found in homes located in Polk County; and

WHEREAS, Polk County operates a Metropolitan Partnership for Lead Safe Housing Program to assist in providing a lead-safe home for children; and

WHEREAS, Lead paint hazards and the necessary corrective actions have been identified in the home of Joel O. Kinser, located at 2195 30<sup>th</sup> Street, Des Moines, Iowa to provide for a lead safe home; and

WHEREAS, bids were solicited through public notice, were received by 2:00 p.m. on July 17, 2012, and publicly opened and read by the General Services Department; and

WHEREAS, the following listed bids were received:

- |  |             |
|--|-------------|
| 1. MD Construction, LLC, Ankeny, IA      | \$33,558.00 |
| 2. FexSteve Limited Co, Des Moines, Iowa | \$44,200.00 |

WHEREAS, the lowest responsive bid was submitted by MD Construction, LLC, 1609 N. Ankeny Blvd., Ankeny, Iowa 50023. However, all bid proposals exceed the project budget limit. The client has completed three line items of the current bid proposal. The completion of this work amends the lowest responsive bid amount to \$30,565.00, which is within the project budget; and

WHEREAS, the bids were reviewed and approved by the Public Works Department; and

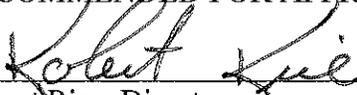
WHEREAS, the Polk County Public Works Department has the bid proposal and recommends acceptance of the amended bid for \$30,565.00.

NOW, THEREFORE, BE IT RESOLVED that the bid for \$30,565.00 from MD Construction, LLC is hereby accepted and the Chairperson is authorized to sign the contract.

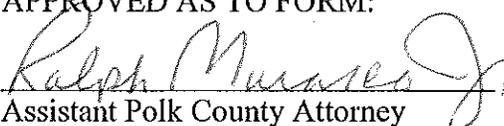
POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director  
Polk County Public Works

APPROVED AS TO FORM:

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

Fiscal Impact: \$30,565.00 from Metropolitan Partnership for Lead Safe Housing Program funds

#13

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 123-12 accepting the bid from MD Construction LLC, for the remediation of lead hazards of a home at 2195 30<sup>th</sup> Street through the Metropolitan Partnership for Lead Safe Housing Program.

**Agenda Date:** August 21, 2012

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

**Previous Action taken by the Board:** No

**Board/Commission Actions:** None

**Action Requested (Recommended):** Approval

**Comply with Policy:** Yes

**Background:** In June of 2006 the Board of Supervisors approved the issuance of bonds for the purpose of remediating lead hazards in homes with children less than six years of age. Lead paint hazards were found to exist in the home of Joel O. Kinsler, located at 2195 30<sup>th</sup> St., Des Moines, Iowa. The property met all requirements for assistance in accordance with Polk County's Home Lead Remediation Administrative Plan. A Certified Lead Risk Assessor/Inspector determined the necessary repairs to create a Lead Safe home and bids were solicited through a public notice and publicly opened on July 17, 2012. The following bids were received:

1. MD Construction, LLC, Ankeny, IA	\$33,558.00
2. FexSteve Limited Co, Des Moines, Iowa	\$44,200.00

The lowest responsive bid was submitted by MD Construction, LLC, 1609 N. Ankeny Blvd., Ankeny, Iowa 50023. However, all bid proposals exceed the project budget limit. The client has completed three line items of the current bid proposal. The completion of this work amends the lowest responsive bid amount to \$30,565.00, which is within the project budget. Both the homeowner and contractor have agreed to the amended bid proposal.

**Action Impact:** Accepts the bid from MD Construction, LLC, in the amount of \$30,565.00 and authorizes the Chairperson of the Board of Supervisor to sign the contract.

**Fiscal Note:** \$30,565.00 from Metropolitan Partnership for Lead Safe Housing Program Funds

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13	N	\$30,565.00	N/A			

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

RESOLUTION

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

WHEREAS, the owner of land located in Section 25, Township 78 North, Range 22 West of the 5<sup>th</sup> P.M., Polk County, Iowa, wishes to subdivide and plat his land into a **minor final** subdivision plat known as **Abby View**; 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 has reviewed and approved the minor preliminary subdivision plat on June 1, 2012; and

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

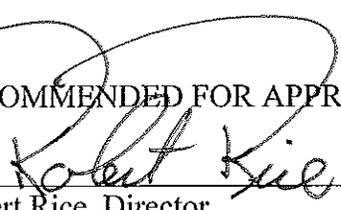
NOW, THEREFORE, BE IT RESOLVED that the **minor final** subdivision plat of **Abby View**, is hereby approved.

Sewer Service:	Individual septic system
Water Service:	Des Moines Water Works
Zoning:	RR-Rural Residential District
Platted By:	Craig Naeve
Engineer:	Ross Land Surveying, Inc
Location:	Located at the northwest corner of the intersection of SE 64 <sup>th</sup> Avenue and SE 128 <sup>th</sup> Street about 1.25 miles east of Runnells.
Township:	Camp

POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director  
Polk County Public Works

FISCAL NOTE: No cost to the County

# 14

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution No. 124-12 approving the **minor final** subdivision plat of Abby View.

**Agenda Date:** August 21, 2012

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

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

**Board/Commission Actions:** None, this is a **minor final** subdivision plat.

**Action Requested (Recommended):** Approve the **minor final** subdivision plat.

**Comply with Policy:** This **minor final** subdivision plat complies with all the zoning and subdivision ordinances.

**Background:** This **minor final** subdivision plat proposes 2 buildable lots on a 10.37 acre of land and is zoned RR-Rural Residential District. There is an existing dwelling on proposed Lot 1. These lots will be served by Des Moines Water Works and individual on-site septic systems. The minor preliminary plat was reviewed and approved by the Public Works Department on June 1, 2012.

**Action Impact:** With Board approval of the resolution, a two lot subdivision will be created.

**Fiscal Note:** No cost to county

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13						

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

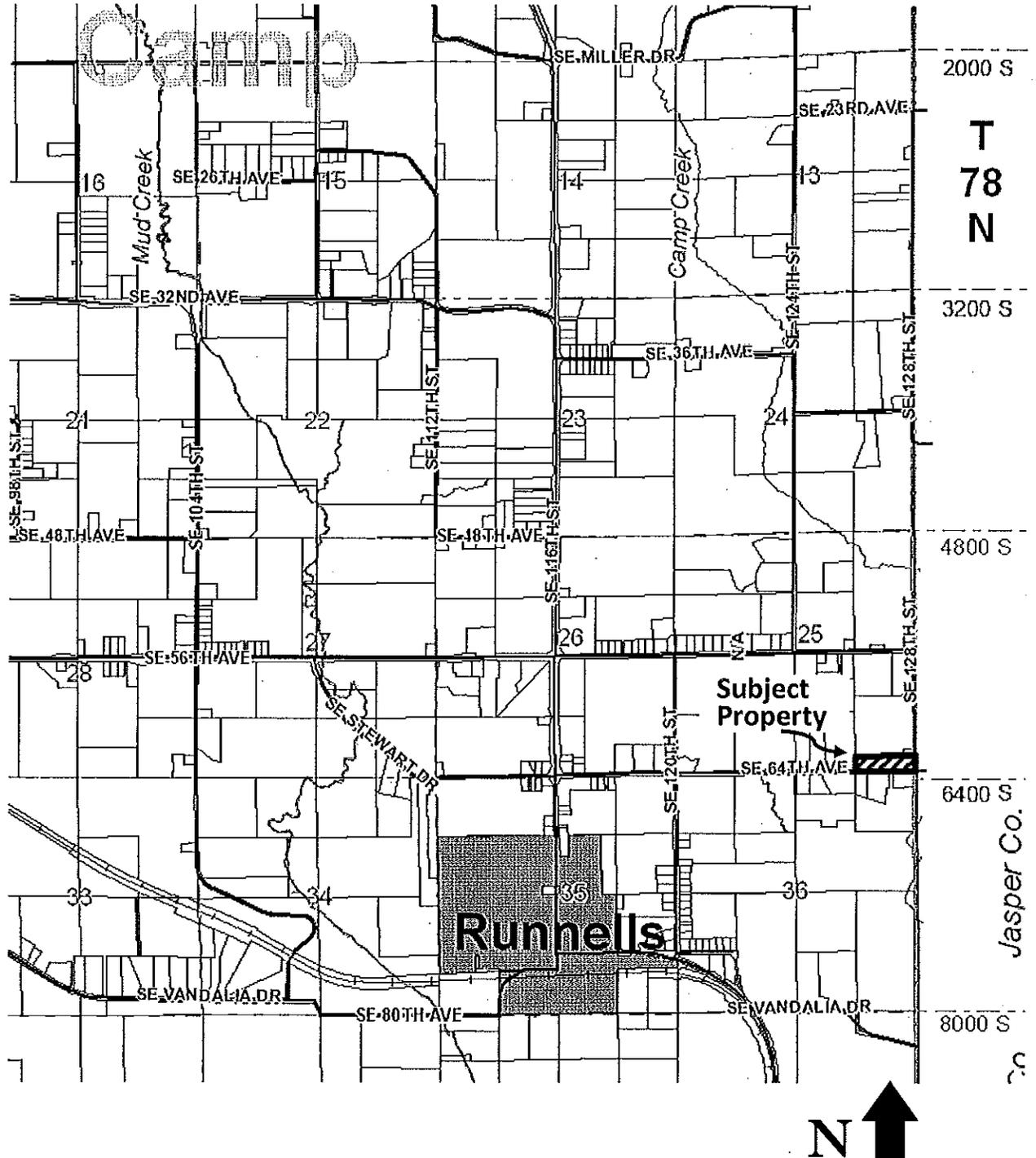
**ABBY VIEW**  
Final Plat

**PLAT DATA:** This final subdivision plat proposes 2 lots on 10.37 acres of land and is zoned RR-Rural Residential District.

**SEWER:** On-site septic systems

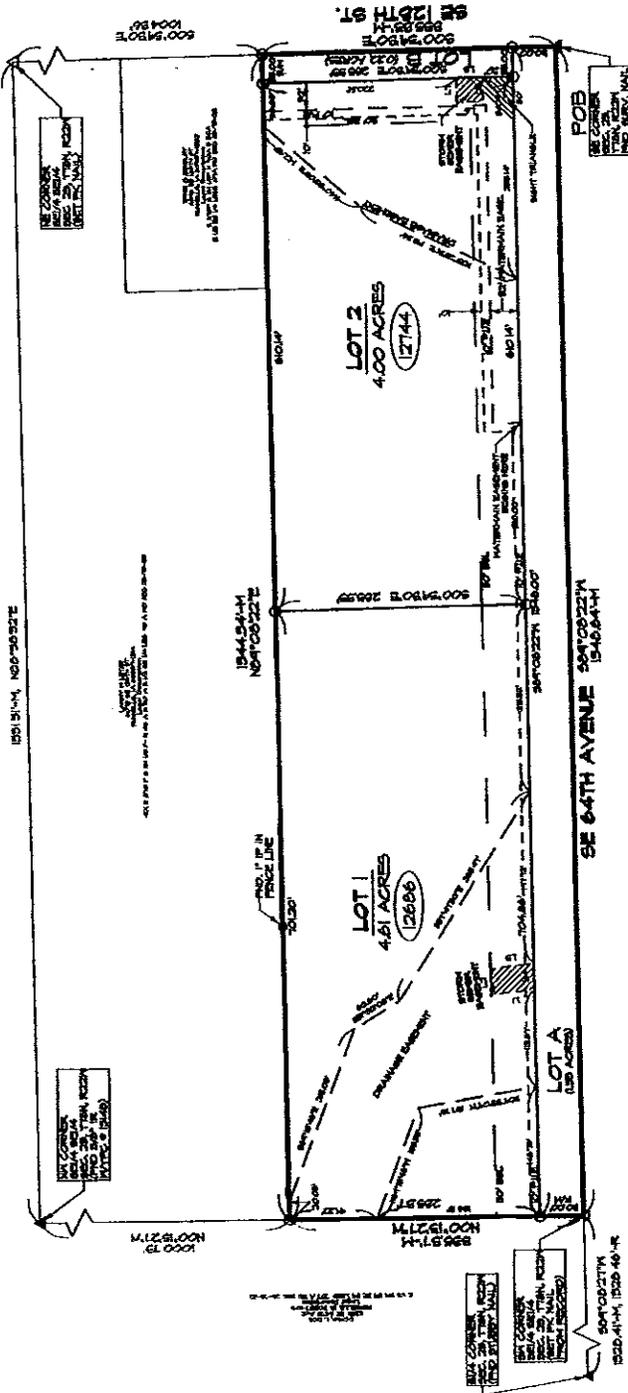
**WATER:** Des Moines water Works

**OWNER/DEVELOPER:** Craig Naeve



final plat

# ABBY VIEW



**OWNER/DEVELOPER:**  
 CRAIG NAEVE  
 4500 SE 6TH AVE  
 RANVELLS, LA 70251  
 PH: 504-834-0606

**SITE ADDRESS:**  
 12884 SE 64TH AVE  
 RANVELLS, LA

**FLOOD ZONE:**

According to the FEMA Community Flood Numbers, according to the Flood Map of November 19, 1983, this tract falls in Zone X (Area determined to be outside the 500-year flood plain).

**LEGAL DESCRIPTION**

The South 10 acres of 1/4 East one-half (1/2) of the North East 1/4 of the 25th Twp., Polk County, Iowa, more particularly described as follows: Beginning at the Southeast corner of the South 1/4 of Section 25, thence South 89°08'22" West along the South line of the SE 1/4 of said Section 25, a distance of 200.57 feet to the East line of the SE 1/4 of said Section 25; thence South 0°03'50" East along said East line, a distance of 599.55 feet to the point of beginning, containing 10.57 acres, more or less, and subject to all easements or restrictions of record.

Said Parcel contains 10.57 acres, including 1.76 acres of road right-of-way.

**GENERAL NOTES**

- Under District, See Moses Keller, North Sewer System, Linn and Douglas Aves.
- The individual property owners are responsible for the maintenance of the drainage facilities.
- All easements located in Polk County, road right-of-way, must be of bracketed design.
- Utility easements are dedicated for the use of any public utility.
- Property owners, record shall not adversely affect downstream drainage facilities.
- Any watercourse discharge facilities that are disturbed must be restored or replaced.
- It shall be the responsibility of the applicant to obtain any storm water discharge permits from the Iowa Department of Natural Resources if such permits are required.
- Use A15 shall be approved by Polk County for roadway purposes.
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- Use A15 shall be approved by Polk County for roadway purposes.

**LINE TABLE**

LINE	BEARINGS	DISTANCE
1	N00°00'00"E	450.00
2	S00°00'00"E	450.00
3	E00°00'00"E	450.00
4	W00°00'00"W	450.00
5	N00°00'00"E	450.00
6	S00°00'00"E	450.00
7	E00°00'00"E	450.00
8	W00°00'00"W	450.00
9	N00°00'00"E	450.00
10	S00°00'00"E	450.00
11	E00°00'00"E	450.00
12	W00°00'00"W	450.00

**GRAPHIC SCALE**  
 1"=100'  
 0 100'

**POSS LAND SURVEYING, INC**  
 www.posslandsurveying.com  
 PO BOX 336  
 JEFFERSON, MISSISSIPPI 39201  
 PH: 662-234-0581 FAX: 662-234-1421



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE DATA THEREON ACCURATELY REFLECTS THE FIELD DATA AND THE INTENT OF THE CLIENT.  
 DATE OF SURVEY FIELD WORK: 12-28-2008  
 DATE OF THIS DOCUMENT: 1/13/2009  
 SIGNATURE: [Signature] 7/5/12  
 TITLE: Surveyor  
 My license expires on December 31, 2009

**REVISIONS AND DETAILS**

NO.	DATE	DESCRIPTION
1	12/28/08	ISSUE FOR PERMITTING
2	01/13/09	ISSUE FOR PERMITTING

**FINAL PLAT**  
**ABBY VIEW**  
 CRAIG NAEVE  
 PT. SE 1/4 SE 1/4 SEC 25-178N, 25E1N

5928 # 607

**RESOLUTION**

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

WHEREAS, the individual listed on the attached petition is requesting assessment for weed cutting be canceled for the following property: Address: 2554 E. Grand Ave, District No. 050 Parcel 00301-001-000; and

WHEREAS, the request has been reviewed and investigated by the Polk County Weed Commissioner's office; and

WHEREAS, a complete and thorough investigation of the request was conducted; and

WHEREAS, based on this investigation and documentation, the assessment was found to be cited incorrectly to this property; and

WHEREAS, The Polk County Weed Commission recommends the request for Erroneous Assessment be approved.

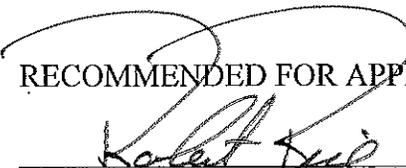
NOW, THEREFORE, BE IT RESOLVED that that the request for an Erroneous Assessment submitted by Griess Investments Co, for weed destruction assessed for the tax year 2011, is approved; and

BE IT FURTHER RESOLVED that Certificate No. 07-201100-3068600 which was assessed for the tax year 2011, District No. 050 Parcel 00301-001-000 at \$67.00 be canceled and that the Polk County Auditor is directed to strike said assessment from the tax books of Polk County.

POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Robert Rice, Director  
Polk County Public Works

FISCAL NOTE: None

#15

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Request for Erroneous Assessment of Special Weed Assessment 2554 E. Grand Avenue

**Agenda Date:** August 21, 2012

**Contact Individual:** Bret VandeLune, Weed Commissioner, Polk County Public Works, 286-3005

**Previous Action taken by the Board:** Certified Weed Assessment on December 20, 2011

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

**Action Requested (Recommended):** Approve request for Erroneous Assessment of special Weed Assessment

**Comply with Policy:** Yes

**Background:** Each year the County assesses property owners for destruction of noxious weeds pursuant to Chapter 317 and 331.384 of the *Code of Iowa*. Pursuant to Chapter 427.8, Code of Iowa, the property owner can petition the Board of Supervisors for cancellation of the assessment. The Polk County Weed Commissioner's Office makes a recommendation after investigating and reviewing the request. The Board of Supervisors then may grant or deny the request. The Weed Commission investigated this request and found the assessment to be cited incorrectly to this property.

**Action Impact:** Approval of the resolution approves the petitioners request to have the Special Weed assessment cancelled.

**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
12/13						

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

RESOLUTION

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

That the following Resolution be adopted:

WHEREAS, Polk County receives Public Health Emergency Preparedness grant funding from the federal government, through a contract with the Iowa Department of Public Health, to increase its overall preparedness and response capabilities to public health threats to the community; and

WHEREAS, Polk County Health Department has identified the need for assistance in the planning and implementation of components of the department's emergency response plan; and

WHEREAS, Kari Lebeda-Townsend has the expertise and knowledge required to assist with these processes; and

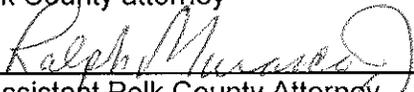
WHEREAS, the term of this contract is August 15, 2012 through June 30, 2013 and the total amount of reimbursement shall not exceed \$85,000. Grant funds will cover the incurred contract expenses.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors/Board of Health approves this contract with Kari Lebeda- Townsend to provide assistance with the department's emergency response planning and authorizes the Chairperson to sign the agreement.

  
\_\_\_\_\_  
Rick Kozin  
Public Health Director

By \_\_\_\_\_  
Chair  
Polk County Board of Supervisors

Approved as to form:  
John P. Sarcone  
Polk County attorney

By   
\_\_\_\_\_  
Assistant Polk County Attorney

Fiscal Note: \$85,000

#16

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Agreement with Kari Lebeda-Townsend to provide Disaster Preparedness services to Polk County

**Agenda Date:** 8/21/2012

**Contact Individual:** Rick Kozin, 286-3926

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

**Board/Commission Actions:** None

**Action Requested (Recommended):** Approval

**Comply with Policy:** Enhancing public health's response and recovery capacity to limit morbidity and mortality from public health threats is a key goal in the health department's work plan.

**Background:** During the past several years, all levels of public health have been conducting intense bioterrorism and disaster preparedness planning. Through the federal government's Public Health Emergency Preparedness Program, funding is being made available, through the Iowa Department of Public Health, for all counties to continue the planning process. The health department has made significant progress on all phases of disaster preparedness and planning and has contracted with Kari Lebeda Townsend (consultant) for the past three years to provide assistance with plans and processes for a variety of on-going disaster preparedness needs identified by the department.

**Action Impact:** Specifically, the consultant will complete a Polk County Hazard Vulnerability Analysis; develop a training plan to assure compliance with the public health capabilities; and develop a non pharmaceutical intervention response plan. For the contract period August 15, 2012 through June 30, 2013, the consultant will be reimbursed up to \$85,000.

**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
12/13	Y	85,000	85,000	N	10223040.74280	10223040.52480

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

RESOLUTION

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

That the following Resolution be adopted:

WHEREAS Polk County is committed to the reduction of Elevated Blood Lead levels in children and lead paint hazards found in homes located in Polk County; and

WHEREAS Polk County operates a Metropolitan Partnership for Lead Safe Housing Program to assist in providing lead-safe homes for children; and

WHEREAS, through Polk County's US Department of Housing and Urban Development (HUD) Lead Remediation program, qualified homeowners in Polk and Dallas Counties are eligible for lead remediation grants to assist with costs of remediating lead hazards in their homes; and

WHEREAS, lead paint hazards and the necessary corrective actions have been identified at **1514 11<sup>th</sup> Street, Des Moines, Iowa 50314** and

WHEREAS, bids were solicited through public notice, were received by **2:00PM on July 19, 2012**; and publicly opened and read by the General Services Department; and

WHEREAS, the following bids were received:

<b>MD Construction, LLC</b>	<b>\$35,276.00</b>
<b>FexSteve Limited Company</b>	<b>\$35,750.00</b>

WHEREAS, the lowest responsive bid was submitted by **MD Construction, LLC** and

WHEREAS, the bids were reviewed and approved by Polk County Health Department; and

WHEREAS, the Polk County Health Department has reviewed the bid proposal and recommends acceptance of the bid for **\$35,276.00** from **MD Construction, LLC**.

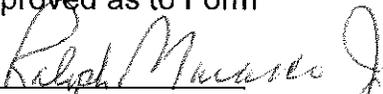
NOW, THEREFORE, BE IT RESOLVED that the bid for **\$35,276.00** from is hereby accepted and the Chairperson is authorized to sign the contract.



Rick Kozin  
Public Health Director

By \_\_\_\_\_  
Chair  
Polk County Board of Supervisors

Approved as to Form

By   
Assistant County Attorney

Fiscal Note: FY 12/13 revenue \$19,953  
FY 12/13 expenses \$35,276

#17

# **POLK COUNTY BOARD OF SUPERVISORS**

## **Tuesday Agenda Memorandum**

**Item Type & Title:** Approval of agreement to address lead hazard repairs at 1514 11<sup>th</sup> Street, Des Moines, Iowa 50314

**Agenda Date:** August 21, 2012

**Contact Individual:** Rick Kozin, 286-3926

**Previous Action taken by the Board:** Board of Supervisors signed original assistance agreement with U.S. Department of Housing and Urban Development (HUD) for lead hazard control on October 15, 2011 and amended the agreement on October 18, 2011.

**Board/Commission Actions:**

**Action Requested (Recommended):** Approval

**Comply with Policy:** Lead poisoning prevention falls within a priority area for Healthy Polk, Polk County Health Department and Polk County.

**Background:** In October 2011, Polk County was awarded a \$2,475,000 Lead-Based Paint Hazard Control Grant Contract from the U.S. Department of Housing and Urban Development (HUD) for remediation of housing units in Polk and Dallas Counties over a three year period.

**Julio C. Valenzuela, Jr.** owns a property at 1514 11<sup>th</sup> Street, Des Moines, Iowa 50314. He has one niece under the age of six who regularly visits. His property meets the HUD eligibility criteria. A lead inspection conducted by Polk County Health Department identified lead hazards in the windows, walls, ceilings and trim. Bids were solicited through a public notice and publicly opened on **July 19, 2012**. The following bids were received:

<b>MD Construction, LLC</b>	<b>\$35,276.00</b>
<b>FexSteve Limited Company</b>	<b>\$35,750.00</b>

The Polk County Health Department reviewed these bids and recommends acceptance of the lowest responsive bid: submitted by **MD Construction, LLC** in the amount of **\$35,276**. **MD Construction, LLC** is a Certified Lead Abatement Contractor in the State of Iowa. **The cost will be shared by Polk County (\$15,323), HUD (\$14,953), and the owner, Julio Valenzuela, Jr. (\$5,000).**

**Action Impact:** With this assistance a unit of lead-safe housing will be created.

**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
2012-13	Y	\$12,000	\$12,000	N	10223010.77440.01	10223010.52440
2012-13	Y	\$2,953	\$2,953	N	10223010.77440.05	10223010.52440
2012-13	Y	\$20,323	\$5,000	N	10223017.77490	10223017.77490

RESOLUTION

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

WHEREAS, General Services has negotiated a vending agreement with the Iowa Department for the Blind for various Polk County buildings; and

WHEREAS, Iowa law requires local governments to use the Iowa Department for the Blind in office buildings without compensation to the local government and;

WHEREAS, Polk County will not receive rent or fees under contract with the Iowa Department for the Blind.

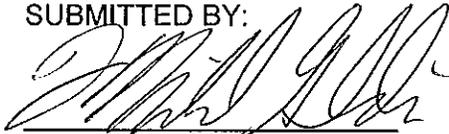
NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Polk County Board of Supervisors approves the vending agreement as described in the attached documentation and authorizes the Chairperson to sign the agreement.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

12/13 – 002

SUBMITTED BY:



Mike Grimaldi, Director  
Department of General Services

APPROVED AS TO FORM:



County Attorney

**Fiscal Note:** No fiscal impact.

#18

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution renewing the contract with the Iowa Department for the Blind for vending machines at various Polk County buildings.

**Agenda Date:** August 21, 2012

**Contact Individual:** Mike Grimaldi, Director of General Services  
286-3215

**Previous Action taken by the Board:**

**Board/Commission Actions:**

**Action Requested (Recommended):** This Resolution awards the attached vending contract to the Iowa Department for the Blind for management of vending services located at various County locations such as, 111 Court Avenue (Administration Building), 500 Mulberry (Court House), 2309 Euclid (River Place), 1900 Carpenter (General Assistance), 1907 Carpenter (Emergency Management/Health Department), 1914 Carpenter (Human Services), 110 6<sup>th</sup> Ave (Old Jail Annex) and 70 College Street (General Services).

**Comply with Policy:**

**Background:** General Services was asked by the Board of Supervisors to investigate options for a single vending company to service County locations, not covered by National Vending.

**Action Impact:**

**Fiscal Note:** NA

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
11/12		NA	NA			
12/13		NA	NA			
13/14		NA	NA			

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

**RESOLUTION**

**MOVED** By \_\_\_\_\_ **SECONDED** By \_\_\_\_\_  
that the following Resolution be adopted.

**WHEREAS**, the Polk County Sheriff's Office and the Des Moines Police Department have a history of working together towards common goals and sharing resources, and

**WHEREAS**, the Polk County Sheriff's Office and the Des Moines Police Department seek a Memorandum of Understanding to formally allow research initiatives to explore opportunities for shared resources, facilities and infrastructure between the Polk County Sheriff's Office and the Des Moines Police Department, and

**WHEREAS**, Changes which require executive or governing body approval will be presented through existing procedures for formal consideration by the Polk County Sheriff and the Chief of the Des Moines Police Department, and

**WHEREAS**, the City of Des Moines has executed said Memorandum of Understanding, and

**NOW, THEREFORE BE IT RESOLVED** that the Polk County Board of Supervisors approves the Sheriff and Chairperson of the Board of Supervisors to sign the Memorandum of Understanding.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

SUBMITTED BY:

*F. Marasco*  
Director Frank Marasco  
Polk County Sheriff

APPROVED AS TO FORM:

*Candy Morgan*  
Assistant County Attorney

#19

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Memorandum of Understanding for research initiatives

**Contact Individual:** Director Frank Marasco  
515-286-3943, Frank.Marasco@polkcountyiowa.gov

**Action Requested (Recommended):** Resolution approves the Memorandum of Understanding and allows the Sheriff and Chairperson of the Board of Supervisors to sign the document.

**Background:** The Polk County Sheriff's Office (PCSO) and the Des Moines Police Department (DMPD) have a history of working together towards common goals and sharing resources. This MOU is a formal agreement for PCSO and DMPD staff to work together on focused efforts to identify, research and evaluate opportunities for sharing resources, facilities and infrastructure in the provision of services.

**Action Impact:** PCSO and DMPD staff will present results of their efforts to the Polk County Sheriff and Chief of the Des Moines Police Department. Changes which require executive or governing body approval will be presented through existing procedures for formal consideration by the Sheriff and Chief.

**Fiscal Note:** N/A

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13	N	0	0	N	N/A	N/A

**Additional Fiscal Note Information (optional):** N/A

**RESOLUTION**

**MOVED** By \_\_\_\_\_ **SECONDED** By \_\_\_\_\_  
that the following Resolution be adopted.

**WHEREAS**, the Polk County Sheriff's Office shares a system known as Intergraph I/CAD, I/Leads JMS and RMS with the Des Moines Police Department , and

**WHEREAS**, this Memorandum of Understanding is for a Service Level Agreement between Polk County and the City of Des Moines, and

**WHEREAS**, the City of Des Moines will retain ownership of the system and will provide support to Polk County as delineated in the Service Level Agreement, and

**WHEREAS**, the City of Des Moines has executed this MOU, and

**NOW, THEREFORE BE IT RESOLVED** that the Polk County Board of Supervisors approves the Memorandum of Understanding and authorizes the Chairperson of the Board to sign the agreement.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

SUBMITTED BY:

*F. Marasco*  
Director Frank Marasco  
Polk County Sheriff

APPROVED AS TO FORM:

*Candy Morgan*  
Assistant County Attorney

#20

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Memorandum of Understanding for Service Level Agreement

**Contact Individual:** Director Frank Marasco  
515-286-3943, Frank.Marasco@polkcountyiowa.gov

**Action Requested (Recommended):** Resolution approves the Memorandum of Understanding for a Service Level Agreement between the City of Des Moines and Polk County, for support of the Intergraph I/CAD, I/Leads JMS and RMS systems.

**Background:** The Polk County Sheriff's Office shares a system known as Intergraph I/CAD, I/Leads JMS and RMS with the Des Moines Police Department. The City of Des Moines will retain ownership of the systems, and will continue to provide support to Polk County. The agreement will remain in place as long as mutually agreeable to both parties. Any amendments need to be approved by the Polk County Board of Supervisors and the Des Moines City Council.

**Action Impact:** Des Moines will continue to provide support and service as delineated in the Service Level Agreement.

**Fiscal Note:** No change from budget.

Fiscal Year	Budgeted? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13	N	0	0	N	N/A	N/A

**Additional Fiscal Note Information (optional):** N/A

**RESOLUTION**

**MOVED** By \_\_\_\_\_ **SECONDED** By \_\_\_\_\_  
that the following Resolution be adopted.

**WHEREAS**, the Polk County Sheriff's Office has successful programs in which Deputies are assigned in Polk County schools as School Resource Officers and,

**WHEREAS**, the Polk County Sheriff and the North Polk School District, the Bondurant-Farrar School District and the Saydel Community School District have all agreed to continue the School Resource Officer (SRO) programs for the next three school years (FY 12/13 through FY 14/15), and

**WHEREAS**, the attached Law Enforcement Services Agreements have been developed to establish the terms, conditions and costs for the Polk County Sheriff to provide these services, and

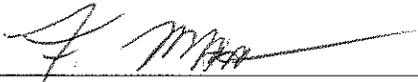
**NOW, THEREFORE BE IT RESOLVED** that the Polk County Board of Supervisors approves the attached Law Enforcement Services Agreements and authorizes the Chairperson to sign said agreements.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

SUBMITTED BY:



\_\_\_\_\_  
Frank Marasco, Director of Planning and Development  
Polk County Sheriff

APPROVED AS TO FORM:

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

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution approving School Resource Officer Agreements with the Bondurant – Farrar Community School District, North Polk School District, and Saydel School District

**Contact Individual:** Frank Marasco, Director of Planning and Development  
515-286-3943, Frank.Marasco@polkcountyiowa.gov

**Previous Action taken by the Board:** Renews agreements from current year.

**Action Requested (Recommended):** Resolution approves agreements and authorizes the Chairperson to sign the Agreements.

**Comply with Policy:** Districts funding will increase annually from sixty percent (60%) in FY 11/12 to sixty seven and one half percent (67.5%) in FY 14/15 of the direct personal service costs for the nine month school year for their respective contracts.

**Background:** Polk County Sheriff’s Office currently provides school resource Deputies to the above named school districts. These agreements extend this relationship through the FY 14/15 school year. Districts will pay sixty two and one half percent (62.5%) of direct salary and benefits for each position for the nine months of the school year or \$41,406 per position for FY 12/13. Districts will pay sixty five percent (65%) of direct salary and benefits for each position for the nine months of the school year or \$44,349 per position for FY 13/14. Districts will pay sixty seven and one half percent (67.5%) of direct salary and benefits for each position for the nine months of the school year or \$47,646 per position for FY 14/15. Three Deputies will be deployed as School Resource Officers. During summer months all Deputies are assigned Patrol duties to assist with vacation coverage, special enforcement assignments and to reduce overtime.

**Action Impact:** Polk County Sheriff’s Office will provide School Resource Officer services to the Bondurant-Farrar, North Polk, and Saydel School Districts per the attached agreements

**Fiscal Note:**

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13	Y			N	N/A	N/A

**Additional Fiscal Note Information (optional):** All associated expense and revenue associated with these contracts was included in the FY 12/13 Certified Budget. No additional positions would be created to fulfill contract requirements. Future budget requests will include contacts as approved.

# RESOLUTION

MOVED by \_\_\_\_\_ SECONDED by \_\_\_\_\_  
that the following Resolution be adopted:

**WHEREAS**, Iowa Code Section 331.435 permits a County to amend its fiscal year budget after providing proper notice and opportunity for public comment, and

**WHEREAS**, it is necessary to amend the FY 2012/2013 Polk County Budget and Appropriation to reflect the actions of the County Offices and Departments since the budget was certified on March 6, 2012, and to comply with expenditure limitations,

**NOW, THEREFORE, BE IT RESOLVED**, that the Polk County Board of Supervisors hereby sets a public hearing on the proposed budget amendment for 9:30 a.m., September 11, 2012, in Room #120 of the Polk County Administrative Office Building, 111 Court Avenue, Des Moines, Iowa.

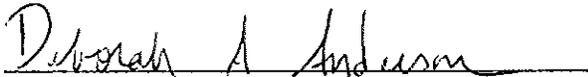
**BE IT FURTHER RESOLVED** that the Polk County Auditor is hereby authorized and directed to publish the official form #653A-R Sheet 1 "Notice of Public Hearing on Amendment of Current County Budget" in all official newspapers of Polk County, Iowa.

Approved this \_\_\_\_ day of \_\_\_\_\_, 2012.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

SUBMITTED BY:

  
Deb Anderson, Budget Manager

FISCAL NOTE:

	Current Budget	Proposed Amendment	Total Budget After Amendment
Revenues & Other Sources	\$ 255,496,434	\$ (26,100,857)	\$ 229,395,577
Expenditures & Other Uses	256,312,762	(18,007,595)	238,305,167
Excess of Revenues & Other Sources Over/(Under) Expenditures & Other Uses	\$ (816,328)	\$ (8,093,262)	\$ (8,909,590)
Beginning Fund Balance - July 1, 2012	\$ 61,900,031	\$ 1,612,204	\$ 63,512,235
Ending Fund Balance - June 30, 2013	\$ 61,083,703	\$ (6,481,058)	\$ 54,602,645

Note: Figures include transfers

# 22

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

**Item Type & Title:** Resolution authorizing the Auditor's Office to publish notice of public hearing on a proposed amendment to the FY 12/13 budget

**Agenda Date:** August 21, 2012

**Contact Individual:** Deb Anderson, Budget Manager  
Board of Supervisors  
286-3016

**Background:** Polk County routinely amends the current budget and appropriation to reflect a variety of actions taken by the Board of Supervisors, Offices, and Departments since the original budget was certified. Adjustments include such items as re-appropriating special projects funds, grant awards, position changes, and adjustments based on current expenditure and revenue estimates. Staff presented the proposed amendment to the Board of Supervisors for discussion and review on August 15, 2012. The amendment has no impact on property taxes levied for FY 12/13.

**Action Impact:** Authorizes the County Auditor to publish notice of a public hearing on the proposed amendment.

**Fiscal Note:** Expenditures decrease \$17.9 million. Revenues decrease \$26.1 million. Net transfers increase \$0.1 million. The proposed revenue, expense, and transfer adjustments increase usage of fund balances by \$8.1 million. Beginning fund balances are adjusted to actual and increase \$1.6 million. The net impact of these changes is a \$6.5 million decrease in ending fund balances as compared to the budget certified in March 2012. Ending fund balances after the proposed amendment and beginning balance adjustment total \$54.6 million.

Fiscal Year	New Budget Item? (Y/N)	# of New Position(s) Required	Anticipated Expense & Transfers Out	Anticipated Revenue & Transfers In	Budget Amendment Required? (Y/N)	If Amendment is Required,	
						Expense Account Code	Revenue Account Code
12/13	N	N/A	238,305,167	229,395,577	Y	Various	Various

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

<b>COUNTY NAME:</b> POLK	<b>NOTICE OF PUBLIC HEARING</b> <b>AMENDMENT OF CURRENT COUNTY BUDGET</b>	<b>CO NO:</b> 77
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The County Board of Supervisors will conduct a public hearing on the proposed amendment to the current County budget as follows:

Meeting Date: 09/11/12	Meeting Time: 9:30 a.m.	Meeting Location: 111 Court Ave, Rm 120, Des Moines, IA 50309
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At the public hearing any resident or taxpayer may present objections to, or arguments in favor of, the proposed amendment. An approved budget amendment is required in order to permit increases in any class of expenditures as last certified or last amended.

County Telephone No.: 515-286-3000	For Fiscal Year Ending: 6/30/2013
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Iowa Department of Management Form 653 A-R Sheet 1 of 2 (Publish) (revised 04/11/07)	Total Budget as Certified or Last Amended	Proposed Current Amendment	Total Budget After Current Amendment
<b>REVENUES &amp; OTHER FINANCING SOURCES</b>			
Taxes Levied on Property	1 129,857,326	0	129,857,326
Less: Uncollected Delinquent Taxes - Levy Year	2 536,099	0	536,099
Less: Credits to Taxpayers	3 2,528,438	0	2,528,438
Net Current Property Taxes	4 126,792,789	0	126,792,789
Delinquent Property Tax Revenue	5 55,350	0	55,350
Penalties, Interest & Costs on Taxes	6 1,660,000	(316,000)	1,344,000
Other County Taxes/TIF Tax Revenues	7 5,469,344	0	5,469,344
Intergovernmental	8 72,884,513	(30,486,815)	42,397,698
Licenses & Permits	9 636,250	0	636,250
Charges for Service	10 12,474,513	1,801,158	14,275,671
Use of Money & Property	11 3,347,760	(398,940)	2,948,820
Miscellaneous	12 1,831,120	81,720	1,912,840
Subtotal Revenues	13 225,151,639	(29,318,877)	195,832,762
Other Financing Sources:			
General Long-Term Debt Proceeds	14 3,860,000	3,240,644	7,100,644
Operating Transfers In	15 26,407,295	(22,624)	26,384,671
Proceeds of Fixed Asset Sales	16 77,500	0	77,500
Total Revenues & Other Sources	17 255,496,434	(26,100,857)	229,395,577
<b>EXPENDITURES &amp; OTHER FINANCING USES</b>			
Operating:			
Public Safety & Legal Services	18 64,986,638	1,102,190	66,088,828
Physical Health & Social Services	19 35,255,104	(222,023)	35,033,081
Mental Health, MR & DD	20 57,518,768	(22,075,086)	35,443,682
County Environment & Education	21 11,513,460	784,127	12,297,587
Roads & Transportation	22 9,477,092	(53,915)	9,423,177
Government Services to Residents	23 7,231,852	12,000	7,243,852
Administration	24 31,107,645	608,695	31,716,340
Nonprogram Current	25 0	0	0
Debt Service	26 12,847,972	(13,150)	12,834,822
Capital Projects	27 11,325,876	2,002,166	13,328,042
Subtotal Expenditures	28 241,264,407	(17,854,998)	223,409,411
Other Financing Uses:			
Operating Transfers Out	29 15,048,355	(152,599)	14,895,756
Refunded Debt/Payments to Escrow	30 0	0	0
Total Expenditures & Other Uses	31 256,312,762	(18,007,595)	238,305,167
Excess of Revenues & Other Sources over (under) Expenditures & Other Uses	32 (816,328)	(8,093,262)	(8,909,590)
Beginning Fund Balance - July 1,	33 61,900,028	1,612,207	63,512,235
Increase (Decrease) in Reserves (GAAP Budgeting)	34 0	0	0
Fund Balance - Restricted	35 14,171,533	(6,369,017)	7,802,516
Fund Balance - Committed	36 10,773,210	15,383	10,788,593
Fund Balance - Assigned	0	0	0
Fund Balance - Unassigned	37 36,138,957	(127,421)	36,011,536
Total Ending Fund Balance - June 30,	38 61,083,700	(6,481,055)	54,602,645

Explanation of changes:

**RESOLUTION**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_  
that the following resolution be adopted:

WHEREAS, on May 11, 2010, Polk County entered into an agreement with Broadlawns Medical Center for Polk County autopsy, pathology, and other services, and

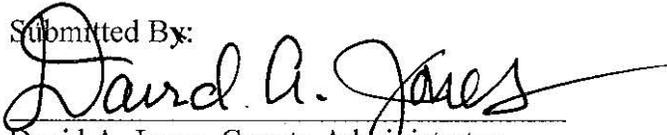
WHEREAS, there is need to amend this agreement to revise certain terms relating to financial obligations and to incorporate transportation protocols.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves and authorizes the Chair to sign the attached Amendment One to the Agreement Between Polk County, Iowa and Broadlawns Medical Center for Polk County Autopsy, Pathology, and Other Services.

POLK COUNTY BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairperson

Submitted By:

  
\_\_\_\_\_  
David A. Jones, County Administrator

Approved as to Form:

  
\_\_\_\_\_  
Michael B. O'Meara, Assistant County Attorney

#23

**RESOLUTION**

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

the following Resolution be adopted:

**WHEREAS**, the Polk County Board of Supervisors has identified funding for Community Betterment projects in the FY 12-13 Prairie Meadows Revenue Gaming Plan; and,

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

**WHEREAS**, requests for support of community agencies/organizations throughout the metropolitan area have been received from all of the agencies listed on the attached Community Betterment Grant Award List; and,

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

**NOW, THEREFORE, BE IT RESOLVED** that the Polk County Board of Supervisors hereby approves awarding \$5,500.00 in Community Betterment Grants, in the individual amounts as identified, to the agencies/organizations on the attached Community Betterment Grant Award List from the Community Betterment fund.

**POLK COUNTY BOARD OF SUPERVISORS**

\_\_\_\_\_  
Chairperson

**SUBMITTED BY:**

*Lisa Moody-Tunks*

Lisa Moody-Tunks  
Grant Administrator

**Fiscal Impact: \$5,500.00 from the Community Betterment fund, FY 12-13**

#24

# POLK COUNTY BOARD OF SUPERVISORS

## Tuesday Agenda Memorandum

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

**Agenda Date:** August 21, 2012

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

**Previous Action taken by the Board:** July 31, 2012

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

**Action Requested (Recommended):** Approval of the attached August 21, 2012 Community Betterment Grant Award List.

**Comply with Policy:** Yes

**Background:** Polk County has funding for Community Betterment projects in the FY12-13 Prairie Meadows Revenue Gaming Plan. Request for support of community agencies/organizations have been received and their projects are an appropriate use of the Community Betterment funds.

**Action Impact:** Passing of this resolution approves awarding \$5,500.00 in Community Betterment Grants in the individual amounts as identified on the attached Community Betterment Grant Award List.

**Fiscal Note:**

Fiscal Year	Budget- ed? (Y/N)	Anticipated Expense	Anticipated Revenue	Ongoing Commitment? (Y/N)	If Amendment is Required,	
					Expense Account Code	Revenue Account Code
12/13		\$5,500.00		N		40109033.79410

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

**Community Betterment Awards  
August 21, 2012**

Southwestern Hills Neighborhood Association	\$2,000.00
Southside Rails	\$3,500.00

**TOTAL      \$5,500.00**

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

RESOLUTION CALLING A COUNTY ELECTION ON THE PROPOSED ISSUANCE OF NOT TO EXCEED \$50,000,000 GENERAL OBLIGATION BONDS (FOR A GENERAL COUNTY PURPOSE)

WHEREAS, the Board of Supervisors has received a petition from the Polk County Conservation Board of Directors in accordance with Iowa Code section 331.441(2)(c)(2) requesting the issuance of not to exceed \$50,000,000 of general obligation bonds for the purposes outlined herein; and

WHEREAS, to carry out a general county purpose project as hereinafter described, it is deemed necessary that the County of Polk, State of Iowa, should issue General Obligation Bonds to the amount of not to exceed \$50,000,000, as authorized by Section 331.442 of the Code of Iowa; and

WHEREAS, Section 331.442 of the Code of Iowa, provides that before the Board may institute proceedings for the issuance of bonds for a general county purpose, it shall call a county election to vote upon the proposition of issuing said bonds in accordance with the provisions of said statute; and

WHEREAS, neither the proposal for the issuance of the bonds hereinafter set forth, nor any other proposal incorporating any portion of it, has or will have been submitted to the electors of the County for a period of more than six months prior to the date of election hereinafter provided; and

WHEREAS, the Des Moines Register, is a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, and is published in said County and of general circulation therein:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF COUNTY OF POLK, STATE OF IOWA:

Section 1. That there is hereby called an election on Tuesday, the 6<sup>th</sup> of November, 2012, at which election there shall be submitted to the registered voters of the County the following question, to-wit:

## Polk County Water and Land Legacy Bond

Shall the County of Polk, State of Iowa, issue its general obligation bonds in an amount not exceeding the aggregate amount of \$50,000,000 (to be issued in one or more series) for the purpose of acquisition and development of land for public parks, or other recreation or conservation purposes to be managed by the Polk County Conservation Board, including protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting drinking water sources, wildlife habitat, and natural areas, prevention of flooding, and construction and improvement of trails and conservation facilities in Polk County?

Section 2. That the voting place or places for the election, and the hours the polls shall be opened and closed shall be as set out in the notice of election, such notice to be prepared and approved by the County Commissioner of Elections.

Section 3. That the form of ballot to be used at the election shall be of the type authorized by the Code of Iowa that will permit the use of electronic counters and will be in substantially the form set forth in the Notice of Election. That, if more than one public measure shall be submitted to the electors at the time of the election, all such measures shall be printed upon one ballot.

Section 4. That the Election Board for the voting precinct or precincts shall be appointed by the County Commissioner of Elections, not less than 15 days before the date of said election.

Section 5. That the Auditor of Polk County, Iowa, being the County Commissioner of Elections, is hereby directed to publish the notice of election once in the "Des Moines Register", being a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, published in said County and of general circulation therein, the publication to be not less than four clear days nor more than twenty days prior to the date of the election.

Section 6. That the County Commissioner of Elections shall cause to be prepared all such ballots and election registers and other supplies as may be necessary for the proper and legal conduct of said election.

Section 7. That the Auditor is hereby directed to file a certified copy of this Resolution in the office of the County Commissioner of Elections, which filing shall also constitute the "written notice" to the County Commissioner of Elections of the election date required to be given by the governing body under the provisions of Chapter 47 of the Code of Iowa.

Section 8. That the Auditor is hereby directed to cause at least one publication to be made of a notice of the Supervisors' action in calling the election in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County, such publication to be made with the minutes of this meeting. The notice of the Board's action to call an election on the proposal to issue the above bonds shall be in substantially the following form:

To be published with the Board Minutes for the August 21, 2012 meeting

NOTICE OF ACTION OF THE BOARD OF SUPERVISORS OF  
THE COUNTY OF POLK, STATE OF IOWA, ON THE  
MATTER OF THE PROPOSED ISSUANCE OF NOT TO  
EXCEED \$50,000,000 GENERAL OBLIGATION BONDS (FOR  
A GENERAL COUNTY PURPOSE), AND CALLING AN  
ELECTION ON ISSUANCE OF THE BONDS

Public Notice is hereby given that the Board of Supervisors of County of Polk , State of Iowa, at its regular meeting on the 21<sup>st</sup> day of August, 2012, at 9:30 A.M., in the Board of Supervisors' Room, Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa 50309, took action to call an election on the proposal for the issuance of not to exceed \$50,000,000 of General Obligation Bonds, the bonds to be issued for the purpose of providing funds to pay costs of acquisition and development of land for public parks, or other recreation or conservation purposes to be managed by the Polk County Conservation Board, including protecting the water quality of rivers, lakes, and streams, including the Des Moines and Raccoon Rivers and their tributaries, protecting drinking water sources, wildlife habitat, and natural areas, prevention of flooding, and construction and improvement of trails and conservation facilities in Polk County.

Pursuant to Iowa Code section 331.442(2)(a), the County estimates the cost of the above projects to be in excess of \$60,000,000, with the expectation that the County will receive grant funds and other contributions to support the completion of the projects.

The election on the question of issuing the above bonds is scheduled for the general election on November 6, 2012. Polling hours for said election shall be in accordance with the Notice of Election to be published by the Commissioner of Elections.

This Notice is given by order of the Board of Supervisors of County of Polk , State of Iowa, as provided by Section 331.441(2)(c)(2) of the Code of Iowa.

Dated at Des Moines, Iowa, this 21<sup>st</sup> day of August, 2012.

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County Auditor, County of Polk, State of Iowa

(End of Notice)

PASSED AND APPROVED this 21<sup>st</sup> day of August, 2012.

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
County Auditor

ROLL CALL

00886826-1\19044-000

FROM: Carl M. McPherson  
 1537 21st Street  
 Des Moines, Iowa 50311-3211  
 515-243-5914 (Home)  
 515-480-7032 (Cell)  
[CJamaicaMan@aol.com](mailto:CJamaicaMan@aol.com)



AND/OR

Carl M. McPherson, Coordinator  
 Iowa Children's Justice, State Court Administration  
 1111 East Court Avenue  
 Iowa Judicial Building  
 Des Moines, Iowa 50319  
 PH: 515-281-6481  
 FAX: 515-725-8049  
[Carl.McPherson@iowacourts.gov](mailto:Carl.McPherson@iowacourts.gov)

TO: Polk County Board of Supervisors  
 Polk County Administrator  
 Polk County Planning & Development Manager

DATE: August 9, 2012

RE: Requesting your granting me County lot (described below) located at 1533 21<sup>st</sup> Street, Des Moines  
 (Bankrupt property of the Woolford Group)

District/Parcel	GeoParcel	Map	Nbhd	Jurisdiction	Status
080/06284-000-000	7924-33-404-005	0169	DM75/Z	DES MOINES	ACTIVE
School District	Tax Increment Finance District	Bond/Fire/Sewer/Cemetery			
1/Des Moines					
Street Address			City State Zipcode		
1533 21ST ST			DES MOINES IA 50311-3211		
Mailing Address					
1533 21ST LAND TRST 4214 FLEUR DR STE 1 DES MOINES, IA 50321-2300					
Legal Description					

#26

LOTS 14 & 15 BLK 5 SHEPHERDSONS ADD TO DES MOINES

Ownership	Name	Recorded	Book/Page	RevStamps
Title Holder #1	1533 21ST LAND TRST	2000-03-16	8449/444	21.60

The above property is contiguous to my home, has been vacant for these past several years acquiring liens against said property and has even been deemed a public nuisance in the past. I have, for several years, provided maintenance of this property by removing snow from the sidewalk, mowing the lot, and keeping it free of debris on a weekly basis, sometimes clearing debris daily, because some persons using the alley, and others, seem to consider dumping garbage an appropriate activity. My intervention has made it unnecessary for the Weed Commissioner, or City of Des Moines Public Works Department, to send a crew to mow and clean the property. In light of all the years I have been maintaining this property, as well as the fact that neither the City of Des Moines nor the County of Polk has been gaining any returns on this property, I beg of the County, and whomever else of whom such request may be necessary, that this abandoned property located at **1533 21<sup>st</sup> Street, Des Moines**, be deeded over to me free and clear of all claims, encumbrances, or any other attachments thereto. By doing so I will pay future taxes assessed for said property on an annual basis, relieving you of the burden of that property and thus assuring an income instead, for the County/City.

If my request is granted, my promise to the County is that I will not in turn use this property for financial gain. As the records will indicate, I have gone to considerable expense improving my home, in order to move my elderly mother into my home to live with me, and I have no intention of vacating my home for at least the next 2 decades, God willing. I first built my home in 1984 and have planted roots in this neighborhood. My recent expanded investiture in my home is one that could never be recouped were I to try and sell my home anytime in the foreseeable future. I am in the process of improving the landscape of my property and acquisition of the property for which I beg of you will simply entail further expansion of the landscape and beautification of the neighborhood. My efforts are designed to improve the value of the neighborhood and encourage neighborhood pride.

I pray you will consider this request worthy of your consideration and immediate approval, prior to completion of my landscaping project due for mid-September 2012.

You are all invited to come by my home for a visit/review if that is of interest.

Thank you very much.

NOTICE OF A CONSULTATION TO BE HELD BETWEEN THE  
CITY OF ANKENY, STATE OF IOWA AND ALL AFFECTED  
TAXING ENTITIES CONCERNING THE PROPOSED  
AMENDMENT NO. 5 TO THE 1989 ANKENY ECONOMIC  
DEVELOPMENT URBAN RENEWAL PLAN FOR THE CITY  
OF ANKENY, STATE OF IOWA

The City of Ankeny, State of Iowa will hold a consultation with all affected taxing entities, as defined in Section 403.17(1) of the Code of Iowa, as amended, commencing at 3:00 o'clock P.M. on August 20, 2012, in the Council Chambers, City Hall, 410 West First Street, Ankeny, Iowa concerning a proposed Amendment No. 5 to the 1989 Ankeny Economic Development Urban Renewal Plan, a copy of which is attached hereto.

Each affected taxing entity may appoint a representative to attend the consultation. The consultation may include a discussion of the estimated growth in valuation of taxable property included in the proposed Urban Renewal Area, the fiscal impact of the division of revenue on the affected taxing entities, the estimated impact on the provision of services by each of the affected taxing entities in the proposed Urban Renewal Area, and the duration of any bond issuance included in the Amendment.

The designated representative of any affected taxing entity may make written recommendations for modifications to the proposed division of revenue no later than seven days following the date of the consultation. The Assistant City Manager, as the designated representative of the City of Ankeny, State of Iowa, shall submit a written response to the affected taxing entity, no later than seven days prior to the public hearing on the proposed Amendment No. 5 to the 1989 Ankeny Economic Development Urban Renewal Plan, addressing any recommendations made by that entity for modification to the proposed division of revenue.

This notice is given by order of the City Council of the City of Ankeny, State of Iowa, as provided by Section 403.5 of the Code of Iowa, as amended.

Dated this 13<sup>th</sup> day of August 2012.

  
\_\_\_\_\_  
City Clerk, City of Ankeny, State of Iowa

NOTICE OF PUBLIC HEARING TO CONSIDER  
APPROVAL OF A PROPOSED AMENDMENT NO. 5 TO THE  
1989 ANKENY ECONOMIC DEVELOPMENT URBAN  
RENEWAL PLAN FOR AN URBAN RENEWAL AREA IN THE  
CITY OF ANKENY, STATE OF IOWA

The City Council of the City of Ankeny, State of Iowa, will hold a public hearing before itself at its meeting which commences at 5:30 o'clock P.M. on September 17, 2012 in the Council Chambers, City Hall, 410 West First Street, Ankeny, Iowa, to consider adoption of a proposed Amendment No. 5 to the 1989 Ankeny Economic Development Urban Renewal Plan (the "Amendment") concerning the Ankeny Economic Development Urban Renewal Area in the City of Ankeny, State of Iowa, which adds land legally described as follows:

**DLE Seven , LC**

Polk County Geo Parcel: 7923-06-100-015

Legal: -EX COM W 1/4 COR OF SEC THN E 1246.93F ALNG S LN TO  
CONSTRUCTION CNT LN I-35 NE 596.6F, NW 137F TO WLY ROW LN I-35  
TO POB THN W 500.78F NELY 776.84F E 182.38F TO WLY ROW LN I-35  
SW 666.44F TO POB- S 1/2 OF FOLLOWING PARCEL W 32.94A S 62.94A N  
125.88A & N 11.02A W 31A  
S 62.99A NW FRL 1/4 LESS RD SEC 6-79-23, Polk County, Iowa

Containing: 12.908 Acres

**City of Ankeny**

Polk County Geo Parcel: 7924-01-426-003

Legal: S 297F W 297F E 347F NE 1/4 SE 1/4 SEC 1-79-24, Polk County, Iowa

Containing: 2.030 Acres

**Farrell Rental Property**

Polk County Geo Parcel: 7924-01-476-001

Legal: -EX E 150F- LTS 1,2,3 & ALL LT 4 FARRELL PLACE, Polk County,  
Iowa

Containing: 17.570 Acres

The City of Ankeny, State of Iowa is the local public agency which, if such Amendment is approved, shall undertake the urban renewal activities described in such Amendment.

The general scope of the urban renewal activities under consideration in the Amendment is to promote the growth and retention of qualified industries and businesses in the Urban Renewal Area through various public purpose and special financing activities outlined in the Amendment and to rehabilitate, conserve and redevelop land, buildings and other improvements within such area through the elimination and containment of conditions of blight so as to improve the community through the establishment of effective land use controls, through use of an effective program of rehabilitation of existing buildings and elimination of those structures which cannot be economically rehabilitated, with an accompanying improvement of land for various purposes specified in the Amendment. To accomplish the objectives of the Amendment, and to encourage the further development of the Urban Renewal Area, the Amendment provides that such special financing activities may include, but not be limited to, the making of loans or grants of public funds to private entities under Chapter 15A of the Code of Iowa. The City also may reimburse or directly undertake the installation, construction and reconstruction of substantial public improvements, including, but not limited to, infrastructure development, streets, signals, lighting, streetscapes, water, sanitary sewer, storm water management and related activities, to enhance and create opportunity in the original Ankeny Economic Development Urban Renewal Area and subsequent Amendment Areas. The City also may acquire and make land available for development or redevelopment by private enterprise as authorized by law. The Amendment provides that the City may issue bonds or use available funds for purposes allowed by the Plan, as amended, and that tax increment reimbursement of such costs will be sought if and to the extent incurred by the City. The Amendment initially proposes specific public infrastructure or site improvements to be undertaken by the City and various Development Agreements, and provides that the Amendment may be amended from time to time to respond to development opportunities.

The proposed Amendment No. 5 would add additional land, clarify the sunset for the Area and expand and/or confirm the list of proposed projects to be undertaken within the urban renewal area. Other provisions of the Plan would remain in full force and effect.

Any person or organization desiring to be heard shall be afforded an opportunity to be heard at such hearing.

This notice is given by order of the City Council of the City of Ankeny, State of Iowa, as provided by Section 403.5 of the Code of Iowa.