

**POLK COUNTY BOARD OF SUPERVISORS AGENDA  
POLK COUNTY ADMINISTRATIVE OFFICE BUILDING  
111 COURT AVENUE – ROOM 120  
JANUARY 19, 2016 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**

**ISSUANCE OF \$10,000,000 REVENUE BONDS  
(GOODWILL INDUSTRIES OF CENTRAL IOWA PROJECT)**

5. Resolution instituting proceedings to take action for the issuance of not to exceed \$10,000,000 Aggregate principal amount of revenue bonds (Goodwill Industries of Central Iowa project).

**PERMITS**

6. Renewal application for Class "C" Liquor License, Sunday Sales and Outdoor Service Area Permit for Eddy's, 1360 NE 54<sup>th</sup> Avenue.
7. Renewal application for Class "C" Beer and Sunday Sales Permit for Git-N-Go #25, 4224 NW 2<sup>nd</sup> Avenue.

8.

**PUBLIC COMMENTS**

**RESOLUTIONS**

9. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for February 2, 2016 on Disposal of County Interest in Real Estate (property located between 318 and 212 Pleasant View Dr).
10. Resolution authorizing the Auditor's Office to publish Notice of Public Hearing for February 2, 2016 on Disposal of County Interest in Real Estate (property located behind 5405 Sandstone Dr, West DM).
11. Resolution canceling weed assessment on property at 1424-2<sup>nd</sup> Place.
- \*12. Resolution approving Cooperative Public Service Agreement with the City of Des Moines.
- \*13. Resolution approving Sanitary Sewer Extension Agreement with Saydel Community School District (for Cornell Elementary School).

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

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE IN ONE OR MORE SERIES OF NOT TO EXCEED \$10,000,000 AGGREGATE PRINCIPAL AMOUNT OF REVENUE BONDS (GOODWILL INDUSTRIES OF CENTRAL IOWA PROJECT), SERIES 2016 OF POLK COUNTY, IOWA

WHEREAS, Polk County, Iowa (the "Issuer"), is a county authorized and empowered by the provisions of Chapter 419 of the Code of Iowa (the "Act") to issue revenue bonds and to loan the proceeds to one or more parties to be used to pay the cost of acquiring, constructing, installing and equipping a "project", as that term is defined in the Act, including a facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from Federal income tax under Section 501(a) of the Code (a "Tax Exempt Organization"); and

WHEREAS, the Issuer has been requested by Goodwill Industries of Central Iowa, an Iowa non-profit corporation and a Tax Exempt Organization (the "Borrower"), to authorize and issue its revenue bonds pursuant to the provisions of the Act to finance and refinance a portion of the costs of (i) the purchase and remodeling of an existing building for Borrower's operations, and future capital expenditures for said building, all located at 5355 NW 86<sup>th</sup> Street, Johnston, Iowa (the "Project"); and (ii) paying costs of issuance and related costs; and

WHEREAS, the proceeds from the sale of the Bonds are proposed to be loaned by the Issuer to the Borrower pursuant to the provisions of a Financing Agreement (the "Agreement") between the Issuer and the Borrower; and

WHEREAS, a notice of hearing on the proposal to issue, in one or more series, not to exceed \$10,000,000 Aggregate Principal Amount of Revenue Bonds (Goodwill Industries of Central Iowa Project), Series 2016 of the Issuer has been published as required by law; and

WHEREAS, a public hearing has been held at the time and place as specified in said notice of hearing and any and all objections or other comments relating to such Bonds have been heard and it is deemed to be in the best interests of the Issuer that said Bonds be issued as proposed; and

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

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$10,000,000 Aggregate Principal Amount of Revenue Bonds (Goodwill Industries of Central Iowa Project), Series 2016.

PASSED AND APPROVED, this 19th day of January, 2016.

\_\_\_\_\_  
Chairperson

ATTEST:

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

ROLL CALL

Applicant License Application ( LC0032999 )

Name of Applicant: <u>SE Enterprise, Inc.</u>		
Name of Business (DBA): <u>Eddy's</u>		
Address of Premises: <u>1360 NE 54th Ave</u>		
City <u>Des Moines</u>	County: <u>Polk</u>	Zip: <u>50313</u>
Business	<u>(515) 975-2515</u>	
Mailing	<u>1330 ne54th ave</u>	
City <u>Des Moines</u>	State <u>IA</u>	Zip: <u>50313</u>

Contact Person

Name	<u>Stephen Edwards</u>		
Phone:	<u>(515) 975-2515</u>	Email	<u>eddyssportsbar@yahoo.com</u>

Classification Class C Liquor License (LC) (Commercial)

Term: 12 months

Effective Date: 02/13/2016

Expiration Date: 02/12/2017

Privileges:

Class C Liquor License (LC) (Commercial)

Outdoor Service

Sunday Sales

Status of Business

BusinessType:	<u>Privately Held Corporation</u>		
Corporate ID Number:	<u>289313</u>	Federal Employer ID	<u>74-3112676</u>

Ownership

Stephen Edwards

First Name: Stephen

Last Name: Edwards

City: Des Moines

State: Iowa

Zip: 50313

Position: President

% of Ownership: 100.00%

U.S. Citizen: Yes

Insurance Company Information

Insurance Company:	<u>Illinois Casualty Co</u>		
Policy Effective Date:	<u>02/13/2016</u>	Policy Expiration	<u>02/12/2017</u>
Bond Effective		Dram Cancel Date:	
Outdoor Service Effective		Outdoor Service Expiration	
Temp Transfer Effective Date		Temp Transfer Expiration Date:	

#6

**Applicant License Application ( BC0022968 )**

<b>Name of Applicant:</b> <u>Git N Go Convenience Stores Inc</u>		
<b>Name of Business (DBA):</b> <u>Git N Go Convenience Store No 25</u>		
<b>Address of Premises:</b> <u>4224 NW 2nd Avenue</u>		
<b>City</b> <u>Des Moines</u>	<b>County:</b> <u>Polk</u>	<b>Zip:</b> <u>5031300</u>
<b>Business</b>	<u>(515) 244-0452</u>	
<b>Mailing</b>	<u>2716 Indianola Ave</u>	
<b>City</b> <u>Des Moines</u>	<b>State</b> <u>IA</u>	<b>Zip:</b> <u>503152399</u>

**Contact Person**

<b>Name</b> <u>Karen Comstock</u>			
<b>Phone:</b> <u>(515) 288-8565</u>	<b>Email</b>	<u>karengng@outlook.com</u>	

**Classification** Class C Beer Permit (BC)

**Term:** 12 months

**Effective Date:** 03/14/2016

**Expiration Date:** 03/13/2017

**Privileges:**

Class C Beer Permit (BC)

Sunday Sales

**Status of Business**

<b>BusinessType:</b> <u>Privately Held Corporation</u>	
<b>Corporate ID Number:</b> <u>16119</u>	<b>Federal Employer ID</b> <u>42-107-5018</u>

**Ownership**

**Dennis Flora**

**First Name:** Dennis

**Last Name:** Flora

**City:** Des Moines

**State:** Iowa

**Zip:** 50315

**Position:** President

**% of Ownership:** 100.00%

**U.S. Citizen:** Yes

**Insurance Company Information**

<b>Insurance Company:</b> <u>First Western Insurance</u>	
<b>Policy Effective Date:</b>	<b>Policy Expiration</b>
<b>Bond Effective</b>	<b>Dram Cancel Date:</b>
<b>Outdoor Service Effective</b>	<b>Outdoor Service Expiration</b>
<b>Temp Transfer Effective</b>	<b>Temp Transfer Expiration Date:</b>

# 7

105-2

**RESOLUTION**

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

WHEREAS, it is proposed to dispose of Polk County's interest in real estate at the address of a property located between 318 and 212 Pleasant View Dr, Des Moines, Iowa and legally described as:

W 4F S 140F N 165F LOT A BERRY PLACE

To Malinda S Baker for a total of \$200.00; and

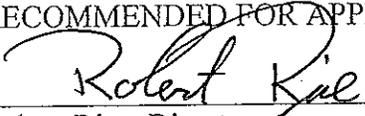
WHEREAS, Iowa Code section 331.361(2) requires a public hearing on a proposal to dispose of an interest in real estate.

NOW, THEREFORE, BE IT RESOLVED that a public hearing on this proposed disposal of the County's interest in real estate will be held on the date of February 2, 2016, at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. The Auditor is directed to publish notice of the public hearing.

POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

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

Fiscal Note: \$200.00 to Real Estate Fund

#9

## NOTICE OF PUBLIC HEARING

The Polk County Board of Supervisors will hold a Public Hearing on the 2nd of February, 2016 at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa, to consider a proposal to convey real estate with the local address of a vacant property located between 318 and 212 Pleasant View Dr., Des Moines, Iowa and described as:

W 4F S 140F N 165F LOT A BERRY PLACE

To Malinda S Baker for a total of \$200.00. For additional information, contact Polk County Public Works, Real Estate Division at (515)286-3705.

2008-4187

**RESOLUTION**

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

WHEREAS, it is proposed to dispose of Polk County's interest in real estate at the address of a property located behind 5405 Sandstone Dr, West Des Moines, Iowa and legally described as:

OUTLOT A PONDEROSA VALLEY PLAT 4

To Matthew G Stockdale for a total of \$500.00; and

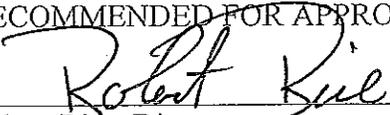
WHEREAS, Iowa Code section 331.361(2) requires a public hearing on a proposal to dispose of an interest in real estate.

NOW, THEREFORE, BE IT RESOLVED that a public hearing on this proposed disposal of the County's interest in real estate will be held on the date of February 2, 2016, at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa. The Auditor is directed to publish notice of the public hearing.

POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

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

Fiscal Note: \$500.00 to Real Estate Fund

#10

## NOTICE OF PUBLIC HEARING

The Polk County Board of Supervisors will hold a Public Hearing on the 2nd of February, 2016 at 9:30 a.m. in Room 120 of the Polk County Administration Building, 111 Court Avenue, Des Moines, Iowa, to consider a proposal to convey real estate with the local address of a vacant property located behind 5405 Sandstone Dr., West Des Moines, Iowa and described as:

### OUTLOT A PONDEROSA VALLEY PLAT 4

To Matthew G Stockdale for a total of \$500.00. For additional information, contact Polk County Public Works, Real Estate Division at (515)286-3705.

RESOLUTION

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

WHEREAS, the property owner for the following property is requesting assessment for  
weed cutting be canceled: 1424 2<sup>nd</sup> Place, District 080 Parcel 04475.000.000; 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.

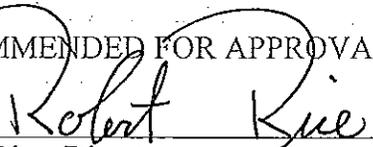
NOW, THEREFORE, BE IT RESOLVED that the request for an Erroneous Assessment  
by Kimberly Guthrie for weed destruction assessed for the tax year 2015 is approved; and

BE IT FURTHER RESOLVED that Certificate 00113726200 which was certified for  
assessment on December 8, 2015 for the above listed property for \$136.50 be canceled and that  
the Polk County Auditor is directed to strike said assessments 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

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RESOLUTION

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

WHEREAS, the Polk County Board of Supervisors as a public agency, may enter into an agreement with a public or private agency to cooperate in the provision of services to the public and to cooperate in other ways to mutual advantage; and

WHEREAS, a portion of NE 27<sup>th</sup> Avenue is a joint jurisdictional roadway between Polk County and the City of Des Moines and is in need of repair; and

WHEREAS, this project is included in the proposed 2016/2017 Public Works Five (5) Year (2016-2021) Farm-To-Market and Secondary Road Capital Improvement Program; and

WHEREAS, to assure funds for this project are included in the City of Des Moines's proposed 2016/2017 budget and capital improvement program, the Public Works Department has developed an "Agreement for Cooperate Services" with the City of Des Moines for the Hot Mix Asphalt resurfacing of NE 27<sup>th</sup> Avenue which details the funding and project development responsibilities of each party.

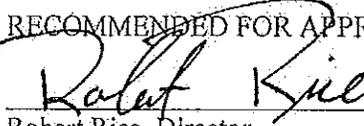
NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors approves the terms of the attached agreement, adopts the agreement, and authorizes the Chairperson to execute the agreement on behalf of Polk County; and

BE IT FURTHER RESOLVED that the Public Works Department return a copy of the signed agreement to the City of Des Moines and administer the agreement on behalf of Polk County.

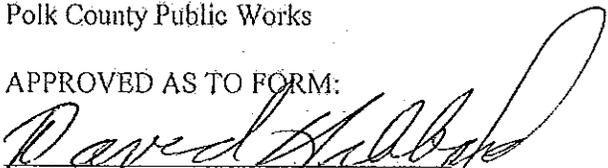
POLK COUNTY BOARD OF SUPERVISORS:

\_\_\_\_\_  
Chairperson

RECOMMENDED FOR APPROVAL:

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

APPROVED AS TO FORM:

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

FISCAL NOTE: None at this time.

Estimated Costs based on jurisdiction

Polk County Public Works FY 16/17 costs	\$35,342
City of Des Moines costs	\$55,278
<u>Total Estimated Project Cost</u>	<u>\$90,620</u>

Polk County Public Works costs to be included in the proposed FY 2016/2017 Capital Improvement Budget and Program.

#12

RESOLUTION

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

WHEREAS, Saydel Community School District, desires extension of the Polk County sanitary sewer system to obtain public sanitary sewer service for Cornell Elementary School legally described as:

OUTLOT Y WOODSIDE ESTATES PLAT 3; AND -EX E435.44F- S100F E15A N 30A & W 15A N 30A NE ¼ SW ¼ LESS RD SEC 11-79-24

in accordance with the attached Sanitary Sewer Extension Agreement between Polk County and Saydel Community School District

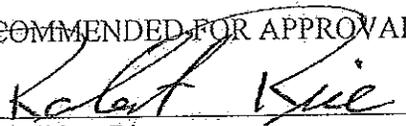
NOW, THEREFORE, BE IT RESOLVED that the attached Sanitary Sewer Extension Agreement between Polk County and Saydel Community School District is hereby approved and the Chairperson is authorized to sign said agreement; and

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to record the agreement and the Polk County Public Works Department shall administer the terms of the agreement.

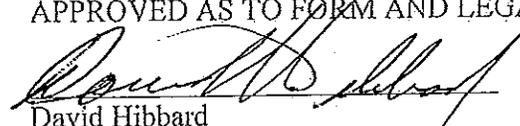
POLK COUNTY BOARD OF SUPERVISORS;

\_\_\_\_\_  
Chairperson

~~RECOMMENDED FOR APPROVAL:~~

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

APPROVED AS TO FORM AND LEGAL MATTERS:

  
\_\_\_\_\_  
David Hibbard  
Assistant County Attorney

FISCAL NOTE: No affect on county budget. All costs to extend the sewer to be paid by Saydel Community School District.

#13

RESOLUTION

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

THAT THE FOLLOWING RESOLUTION BE ADOPTED:

WHEREAS, the Iowa Department of Public Health (IDPH) has traditionally allocated funds to Polk County to conduct Integrated HIV and Hepatitis Counseling, Testing and Referral (CTR) services; and

WHEREAS, Polk County applied for and has been allocated \$59,500 to continue to provide these services for the period covering January 1, 2016 through December 31, 2016.

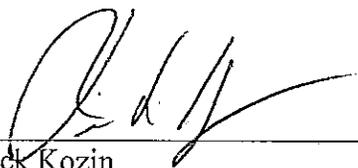
WHEREAS, IDPH received only 25% of its federal award at this time, so the initial contract shall be for \$40,750.

NOW, THEREFORE, BE IT RESOLVED: That the Polk County Board of Supervisors/Board of Health approves Contract #5886AP10 with the Iowa Department of Public Health to fund Polk County Integrated HIV and Viral Hepatitis Counseling, Testing and Referral (CTR) services program authorizes the Chairperson to sign the agreement.

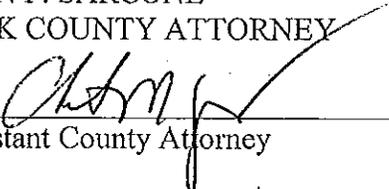
NOW, THEREFORE, BE IT FURTHER RESOLVED: That the Director of the Polk County Health Department, or his designee, be authorized to execute any and all documents in furtherance of this contract or distribution.

POLK COUNTY BOARD OF SUPERVISORS

By \_\_\_\_\_  
Chair

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

Approved as to form:  
JOHN P. SARCONI  
POLK COUNTY ATTORNEY

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

FISCAL NOTE: \$40,750

#14

**RESOLUTION**

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

that the following Resolution be adopted:

**WHEREAS**, Prairie Meadows Racetrack and Casino is requesting approval to proceed with the renovation of AJ's Steakhouse dining area and nearby restrooms; and;

**WHEREAS**, the total cost of the proposed construction is not to exceed \$1.1 million, and;

**WHEREAS**, Prairie Meadows will fund the construction with cash generated from its operation, and;

**WHEREAS**, in accordance with the current lease agreement, capital improvement expenditures in excess of \$100,000 must be approved by the Polk County Board of Supervisors.

**NOW, THEREFORE BE IT RESOLVED** that the Polk County Board of Supervisors hereby grants the request by Prairie Meadows Racetrack and Casino to proceed with the renovation of AJ's Steakhouse dining area and nearby restrooms for an estimated cost of \$1.1 million.

**POLK COUNTY BOARD OF SUPERVISORS**

\_\_\_\_\_  
Chairperson

**SUBMITTED BY:**

  
\_\_\_\_\_  
Sarah Boese  
Board Executive Assistant

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Roger Kuhle  
Assistant County Attorney

FY15/16  
Fiscal Impact: none

#15