

## NOTICE OF A REGULAR MEETING

### BONDURANT CITY COUNCIL

March 04, 2013

Meeting 13-05

**NOTICE IS HEREBY GIVEN** that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, March 04, 2013, in the Bondurant City Center, 200 Second Street, Northeast, Bondurant, Polk County, Iowa. Said meeting is open and the public is encouraged to attend.

#### AGENDA

- 1) Roll Call
- 2) Call to Order and Declaring a Quorum
- 3) Pledge of Allegiance
- 4) Abstentions declared
- 5) Perfecting and Approval of the Agenda
- 6) Consent Items:
  - a) Approval of the City Council Minutes of February 19, 2013
  - b) Receive and File – Parks and Recreation Board Minutes of January 03, January 17, January 29, February 12, 2013
  - c) Claims Report
  - d) Tax Abatement Application – Margo R. Miller, 416 1st Street, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) Fred Hollister – Eastern Polk Regional Development update
- 10) Kyle Weis, Director, CYMAN 2013 Triathlon  
**RESOLUTION NO. 13-28** – A Resolution approving the CYMAN 2013 Triathlon on September 15, 2013, at Lake Petocka
- 11) Jeff Cook, Chair, Parks and Recreation Board – Presentation of the 6th Annual Biking Bondu on June 22, 2013, and Park, Trail and Greenway Master Plan Schedule
- 12) **PUBLIC HEARING** – To receive public comment on the proposed City of Bondurant Municipal Budget for Fiscal Year 2013 / 2014  
**RESOLUTION NO. 13-29** – A Resolution approving the City of Bondurant Municipal Budget for Fiscal Year 2013 / 2014
- 13) **RESOLUTION NO. 13-30** – A Resolution approving the estimate submitted by Holbrook Construction, Inc., in the amount of \$20,200 for an 8" watermain on the west side of Grant Street, North, between Tailfeather Drive, Northwest, and the future Aspen Drive, Northwest
- 14) **RESOLUTION NO. 13-31** – A Resolution approving submittal of the LAWCON grant application

- 15) **RESOLUTION NO. 13-32** – A Resolution approving a Change Request submitted by Edge Commercial in the amount of \$588.19 pertaining to signage for the Trailhead Project
- 16) **RESOLUTION NO. 13-33** – A Resolution approving a Change Request submitted by Edge Commercial in the amount of \$1,298.55 pertaining to the interior plywood for the Trailhead Project
- 17) **ORDINANCE NO. 13-200** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 103, Stormwater Utility, Section 103.02, Stormwater Utility Rates (second reading)
- 18) **ORDINANCE NO. 13-201** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 106, Collection of Solid Waste, Section 106.09, Collection Fees (second reading)
- 19) **RESOLUTION NO. 13-34** – A Resolution authorizing the City of Bondurant to submit an application for funding from the Federal Surface Transportation (STP) to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the construction of the US Highway 65 and Lincoln Street, Southeast, underpass and further approving the application which obligates the City of Bondurant to matching funds for the construction of said project
- 20) **REQUEST FOR HEARING** – Jordan Watkins, 204 11th Street, Southeast, Bondurant, Iowa, request to determine the nature of the nuisance  
**RESOLUTION NO. 13-35** – A Resolution levying assessment against the property located at 204 11th Street, Southeast, Bondurant, Iowa, for a nuisance abatement pertaining to junk removal
- 21) Reports / Comments and appropriate action thereon:
  - a) Mayor
  - b) City Administrator
  - c) Council Members
  - d) City Attorney Brick
- 22) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate  
**RESOLUTION NO. 13-36** – A Resolution approving the purchase of xxx in the amount of xxx
- 23) Adjournment

# **BONDURANT CITY COUNCIL**

## **REGULAR MEETING**

**March 04, 2013**

**Meeting No. 13-05**

A regular meeting of the City Council of the City of Bondurant, Polk County, Iowa, was held in the Community Room at the Bondurant City Center on the 04th day of March, 2013, at 6:00 p.m.

Present: Mayor Keith Ryan  
Council Member Eric Johnson  
Council Member Jerry Fischer  
Council Member Brian Lohse  
Council Member Curt Sullivan  
City Administrator Mark Arentsen  
City Attorney David Brick  
City Engineer Bob Veenstra  
Deputy City Clerk Michelle Wells

Absent: Council Member Amy Bogaards

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on March 1, 2013. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Roll Call was taken and a quorum was declared. Mayor Ryan called the meeting to order at 6:00 p.m.

Mayor Ryan led the pledge of allegiance.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve the agenda as presented. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Fischer, seconded by Council Member Lohse, to approve the Consent Items consisting of the City Council Meeting Minutes of February 19, 2013, Parks and Recreation Board Minutes of January 03, January 17, January 29, and February 12, 2013, the Claims Report and Tax Abatement Application for Margo R. Miller, 416 1st Street, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Polk County Sheriff's Department Deputy Frank Courtney had nothing to report.

Jeff Mundell, 1209 Cove Street, Southeast, discussed drainage issues in his rear yard. The drainage ditch that the City dug to help alleviate the problem, has been filled in by an adjacent property owner, so the problem still exists.

Fred Hollister, Eastern Polk Regional Development, presented an update and upcoming marketing strategies for Bondurant.

Kyle Weis, Director, CYMAN Triathlon, presented the route for the event to be held on September 15, 2013. Motion made by Council Member Lohse, seconded by Council Member Sullivan, to approve Resolution No. 13-28, a Resolution approving the closure of the westbound lane of 2nd Street, Northeast, on Sunday, September 15, 2013, from 10:30 a.m., to 12:30 p.m., between Pleasant Street, Northeast, and Main Street, Northeast, for the CYMAN Triathlon. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Jeff Cook, Chair, Parks and Recreation Board, updated the Mayor and Council on the 6th Annual Biking Bondu event to be held on June 22, 2013, and the Park, Trail and Greenway Master Plan Schedule for the City.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to close the regular City Council Meeting at 6:35 p.m., and open the Public Hearing to receive public comment on the proposed City of Bondurant Municipal Budget for Fiscal Year 2013 / 2014. Roll Call: Ayes: 4. Nays: 0. Motion carried. No public comments were received during the Public Hearing. Motion made by Council Member Lohse, seconded by Council Member Johnson, to close the Public Hearing at 6:36 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Lohse, seconded by Council Member Fischer, to approve Resolution No. 13-29, a Resolution approving the City of Bondurant Municipal Budget for Fiscal Year 2013 / 2014. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve Resolution No. 13-30, a Resolution approving the proposal submitted by Holbrook Construction, Inc., in the amount of \$20,200 for an 8" watermain on the west side of Grant Street, North, between Tailfeather Drive, Northwest, and the future Aspen Drive, Northwest. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to approve Resolution No. 13-31, a Resolution approving submittal of the LAWCON grant application. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Lohse, to approve Resolution No. 13-32, a Resolution approving Change Request No. 1 submitted by Edge Commercial in the amount of \$588.19, pertaining to signage for the Trailhead Project. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Fischer, to approve Resolution No. 13-33, a Resolution approving Change Request No. 2 submitted by Edge Commercial in the amount of \$1,298.55, pertaining to the interior plywood for the Trailhead Project. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Sullivan, to approve the second reading of Ordinance No. 13-200, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 103, Stormwater Utility, Section 103.02, Stormwater Utility Rates. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve the second reading of Ordinance No. 13-201, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 106, Collection of Solid Waste, Section 106.09, Collection Fees. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve Resolution No. 13-34, a Resolution authorizing the City of Bondurant to submit an application for funding from the Federal Surface Transportation Program (STP) to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the construction of the US Highway 65 and Lincoln Street, Southeast, underpass and further approving the application, which obligates the City of Bondurant to matching funds for the construction of said project. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Request for Hearing. Jordan Watkins, 204 11th Street, Southeast, Bondurant, Iowa, disputed paying an invoice the City sent him for cleaning up junk on his property on November 21, 2012, and having to move a trailer he parks on soft surface in his yard. Motion made by Council Member Lohse, seconded by Council Member Johnson, to approve Resolution No. 13-35, a Resolution levying assessment in the amount of \$340 against the property located at 204 11th Street, Southeast, Bondurant, Polk County, Iowa, for a nuisance abatement pertaining to junk removal. Mr. Watkins was given until March 18, 2013, to remove the trailer from his yard.

**The following item(s) were discussed as part of Mayor Ryan's comments:**

- Prairie Meadows grant recipients were announced today.
- Iowa House Representative Joe Riding and Polk County 3rd District Supervisor Steve Van Oort, will be at the City Center on March 09, at 11:00 a.m., to answer questions about legislative issues.

**The following item(s) were discussed as part of City Administrator Arentsen's comments:**

- Grant applications update.
- Vacation.

**The following item(s) were discussed as part of Council Member's and City Attorney Brick's comments:**

- Council Member Sullivan – No comment.
- Council Member Johnson – BRSC is taking applications for seasonal employment.

- Council Member Fischer – No comment.
- Council Member Lohse – St. Baldrick's Day fundraiser at Founders Irish Pub on March 09, at 5:00 p.m. A resident residing at 4th and Main Street, Southeast, is concerned about snow that the City snowplow pushed onto his sidewalk.
- City Attorney Brick – No comment.

Mayor Ryan announced a five minute recess at 7:20 p.m.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to close the regular City Council meeting at 7:25 p.m., and open the Closed Session, pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate. Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Lohse, seconded by Council Member Johnson, to close the Closed Session at 7:47 p.m., and open the regular City Council meeting. Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to approve Resolution No. 13-36, a Resolution authorizing that an offer be made for the purchase of a portion of the land at 100 Blaine Street, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Sullivan, to adjourn said meeting at 7:52 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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Michelle Wells, Deputy City Clerk

ATTEST:

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Keith Ryan, Mayor

(SEAL)

I, the understated Mayor of the City of Bondurant, Polk County, Iowa, hereby certify that the foregoing is a true and accurate copy of proceedings had and done by the Mayor and City Council on March 04, 2013, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the Office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting, and the said minutes from which the foregoing proceedings have been extracted were written from and available for public inspection within ten business days and prior to the next convened meeting of said body.

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Keith Ryan, Mayor