

NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

July 01, 2013

Meeting 13-13

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, July 01, 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 Meeting Minutes of June 17, 2013
 - b) Receive and File – Planning and Zoning Commission Minutes of May 09, and June 13, 2013
 - c) Claims Report
 - d) Tax Abatement Applications – Jeremy and Lori Reha, 317 Aspen Drive, Northwest; Tim and Louise Meyer, 101 Mallard Pointe Drive, Northwest; Kary Kinmonth, 1300 Adams Street, Southeast, Seth and Laura Poldberg, 413 Alpha Street, Northwest; and Samantha Ballard, 1309 13th Street, Southeast, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) Thad Long, S V P A Architects, Inc – Presentation of a Site Plan for Blue Jay Stadium
RESOLUTION NO. 13-117 – A Resolution approving the Site Plan for the Blue Jay Stadium
- 10) Jeff Cook, Biking Bondu Committee – Presentation of proceeds from Biking Bondu 2013 to the City
- 11) **RESOLUTION NO. 13-118** – A Resolution setting a Public Hearing date of August 05, 2013, on proposed adoption of Ordinance to establish Pleasant Street, Northeast, connection fee district and connection fees therein
- 12) **RESOLUTION NO. 13-119** – A Resolution approving a Change Request No. 05 submitted by Edge Commercial in the amount of \$892.97, pertaining to the corbels

- 13) **RESOLUTION NO. 13-120** – A Resolution approving the renewal of an Iowa Retail Cigarette and Tobacco Permit for EZ Mart, LLC, located at 1111 Lincoln Street, Southeast
- 14) **RESOLUTION NO. 13-121** – A Resolution levying assessment against property located at 209 Alpha Street, Northwest, for nuisance abatement pertaining to junk debris removal and 92 Snyder Street, Southeast, pertaining to tall grass
- 15) **RESOLUTION NO. 13-122** – A Resolution approving the proxy designations for the Iowa Communities Assurance Pool (ICAP)
- 16) **RESOLUTION NO. 13-123** – A Resolution approving the City of Bondurant Municipal Employee wages for Fiscal Year 2013
- 17) **RESOLUTION NO. 13-124** – A Resolution approving Request for Payment No. 7 submitted by Edge Commercial, LLC, in the amount of \$3,064.42, pertaining to the Trailhead Project
- 18) Discussion item(s)
 - a) Noise ordinance
- 19) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
 - d) City Attorney
- 20) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property
Pursuant to Iowa Code Section 21.5(c) to discuss strategy with counsel in matters that are in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation
- 21) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

July 01, 2013

Meeting No. 13-13

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 01st day of July, 2013, at 6:00 p.m.

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

Absent: Council Member Brian Lohse

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on June 28, 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 6:05 p.m.

Mayor Ryan led the pledge of allegiance.

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

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve the Consent Items consisting of the City Council Meeting Minutes of June 17, 2013, Planning and Zoning Commission Meeting Minutes of May 09, and June 13, 2013, the Claims Report and Tax Abatement Applications for Jeremy and Lori Reha, 317 Aspen Drive, Northwest; Tim and Louise Meyer, 101 Mallard Pointe Drive, Northwest; Kary Kinmonth, 1300 Adams Street, Southeast; Seth and Laura Poldbberg, 413 Alpha Street, Northwest; and Samantha Ballard, 1309 13th Street, Southeast, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Polk County Sheriff's Department Deputy Ryan Phillips discussed several issues that occurred during Summerfest.

Thad Long, S V P A Architects, Inc., presented a Site Plan for Bluejay Stadium and answered questions from the Mayor and Council. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-117, a Resolution approving the Site Plan for the Bluejay Stadium. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Jeff Cook, representing Biking Bondu and Steve Hall, representing the Bondurant Lions Club presented a check to the City in the amount of \$7,192.37 as a donation for funding Trailhead maintenance. On June 22, the organizations hosted a pancake breakfast at the Fire Station and a fifty mile bike ride and 5K walk/run event.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-118, a Resolution setting a Public Hearing date for August 05, 2013, on proposed adoption of an Ordinance to establish Pleasant Street, Northeast, connection fee district and connection fees therein. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 13-119, a Resolution approving Change Request No. 5, submitted by Edge Commercial in the amount of \$892.97, pertaining to the Trailhead Depot corbels. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-120, a Resolution approving the renewal of an Iowa Retail Cigarette and Tobacco Permit for EZ Mart, LLC, located at 1111 Lincoln Street, Southeast, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 13-121, a Resolution levying assessment against property located at 209 Alpha Street, Northwest, for a nuisance abatement pertaining to junk debris removal and 92 Snyder Street, Southeast, for a nuisance abatement pertaining to tall grass. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-122, a Resolution approving the proxy designations for the Iowa Communities Assurance Pool (ICAP). Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 13-123, a Resolution approving the City of Bondurant Municipal Employee Wages for Fiscal Year 2012 / 2013. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-124, a Resolution approving Request for Payment No. 7 submitted by Edge Commercial, LLC., in the amount of \$3,064.42, pertaining to the Trailhead Project. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Mayor Ryan led a discussion pertaining to the City's current noise ordinance, as a result of numerous complaints of loud music during Summerfest. Joe Romare, Founders Irish Pub participated in the discussion.

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

- No comment.

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

- Received 150 Community Center surveys.
- League of Cities Conference on September 25-27.

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

- Council Member Bogaards – Farmers Market is outgrowing the location.
- Council Member Johnson – No comment
- Council Member Sullivan – No comment.
- Council Member Fischer – No comment.
- City Attorney Brick – No comment.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council Meeting at 6:50 p.m., and go into Closed Session, pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property and pursuant to Iowa Code Section 21.5(c) to discuss strategy with counsel in matters that are in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the Closed Session at 7:20 p.m., and open the regular City Council Meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Fischer, to adjourn said meeting at 7:25 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

ATTEST:

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 July 01, 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.

Keith Ryan, Mayor