

NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

April 07, 2014

Meeting 14-08

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, April 07, 2014, 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 March 17, and March 24, 2014
 - b) Receive and File - Library Board Meeting Minutes of March 05, 2014, March Statistics, Library Meeting Room Policy and Library Privacy of Records Policy
 - c) Claims Report
 - d) Tax Abatements - Brad and Lori Comegys, 1250 Northeast Morgan Drive, and Tim and Holly Figenshaw, 521 Sycamore Drive, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) **PUBLIC HEARING** - For consideration of proposed plans, specifications, form of contract and estimate of cost for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project
RESOLUTION NO. 14-47a - A Resolution adopting plans, specifications, form of contract and estimate of cost for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project
RESOLUTION NO. 14-47b - A Resolution approving the bid submitted by Absolute Concrete Construction in the amount \$898,574 for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project (Plans available at City Hall - too large to transmit)
- 10) **PUBLIC HEARING** - For consideration of proposed plans, specifications, form of contract and estimate of cost for the Chichaqua Valley Trail Project
RESOLUTION NO. 14-48a - A Resolution adopting plans, specifications, form of contract and estimate of cost for the Chichaqua Valley Trail Project
RESOLUTION NO. 14-48b - A Resolution approving the bid submitted by Howrey Construction, Inc., in the amount of \$744,472 for the Chichaqua Valley Trail Project (Plans available at City Hall - too large to transmit)
- 11) **RESOLUTION NO. 14-49** - A Resolution approving an Agreement between the City of Bondurant and Shive-Hattery for Chichaqua Valley Trail Construction Inspection Work
- 12) Report on Live Healthy Iowa 5K scheduled for April 12
RESOLUTION NO. 14-50 - A Resolution approving certain street closures for the Live Healthy Iowa 5K event on April 12, 2014

- 13) **RESOLUTION NO. 14-51** - A Resolution approving certain street closures for Celebrate Bondurant event on May 30, 2014
- 14) **RESOLUTION NO. 14-52** - A Resolution approving the appointment of Marian Collison, 99 Blaine Street, Northwest, Bondurant, Iowa, to the Parks and Recreation Board
- 15) **RESOLUTION NO. 14-53** - A Resolution approving the Job Description for the Recreation Coordinator
- 16) **RESOLUTION NO. 14-54** - A Resolution approving the Job Description for the Assistant to the City Administrator
- 17) **RESOLUTION NO. 14-55** - A Resolution approving the Ingress and Egress Easement between the City of Bondurant and 902 2nd Street, NE, LLC
- 18) **RESOLUTION NO. 14-56** - A Resolution approving the Sanitary Sewer Easement between the City of Bondurant and 902 2nd Street, NE, LLC
- 19) **RESOLUTION NO. 14-57** - A Resolution approving the Agreement between the City of Bondurant and the Iowa Department of Transportation pertaining to Use of Local Agency Roads as Detours
- 20) **RESOLUTION NO. 14-58** - A Resolution approving a request to obtain bids for work related to construction of the City Park shelter pertaining to framing and related items and request bids for bathroom interior finishes
- 21) **ORDINANCE NO. 14-204** - An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 4, Section 4.04, Civil Citations (first reading)
- 22) Discussion item(s)
 - a) Status of 1002 / 1006 2nd Street, NE
 - b) Request to raise chickens at 103 3rd Street, NE
- 23) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
 - d) City Attorney Brick
- 24) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

April 07, 2014

Meeting No. 14-08

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 07th day of April 2014, at 6:00 p.m.

Present: Mayor Keith Ryan
Council Member Amy Bogaards
Council Member Brian Lohse
Council Member Wes Enos
Council Member Eric Johnson
Council Member Curt Sullivan
City Engineer Bob Veenstra
City Administrator Mark Arentsen
Deputy City Clerk Michelle Wells

Absent: None

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on April 04, 2014. 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 6:03 p.m.

Mayor Ryan led the pledge of allegiance.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to amend the agenda by moving item 20 and that said item be identified as 11b and approve the agenda as amended. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the Consent Items consisting of the City Council Meeting Minutes of March 17, and March 24, 2014, Library Board Meeting Minutes of March 05, 2014, March Statistics, Library Meeting Room Policy and Library Privacy of Records Policy, the Claims Report and Tax Abatement Applications for Brad and Lori Comegys, 1250 Northeast Morgan Drive; and Tim and Holly Figenshaw, 521 Sycamore Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Polk County Sheriff's Department Division Chief Kevin Schneider updated the Mayor and Council Members on recent activity.

Ken Adams, Accurate Plumbing, Bondurant, Iowa; Corey Kautz, Greenland Homes, Clive, Iowa, and Chris Harvey, Easton Homes, voiced concern over the City's decision to change building inspection services from the City of Altoona to City Engineer Veenstra & Kimm, effective July 01, 2014. Mayor Ryan suggested a meeting between the Building Inspectors and the Bondurant builders and developers to address issues during the transition. City Engineer Bob Veenstra participated in the discussion.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:48 p.m., and open the Public Hearing for consideration of proposed plans, specifications, form of contract and estimate of cost for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project. Roll Call: Ayes: 5. Nays: 0. Motion carried. Mark Perington, Snyder and Associates, answered questions about the project. No public comments were received during the Public Hearing. Motion made by Council Member Bogaards, seconded by Council Member Enos, to close the Public Hearing at 6:53 p.m., and open the regular City Council meeting. Roll Call: Ayes: 5. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 14-47a, a Resolution adopting plans, specifications, form of contract and estimate of cost for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 14-47-b, a Resolution approving the bid submitted by Absolute Concrete Construction in the amount of \$898,574 for the U.S. Highway 65 and 32nd Street, Southwest, Intersection Improvements Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:58 p.m., and open the Public Hearing for consideration of proposed plans, specifications, form of contract and estimate of cost for the Chichaqua Valley Trail Project. Roll Call: Ayes: 5. Nays: 0. Motion carried. Mike Anthony, Shive-Hattery, Inc., answered questions about the project. No public comments were received during the Public Hearing. Motion by Council Member Bogaards, seconded by Council Member Enos, to close the Public Hearing at 7:02 p.m., and open the regular City Council meeting. Roll Call: Ayes: 5. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution 14-48a, a Resolution adopting plans, specifications, form of contract and estimate of cost for the Chichaqua Valley Trail Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Enos, to approve Resolution No. 14-48b, a Resolution approving the bid submitted by Howrey Construction, Inc., in the amount of \$744,472 for the Chichaqua Valley Trail Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Enos, to approve Resolution No. 14-49, a Resolution approving a Professional Services Agreement between the City of Bondurant and Shive-Hattery, Inc., for Chichaqua Valley Trail Construction Inspection

Work in the amount of \$25,000 and \$500 reimbursable expenses. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Jeff Cook, Parks and Recreation Board Chair, presented options for decreasing the original estimate for the City Park Shelter Replacement Project. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 14-58, a Resolution approving a request to obtain bids for work related to construction of the City Park Shelter Replacement Project, pertaining to framing and related items and request bids for bathroom interior finishes. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Lori Vermie, Parks and Recreation Board Member, stated there are currently 279 entrants for the Live Healthy Iowa 5K. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 14-50, a Resolution approving the following street closures for the Live Healthy Iowa 5K event scheduled for April 12, 2014: The westbound lane of 2nd Street, Northeast, between Main Street, Southeast, and Pleasant Street, Northeast, between 7:45 a.m., and 10:00 a.m.; The southbound lane of Pleasant Street, Northeast, between Lake Petocka and 2nd Street, Northeast, between 7:45 a.m., and 10:00 a.m.; Main Street, Southeast, from Railroad Street, Southeast, to 2nd Street, Northeast, between 7:45 a.m., and 10:00 a.m.; Grain Street, between 7:45 a.m., and 10:30 a.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 14-51, a Resolution approving the closure of 1st Street, Southeast, in front of Founders Irish Pub on May 30, 2014, for "Celebrate Bondurant". Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 14-52, a Resolution approving the appointment of Marian Collison, 99 Blaine Street, Bondurant, Iowa, to the Parks and Recreation Board, for a term expiring December 31, 2016. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to table Resolution No. 14-53, a Resolution approving the Job Description for the Recreation Coordinator, due to several changes and deletions requested by the Mayor and Council Members. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Sullivan, to amend Resolution No. 14-54, a Resolution approving the Job Description for the Assistant to the City Administrator by clarifying hours worked and overtime and deleting a requirement in Required Physical Activities and approve as amended. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Enos, to approve Resolution No. 14-55, a Resolution approving the Ingress and Egress Easement between the City of Bondurant and 902 2nd Street, Northeast, LLC. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 14-56, a Resolution approving the Sanitary Sewer Easement between the City of Bondurant and 902 2nd Street, Northeast, LLC. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Enos, to approve Resolution No. 14-57, a Resolution approving the Agreement between the City of Bondurant and Iowa Department of Transportation, pertaining to Use of Local Agency Roads as Detours. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to waive the first and second reading of Ordinance No. 14-204, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 4, Section 4.04, Civil Citations and approve as the third and final reading. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Discussion items included the zoning status of 1002 / 1006 2nd Street, Northeast, and a request from Sierra Smith, 103 3rd Street, Northeast, to raise chickens in her backyard. The City will research other communities pertaining to chickens within the City limits.

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

- MWA Director selection; MWA annual dinner and Lincoln Street, Southeast, is in need of immediate repairs.

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

- BDI Developers Conference is May 01.
- Discussing City employee health insurance.
- Possibility that the City's ISO BCEGS rating will be downgraded, due to a change in scoring criteria.
- Pleasant Hill water purchased capacity transaction has been completed.

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

- Council Member Enos - Neighbors are complaining about the lagoon odor.
- Council Member Sullivan - No comment.
- Council Member Johnson - BRSC update (160 games so far; two EMS calls had no trouble getting in and out; have hired thirty people to cover work needed; will paint correct address of the complex on the side of the building) and suggested a "No Parking Here to Corner" sign at Lincoln Street, Southeast, north side of EZ Mart.
- Council Member Bogaards - Lincoln Street, Southeast, needs repair work now; City Staff should be inspecting storm sewer drainage problems.
- Council Member Lohse - Will present BDI report at April 21, Council meeting; St. Baldrick's event raised \$110,000 and asked about plans to stripe Railroad Street, Southeast parking area.

Motion made by Council Member Sullivan, seconded by Council Member Enos, to adjourn said meeting at 8:10 p.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Michelle Wells, Deputy City Clerk

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 April 07, 2014, 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