

NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

June 02, 2014

Meeting 14-12

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, June 02, 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 May 19, 2014
 - b) Claims Report
 - c) Tax Abatement Application - Michael Hulme, 336 Aspen Drive, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) Kyle Mertz, Frank Berlin & Associates - Presentation of insurance quotes
- 10) Michelle Sandbulte, 404 3rd Street, Northwest - Presentation of a request for a street closure for a residential block party
RESOLUTION NO. 14-83 - A Resolution approving a request to close 3rd Street, Northwest, at the intersection of Mallard Pointe Drive, Northwest, on July 05, 2014, from 4:00 p.m., to 12:00 a.m., for a residential block party
- 11) **RESOLUTION NO. 14-84** - A Resolution approving the parade route scheduled for June 16, 2014, at 6:00 p.m., for Summerfest
- 12) Bob Veenstra, Veenstra & Kimm, Inc, - Report on Mud Creek Flood Modeling
- 13) **RESOLUTION NO. 14-85** - A Resolution designating Veenstra & Kimm, Inc., as the Engineer for the U.S. Hwy 65 / Lincoln Street, Southeast, Underpass Project
- 14) **RESOLUTION NO. 14-86** - A Resolution approving an Agreement for Engineering Services between the City of Bondurant and Veenstra & Kimm, Inc., pertaining to the Gay Lea Wilson East Trail, Trailhead to Brick Street, Southeast
- 15) **RESOLUTION NO. 14-87** - A Resolution approving the renewal application for an Iowa Retail Cigarette/Tobacco Permit for Git-N-Go Convenience Store, 3207 Henry Street, Southwest, Bondurant, Iowa
- 16) **RESOLUTION NO. 14-88** - A Resolution approving the renewal application for an Iowa Retail Cigarette/Tobacco Permit for Casey's General Store, 302 2nd Street, Northeast, Bondurant, Iowa

- 17) **RESOLUTION NO. 14-89** - A Resolution approving the renewal application for an Iowa Retail Cigarette/Tobacco Permit for Casey's General Store, 1455 Grant Street, South, Bondurant, Iowa
- 18) **RESOLUTION NO. 14-90** - A Resolution approving the renewal application for a Class C Beer Permit (BC) and Sunday sales for Casey's General Store #1861, 1455 Grant Street, South, Bondurant, Polk County, Iowa
- 19) **RESOLUTION NO. 14-91** - A Resolution approving certain street closures for Summerfest
- 20) **ORDINANCE NO. 14-206** - An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 165, Floodplain Regulations to Restrict Temporary Filling Within a Floodplain Area (third and final reading)
- 21) **ORDINANCE NO. 14-207** - An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending definitions contained in Section 55.01 and adding a new Section of the Animal Control Section to include Urban Chickens (first reading)
- 22) Discussion item(s)
 - a) Lincoln Estates II (Kading Properties)
- 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

June 02, 2014

Meeting No. 14-12

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 02nd day of June 2014, at 6:00 p.m.

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

Absent: Council Member Wes Enos

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on May 30, 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 6:00 p.m.

Mayor Ryan led the pledge of allegiance.

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

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve the Consent Items consisting of the City Council Meeting Minutes of May 19, 2014, the Claims Report and Tax Abatement Application for Michael Hulme, 336 Aspen Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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

Wally Marsh questioned length and type of watercraft allowed at Lake Petocka.

Kyle Mertz, Frank Berlin & Associates, presented quotes for City employee health insurance.

Michelle Sandbulte, 404 3rd Street, Northwest, Bondurant, Iowa, presented a request for a street closure for a residential block party. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 14-83, a Resolution approving the closing of 3rd Street, Northwest, at the intersection of Mallard Pointe Drive, Northwest, on July 05, 2014, from 4:00 p.m., to 12:00 a.m., for a residential block party. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 14-84, a Resolution approving the parade route scheduled for June 16, 2014, at 6:00 p.m., for Summerfest. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Bob Veenstra, Veenstra & Kimm, reported on Mud Creek Flood Modeling, focusing on the drainage issue on 2nd Street, Northwest, due to undersized culverts.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 14-85, a Resolution designating Veenstra & Kimm, Inc., as the Engineer for the U.S. Highway 65 / Lincoln Street, Southeast, Underpass Project. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 14-86, a Resolution approving an Agreement for Engineering Services between the City of Bondurant and Veenstra and Kimm, Inc., pertaining to the Gay Lea Wilson East Trail, Trailhead to Brick Street, Southeast. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 14-87, a Resolution approving the renewal application for an Iowa Retail Cigarette / Tobacco Permit for Git-N-Go Convenience Store, 3207 Henry Street, Southwest, Bondurant, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 14-88, a Resolution approving the renewal application for an Iowa Retail Cigarette / Tobacco Permit for Casey's General Store, 302 2nd Street, Northeast, Bondurant, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 14-89, a Resolution approving the renewal application for an Iowa Retail Cigarette / Tobacco Permit for Casey's General Store, 1455 Grant Street, South, Bondurant, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 14-90, a Resolution approving the renewal application for a Class C Beer Permit (BC) and Sunday Sales for Casey's General Store, 1455 Grant Street, South, Bondurant, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Sullivan, to approve Resolution No. 14-91, a Resolution approving certain street closures for Summerfest on June 15, 2014, at 6:00 p.m., through 12:00 p.m., on June 18, 2014. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the third and final reading of Ordinance No. 14-206, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 165, Floodplain Regulations to Restrict Temporary Filling Within a Floodplain Area. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Mayor Ryan led a lengthy discussion pertaining to raising chickens within the city limits and defined the pros and cons. Amanda Fust, 910 Lincoln Court, Southeast, Bondurant, Miranda Blackford, Des Moines, Jeff Cook, 708 Jefferson Avenue, Southeast, Bondurant, Mark Schultz, 307 2nd Street, Northwest, Bondurant, Laura Wood, 312 Evergreen Drive, Northwest, Bondurant, and Ron Sinn, 101 3rd Street, Northeast, Bondurant, participated in the discussion. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to table Ordinance No. 14-207, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending definitions contained in Section 55.01 and adding a new Section of the Animal Control Section to include Urban Chickens. Roll Call: Ayes: 4. Nays: 0. Motion carried. Council asked City Attorney Brick to rewrite the Ordinance and precisely define the placement of hen housing at a residence, noise, odor and enforcement of rules.

Council Member Bogaards left the meeting at 7:50 p.m., and returned at 7:52 p.m.

Mark Lee, Lee Chamberlin Consultant Engineers and Dan Novelli, representing Kading Properties, presented a Concept Plan for Lincoln Estates II, and answered questions from the Mayor and Council.

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

- MWA update.

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

- Chichaqua Valley Trail Project began June 02.
- Tentative start date for the intersection project is June 23.
- Meeting on May 30, about potential development of the former Union 76 site by Peterbilt.
- Site Plan for 902 2nd Street, Northeast, and a Site Plan for 17 Main Street, Southeast, will go before P & Z meeting on June 12.
- Morris Elementary School open house on June 23, from 5 p.m., to 7 p.m.

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

- Council Member Sullivan - Zoning Code should be updated to attract developers that build larger homes.
- Council Member Johnson - No comment.
- Council Member Bogaards - Would like to review issues that Council discussed pertaining to Lincoln Estates I.
- Council Member Lohse - Live radio broadcast at Brick Street Market and Cafe on June 07, update on Eastern Polk Regional Development membership and may be unable to attend June 23, Council meeting.
- City Attorney Brick - Stormwater issue on 3rd Street, Southeast.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to adjourn said meeting at 8:51 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Michelle Wells, Deputy City Clerk

ATTEST:

Keith Ryan, Mayor

(SEAL)

I, the undersigned 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 June 02, 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