

NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

May 03, 2010

Meeting 10-10

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, May 03, 2010, in the Bondurant City Center at 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) Abstentions declared
- 4) Perfecting and Approval of the Agenda
- 5) Guests Present
- 6) Consent Items:
 - a) Approval of the City Council Minutes of April 19, 2010
 - b) Claims Report
 - c) Tax Abatement Application – Doug Dickey, 205 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) State Senator Dennis Black – Presentation on Bike Path Funding Opportunities
- 9) **ORDINANCE NO. 10-202** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 135, Section 135.12, pertaining to Street Use and Maintenance
- 10) **RESOLUTION NO. 10-42** – A Resolution approving the amendment to the DART 28M Agreement
- 11) **RESOLUTION NO. 10-43** – A Resolution approving Supplemental Agreement No. 4 between the City of Bondurant and Stanley Consultants, Inc., pertaining to the Multi-Use Trail along Second Street, NW/NE, from Mallard Pointe to Lake Petocka
- 12) **RESOLUTION NO. 10-44** – A Resolution approving the Agreement between Environmental Audit Specialists, Inc., the City of Bondurant and Mark Schuling pertaining to an environmental audit of the property located at 902 – 2nd Street, Northeast, Bondurant, Iowa
- 13) **RESOLUTION NO. 10-45** – A Resolution approving certain street closures from 8:00 a.m., on June 13, 2010, to 8:00 a.m., on June 16, 2010, for Summerfest
- 14) **RESOLUTION NO. 10-46** – A Resolution approving Fund Transfers for Fiscal Year 2009 / 2010
- 15) **RESOLUTION NO. 10-47** – A Resolution setting the first City Council meeting in July as Tuesday, July 06, 2010, due to the Fourth of July holiday
- 16) **RESOLUTION NO. 10-48** – A Resolution approving the Des Moines Area (MPO) Fifth Amended and Substituted 28E Agreement
- 17) **RESOLUTION NO. 10-49** – A Resolution approving the recommendations to present to Polk County for traffic control on Grant Street, North, pertaining to the new High School

- 18) Discussion item(s)
 - a) Construction in utility easements
- 19) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
 - d) City Attorney Brick
- 20) Adjournment

BONDURANT CITY COUNCIL REGULAR MEETING

May 03, 2010

Meeting No. 10-10

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 3rd day of May, 2010, at 6:00 p.m.

Present: Mayor Keith Ryan
Council Member Mike Adams, Sr.
Council Member Michele Bailey
Council Member Eric Boatwright
Council Member Jerry Fischer
City Attorney David Brick
City Administrator Mark Arentsen
Deputy City Clerk Michelle Wells

Absent: Council Member Curt Sullivan

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 30, 2010. 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.

Motion made by Council Member Boatwright, seconded by Council Member Adams, to approve the agenda as presented. Roll Call: Boatwright-Yes, Adams-Yes, Fischer-Yes, Bailey-Yes, Motion carried.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve the Consent Items consisting of the City Council Minutes of April 19, 2010, the Claims Report and Tax Abatement Application for Doug Dickey, 205 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Boatwright-Yes, Fischer-Yes, Bailey-Yes. Motion carried.

Debbie Longoria, 114 Alpha Street, Northwest, Bondurant, Iowa, was presented to discuss reoccurring incidents involving her barking dogs and their care.

Polk County Sheriff's Department Deputy Stephanie Pederson asked that temporary "no parking" signs be installed on Washington Street, Southeast, until permanent signs are installed. Council Member Bailey asked Polk County to monitor the parking in front of Casey's on 2nd Street, Northeast, along the newly constructed bike path.

State Senator Dennis Black presented bike path and storm water management funding opportunities for the City.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to waive the second reading of Ordinance No. 10-202 an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 135, Section 135.12, pertaining to Street Use and Maintenance and approve as the third and final reading. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Fischer-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 10-42, a Resolution approving the amendment to the DART 28M Agreement. Roll Call: Bailey-Yes, Adams-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Fischer, to approve Resolution No. 10-43, a Resolution approving Supplemental Agreement No. 4 between the City of Bondurant and Stanley Consultants, Inc., pertaining to the Multi-Use Trail along 2nd Street, Northwest/Northeast, from Mallard Pointe to Lake Petocka. Roll Call: Boatwright-Yes, Fischer-Yes, Adams-Yes, Bailey-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 10-44, a Resolution approving the Agreement between Environmental Audit Specialists, Inc., the City of Bondurant and Mark Schuling pertaining to an environmental audit of the property located at 902 – 2nd Street, Northeast, Bondurant, Iowa. Roll Call: Bailey-Yes, Adams-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Bailey, to approve Resolution No. 10-45, a Resolution approving certain street closures from 8:00 a.m., on June 13, 2010, to 8:00 a.m., on June 16, 2010, for Summerfest. Roll Call: Boatwright-Yes, Bailey-Yes, Fischer-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Fischer, to approve Resolution No. 10- 46, a Resolution approving the Fund Transfers for Fiscal Year 2009 / 2010. Roll Call: Boatwright-Yes, Fischer-Yes, Adams-Yes, Bailey-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution No. 10-47, a Resolution setting the first City Council meeting in July as Tuesday, July 06, 2010, due to the Fourth of July holiday. Roll Call: Adams-Yes, Bailey-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 10-48, a Resolution approving the Des Moines Area Metropolitan Planning Organization (MPO) Fifth Amended and Substituted 28E Agreement. Roll Call: Bailey-Yes, Adams-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Fischer, seconded by Council Member Bailey, to approve Resolution No. 10-49, a Resolution approving the recommendations to present to Polk County

for traffic control on Grant Street, North, pertaining to the new High School. Roll Call: Fischer-Yes, Bailey-Yes, Boatwright-Yes, Adams-Yes. Motion carried.

Discussion held pertaining to construction in utility easements.

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

- Still working on Council's request for percentage of ambulance calls responded to by Bondurant Emergency Services.
- Website update.
- Upcoming Washington DC trip.

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

- Worked with Public Works Staff chipping tree limbs two-thirds of the day.
- Meeting in Altoona on May 04, regarding trail extension.
- Will attend the Developers Conference on May 06.
- Bid opening for the Multi-Use Trail Project on May 11.
- Ordinance for sewer rate increase will be on the next agenda.
- Stormwater Ordinance is about 90% complete.

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

- Council Member Fischer – Asked about plans to pave the north side of the old Legion building.
- Council Member Boatwright – Need more weed control for City property; rock and debris at the staging site; and will be stepping down from his BDI role as Mayor's representative, due to being overly committed.
- Council Member Adams – Distributed City of Altoona's Vicious Animal Ordinance.
- Council Member Bailey – Read aloud her letter of resignation from the City Council because she wants no appearance of a conflict of interest for anyone involved, due to her husband being offered a position with the City.

Mayor Ryan said there weren't enough words to thank Council Member Bailey for everything that she has done for everyone and didn't like accepting her resignation, but he would. He added that whatever method the City would use to fill her position; he hoped she would think about applying for it.

The following item(s) were discussed as part of City Attorney Bricks comments:

- No Comment.

Motion made by Council Member Adams, seconded by Council Member Bailey, to adjourn said meeting at 7:10 p.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Keith Ryan, Mayor

ATTEST:

Michelle Wells, Deputy City Clerk

SEAL

I, the understated Deputy City Clerk 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 May 03, 2010, 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.

Michelle Wells, Deputy City Clerk