

## NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

September 20, 2010

Meeting 10-19

**NOTICE IS HEREBY GIVEN** that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, September 20, 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 and Declaring a Quorum
- 2) Call to Order
- 3) Pledge of Allegiance
- 4) Abstentions declared
- 5) Perfecting and Approval of the Agenda
- 6) Guests Present
- 7) Consent Items:
  - a) Approval of the City Council Minutes of September 07, 2010
  - b) Receive and File – Library Board of Trustees Minutes of August 05, 2010
  - c) Claims Report
  - d) Tax Abatement Applications – Ben Pasker, 700 Filmore Avenue, Southeast, Bondurant, Polk County, Iowa
- 8) Polk County Sheriff's Report
- 9) **RESOLUTION NO. 10-131** – A Resolution approving the Polk County Board of Supervisors Canvassers' Abstract of Election
- 10) **OATH OF OFFICE AND PRESENTATION OF CERTIFICATE TO AMY BOGAARDS**
- 11) Discussion item(s)
  - a) Request from Mike Adams, Jr., to waive the \$100 Administrative Fee for a Nuisance Abatement levied against the property owner at 113 Grant Street, North  
**RESOLUTION NO. 10-132** – A Resolution waiving the \$100 Administrative Fee for a Nuisance Abatement levied against the property owner at 113 Grant Street, North
- 12) Tom Hockensmith, 3rd District Supervisor – Update Polk County activities
- 13) **RESOLUTION NO. 10-133** – A Resolution approving the purchase of a replacement pickup snowplow blade from \_\_\_\_\_ in the amount of \_\_\_\_\_
- 14) **RESOLUTION NO. 10-134** – A Resolution requiring sewer backflow preventers for new construction
- 15) **RESOLUTION NO. 10-135** – A Resolution approving the Chapter 28E Agreement between and among the Des Moines Metropolitan Wastewater Reclamation Authority (WRA), the City of Bondurant and the City of Altoona for the Provision of Property Acquisition, Design and Construction Administration Services, and for Financing of the Mud Creek Interceptor, Phase 23 Project, as an Expedited Project to Construct a WRA Expansion Improvement
- 16) **RESOLUTION NO. 10-136** – A Resolution approving the Central Iowa Regional Drinking Water Commission Amended and Restated 28E Agreement
- 17) **RESOLUTION NO. 10-137** – Not used

- 18) **RESOLUTION NO. 10-138** – A Resolution approving a Second Amendment to Agreement between the City of Bondurant and Veenstra & Kimm, Inc. for the Mud Creek Interceptor Project
- 19) **RESOLUTION NO. 10-139** – A Resolution authorizing and directing the City Administrator to write-off certain utility bills as uncollectible
- 20) **RESOLUTION NO. 10-140** – A Resolution of Appreciation to Monsanto for \$5,000 grant
- 21) **RESOLUTION NO. 10-141** – A Resolution approving the Bid Award to Cox Design in the amount of \$23,170 pertaining to the Cemetery Metal Archway Construction Project
- 22) **ORDINANCE NO. 10-213** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 62, Section 62.01 pertaining to General Traffic Regulations
- 23) Discussion item(s)
  - a) Kinney Park paving
  - b) December Capital Projects Planning Session
- 24) Reports / Comments and appropriate action thereon:
  - a) Mayor
  - b) City Administrator
  - c) Council Members
- 25) Adjournment

# **BONDURANT CITY COUNCIL REGULAR MEETING**

**September 20, 2010**

**Meeting No. 10-19**

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 20th day of September, 2010, at 6:00 p.m.

Present: Mayor Keith Ryan  
Council Member Mike Adams, Sr.  
Council Member Eric Boatwright  
Council Member Amy Bogaards  
Council Member Curt Sullivan  
City Administrator Mark Arentsen  
Deputy City Clerk Michelle Wells

Absent: Council Member Jerry Fischer

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on September 17, 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 6:00 p.m.

Boy Scouts Troop 10 led the Mayor, Council Members and guests in the Pledge of Allegiance.

Council Member Adams announced his abstention on item #11. Agenda item #17 was deleted. Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve the agenda as amended.

Motion made by Council Member Boatwright, seconded by Council Member Adams, to approve the Consent Items consisting of City Council Minutes of September 07, 2010, Library Board of Trustees Minutes of August 05, 2010, the Claims Report and Tax Abatement application for Ben Pasker, 700 Filmore Avenue, Southeast, Bondurant, Polk County, Iowa. Roll Call: Boatwright-Yes, Adams-Yes, Bogaards-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to approve Resolution No. 10-131, a Resolution approving the Polk County Board of Supervisors Canvassers' Abstract of Election. Roll Call: Sullivan-Yes, Adams-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Mayor Ryan administered the oath of office to Council Member-elect Amy Bogaards.

Discussion held pertaining to the request from Mike Adams, Jr. to waive the \$100 Administrative Fee for a Nuisance Abatement levied against his property at 113 Grant Street, North. Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to approve Resolution No. 10-132, a Resolution waiving the \$100 Administrative Fee for a Nuisance Abatement levied against his property at 113 Grant Street, North. Roll Call: Sullivan-Yes, Bogaards-Yes, Adams-Abstain, Boatwright-Yes. Motion carried.

Tom Hockensmith, 3rd District Supervisor, presented an update of Polk County activities. Mayor Ryan and City Administrator Arentsen each expressed the City's deep appreciation for Polk County's ongoing assistance with City projects.

Polk County Sheriff's Department representative Deputy Chong Wong had nothing to report.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to table Resolution No. 10-133, a Resolution approving the purchase of a replacement pickup snowblade, until further information is available. Roll Call: Sullivan-Yes, Adams-Yes, Bogaards-Yes, Boatwright-Yes. Motion carried.

Brian Wadsworth, 425 Main Street, Southeast, stated his opposition against the proposed Sidewalk Project at his residence and two rental properties, saying he thought the City should concentrate on sewer repairs. He feels more improvements should be done in the "old town" area.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to table Resolution No. 10-134, a Resolution requiring sewer backflow preventers for new construction, until further information is available. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to amend by adding "is hereby approved" at the end of the sentence and then approve Resolution No. 10-135, a Resolution approving the Chapter 28E Agreement between and among the Des Moines Metropolitan Wastewater Reclamation Authority (WRA), the City of Bondurant and the City of Altoona for the Provision of Property Acquisition, Design and Construction Administration Services, and for Financing of the Mud Creek Interceptor, Phase 23 Project, as an Expedited Project to Construct a WRA Expansion Improvement. Roll Call: Boatwright-Yes, Sullivan-Yes, Bogaards-Yes, Adams-Yes. Motion carried.

Council Member Sullivan asked for a recess at 7:00 p.m. The meeting reconvened at 7:10 p.m.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-136, a Resolution approving the Central Iowa Regional Drinking Water Commission Amended and Restated 28E Agreement. Roll Call: Adams-Yes, Bogaards-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-138, a Resolution approving a Second Amendment to Agreement between

the City of Bondurant and Veenstra & Kimm, Inc. for the Mud Creek Interceptor Project. Roll Call: Adams-Yes, Bogaards-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to approve Resolution No. 10-139, a Resolution authorizing and directing the City Administrator to write-off certain utility bills as uncollectible. Roll Call: Sullivan-Yes, Adams-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution No. 10-140, a Resolution of Appreciation to Monsanto Corporation for its generosity in assisting with funding for the Student Watershed Project. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-141, a Resolution approving the bid award to Cox Design and Metal Fabrication pertaining to the Cemetery Metal Archway Construction Project. Roll Call: Adams-Yes, Bogaards-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan to waive the first and second reading of Ordinance No. 10-213, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 62, Section 62.01 pertaining to General Traffic Regulations and approve as the third and final reading. Roll Call: Boatwright-Yes, Sullivan-Yes, Bogaards-Yes, Adams-Yes. Motion carried.

Discussion held pertaining to a proposed paving project at Kinney Park and scheduling a date in December for a Capital Projects Planning Session. Michele Bailey, 129 Patterson Street, Southeast, said sewer repairs should be the priority.

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

- MWA grant update.
- City Administrator review process.
- Tree Board update.
- Asked about alley ownership.

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

- Paving project north of the old legion building.
- Yardwaste dumpsters will be available at Public Works for fall cleanup.
- Bridge closed at 15th Street, Southwest.
- Graffiti at 1111 Lincoln Street, Southeast.
- Will be at League of Cities Conference on Thursday and Friday.

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

- Council Member Boatwright – Asked about possibility of leasing parking space at the American Legion for soccer games; suggested a dog park in the green space on 2nd Street, Northwest; and feels personal opinion should not be brought to the Council table and influence decision making.
- Council Member Bogaards – Asked about Boy Scout Troop 10 request to camp at Lake Petocka.
- Council Member Adams – No Comment.
- Council Member Sullivan – Asked for update on the Multi-Use Trail and would like to re-visit the old town sidewalk project.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to adjourn said meeting at 8:35 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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Keith Ryan, Mayor

ATTEST:

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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 September 20, 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.

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Michelle Wells, Deputy City Clerk