

# NOTICE OF A REGULAR MEETING

## BONDURANT CITY COUNCIL

December 06, 2010

Meeting 10-24

**NOTICE IS HEREBY GIVEN** that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, December 06, 2010, 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) Guests Present
- 7) Consent Items:
  - a) Approval of the City Council Minutes of November 15, 2010
  - b) Receive and File – Park and Recreation Board Minutes of September 16, and October 21, 2010
  - c) Claims Report
  - d) Tax Abatement Application – Dawn Rene Jackson, 804 Jefferson Avenue, Southeast; Alexis Caskey, 400 3rd Street, Southeast; Samantha Satler, 615 Spruce Drive, Northwest; Billie Jo Claypool, 507 6th Court, Southeast; Todd Powell, 3501 Poplar Drive, Southwest; and David Shilling, 200 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa
- 8) Polk County Sheriff's Report – Presentation of dog complaint issue
- 9) **RESOLUTION NO. 10-166** – A Resolution of Appreciation to Don Newby for donating the City's Christmas tree
- 10) **RESOLUTION NO. 10-167** – A Resolution approving the Preliminary Plat for Morgan Estates Plat 2, Bondurant, Polk County, Iowa
- 11) **RESOLUTION NO. 10-168** – A Resolution approving the Final Plat for Morgan Estates, Plat 2, Bondurant, Polk County, Iowa
- 12) **RESOLUTION NO. 10-169** – A Resolution approving the Preliminary Plat for Arbor Ridge Plat 5 and Plat 6
- 13) David Bovee, P.E., Stanley Consultants, Inc. – Presentation of the Mud Creek Bike Path Plan  
**RESOLUTION NO. 10-170** – A Resolution approving the Mud Creek Bike Path Plan
- 14) **RESOLUTION NO. 10-171** – A Resolution approving the City of Bondurant's health insurance contract (Nancy Wright will be present for questions)
- 15) **RESOLUTION NO. 10-172** – A Resolution approving The City of Bondurant Cafeteria Plan and Summary Plan Description
- 16) **RESOLUTION NO. 10-173** – A Resolution levying assessment for cost of a nuisance abatement pertaining to weeds, grass and other dense growth at 701 Filmore Avenue, Southeast, Bondurant, Iowa
- 17) **RESOLUTION NO. 10-174** – A Resolution of Appreciation to Polk County for donating the Emergency Services Chief's vehicle
- 18) **RESOLUTION NO. 10-175** – A Resolution approving the City of Bondurant Private Property Protection Program
- 19) **RESOLUTION NO. 10-176** – A Resolution awarding the truck bid for the chassis submitted by \_\_\_\_\_ in the amount of \_\_\_\_\_
- 20) **RESOLUTION NO. 10-177** – A Resolution awarding the bid for the additional truck equipment submitted by \_\_\_\_\_ in the amount of \_\_\_\_\_

- 21) **RESOLUTION NO. 10-178** – A Resolution approving the permission to hunt geese between the railroad tracks on 15th Street, Southwest, Bondurant, Iowa, approximately 1/2 mile west of Mud Creek (requested by Kris Hutchinson)
- 22) **RESOLUTION NO. 10-179** – A Resolution approving a Sidewalk Construction Schedule
- 23) **RESOLUTION NO. 10-180** – A Resolution approving a Sidewalk Construction Schedule
- 24) **RESOLUTION NO. 10-181** – A Resolution approving a Sidewalk Construction Schedule
- 25) Discussion item(s)
  - a) FY 2012 budget calendar
  - b) Polk County Sheriff's Department contract renewal
  - c) Meeting time for Goal Setting Session 2010
- 26) Reports / Comments and appropriate action thereon:
  - a) Mayor
  - b) City Administrator
  - c) Council Members
  - d) City Attorney Brick
- 27) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss particular real estate
- 28) Adjournment

# **BONDURANT CITY COUNCIL REGULAR MEETING**

**December 06, 2010**

**Meeting No. 10-24**

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 06th day of December, 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 Jerry Fischer  
City Administrator Mark Arentsen  
City Attorney David Brick  
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 December 03, 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.

City Administrator Arentsen asked that item #8, #19 and #20 be deleted and item #25b moved up to #8 on the agenda. Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve the agenda as amended. Roll Call: Adams-Yes, Bogaards-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Roy McCleary, Stormwater Coordinator, updated the Mayor and Council on the Bondurant WeatherLink.

Motion made by Council Member Adams, seconded by Council Member Fischer, to approve the Consent Items consisting of the City Council Minutes of November 15, 2010, Park and Recreation Board Minutes of September 16, and October 21, 2010, the Claims Report and Tax Abatement Applications for Dawn Rene Jackson, 804 Jefferson Avenue, Southeast; Alexis Caskey, 400 3rd Street, Southeast; Samantha Satler, 615 Spruce Drive, Northwest; Billie Jo Claypool, 507 6th Court, Southeast; Todd Powell, 3501 Poplar Drive, Southwest; and David Shilling, 200 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Fischer-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Chance Chesnut, 213 State Street, Ankeny, Iowa, requested permission to hunt within Bondurant City limits. Council decision tabled.

Chief Lisa Shoemaker, Polk County Sheriff's Department, answered questions pertaining to the renewal of the Law Enforcement Contract.

Motion made by Council Member Bogaards, seconded by Council Member Adams, to approve Resolution No. 10-166, a Resolution approving the Resolution of Appreciation to Don Newby for donating the City's 2010 Christmas tree. Roll Call: Bogaards-Yes, Adams-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Brad Skinner, Skinner Law Office, and Vic Piagentini, Associated Engineering Company of Iowa, presented the Preliminary Plat for Morgan Estates Plat 2 and answered questions from the Mayor and Council. Motion made by Council Member Adams, seconded by Council Member Fischer, to approve Resolution No. 10-167, a Resolution approving the Preliminary Plat for Morgan Estates Plat 2. Roll Call: Adams-Yes, Fischer-Yes, Bogaards-Yes, Boatwright-Yes. Motion carried. Joye Noonan, 8736 NE Morgan Drive, Brian Poffenberger, 8886 NE Morgan Drive, James Gocke, 8198 NE Morgan Drive, Jim Omundson, 8766 NE Morgan Drive, Bill Goshorn, 8594 NE Morgan Drive, Todd Omundson, 8852 NE Morgan Drive, and Delores Dowd, 8610 NE Morgan Drive, participated in the discussion. Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-168, a Resolution approving the Final Plat for Morgan Estates Plat 2. Roll Call: Adams-Yes, Bogaards-No, Fischer-No, Boatwright-No. Motion failed.

Council Member Boatwright asked for a recess at 7:10 p.m. The meeting reconvened at 7:20 p.m.

Ed Skinner, Arbor Ridge, LLC, presented a Preliminary Plat for Arbor Ridge Plat 5 and Plat 6. Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-169, a Resolution approving the Preliminary Plat for Arbor Ridge Plat 5 and Plat 6. Roll Call: Adams-Yes, Bogaards-Yes, Fischer-Yes, Boatwright-No. Motion carried.

David Bovee, P.E., Stanley Consultants, Inc., presented the Mud Creek Bike Path Plan and answered questions from the Mayor and Council. Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-170, a Resolution approving the Mud Creek Bike Path Plan. Roll Call: Adams-Yes, Bogaards-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-171, a Resolution approving the renewal of the City's current employee health insurance plan with United Health Care, effective January 01, 2011. Roll Call: Adams-Yes, Bogaards-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Adams, to table Resolution No. 10-172, a Resolution approving The City of Bondurant Cafeteria Plan and Summary Plan Description. Roll Call: Boatwright-Yes, Adams-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Fischer, to approve Resolution No. 10-173, a Resolution levying assessment for the cost of a nuisance abatement pertaining to weeds, grass and other dense growth at 701 Filmore Avenue, Southeast, Bondurant, Iowa. Roll Call: Adams-Yes, Fischer-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to approve Resolution No. 10-174, a Resolution of Appreciation to Polk County for donating the Emergency Services Chief vehicle. Roll Call: Adams-Yes, Bogaards-Yes, Fischer-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Fischer, to table Resolution No. 10-175, a Resolution approving the City of Bondurant Private Property Protection Program. Roll Call: Adams-Yes, Fischer-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Kris Hutchinson, 607 Sycamore Drive, Northwest, Bondurant, Iowa, requested permission to hunt geese within Bondurant City limits. Motion made by Council Member Adams, seconded by Council Member Fischer, to table Resolution No. 10-178, a Resolution approving the permission to hunt geese between the railroad tracks on 15th Street, Southwest, Bondurant, Iowa, approximately 1/2 mile west of Mud Creek. Roll Call: Adams-Yes, Fischer-Yes, Bogaards-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Fischer, to table Resolution No. 10-179, a Resolution approving a Sidewalk Construction Schedule. Roll Call: Adams-Yes, Fischer-Yes, Bogaards-Yes, Boatwright-Abstain. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Fischer, to approve Resolution No. 10-180, a Resolution approving a Sidewalk Construction Schedule and amend the Resolution by including the property on the northwest corner of 2nd Street, and Deer Ridge Drive, Northwest. Roll Call: Adams-Yes, Fischer-Yes, Boatwright-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bogaards, to table Resolution No. 10-181, a Resolution approving a Sidewalk Construction Schedule. Roll Call: Adams-Yes, Bogaards-Yes, Boatwright-Yes, Fischer-Yes. Motion carried.

Discussion items included Fiscal Year 2012 budget calendar and setting a meeting time of 6:00 p.m., for the Special Council Meeting on December 13.

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

- Update on the Christmas tree lighting
- Downloading Audiobooks and eBooks from the library website

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

- 2nd Street, Southeast, resurfacing project
- Update on Washington Avenue, Southeast, street lights
- Update cemetery project
- Spoke with the 7th grade class this week
- Update Tailfeather Drive, Northwest, connection to the high school
- Sheriff's Department ride-along signup form

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

- Council Member Boatwright – Wants to hire a consultant to evaluate the possibility of having a Police Department, cleanup of junk at Lucille's Garden Center and feels the City should strive harder to adhere to the Municipal Code and should no longer be complaint driven.
- Council Member Bogaards – Asked the status of 1111 Lincoln Street, Southeast.
- Council Member Adams – Polk County speed control on Grant Street, North.
- Council Member Fischer – No Comment.

Mayor Ryan announced a recess at 8:55 p.m. Motion made by Council Member Adams, seconded by Council Member Bogaards, to close the regular City Council meeting at 9:05 p.m., and go into Closed Session, pursuant to Iowa Code Section 21.5(j) to discuss particular real estate. Roll Call: Ayes: All. Motion made by Council Member Bogaards, seconded by Council Member Boatwright, to close the Closed Session at 9:16 p.m., and open the regular City Council Meeting. Roll Call: Bogaards-Yes, Boatwright-Yes, Fischer-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to adjourn said meeting at 9:22 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 December 06, 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