

NOTICE OF A REGULAR MEETING BONDURANT CITY COUNCIL

February 21, 2012

Meeting 12-05

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Tuesday, February 21, 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 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 February 06, 2012
 - b) Receive and File – Planning and Zoning Commission Minutes of January 26, 2012
 - c) Receive and File – Library Board of Trustees Minutes of January 05, 2012
 - d) Claims Report
 - e) Tax Abatement Applications – Adam Porter, 708 36th Street, Southwest; and Clinton H. Gifford, Jr., 324 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa
- 8) Polk County Sheriff's Report
- 9) Mark Lee – Presentation of Lincoln Estates
- 10) **PUBLIC HEARING** – For consideration of a rezoning request submitted by Hubbell Realty Company and People's Trust and Savings Bank, for property located between the Bondurant Medical Clinic and the Paine Heights Subdivision
ORDINANCE NO. 12-202 – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending the zoning classification of certain real estate, located between the Bondurant Medical Clinic and the Paine Heights Subdivision from C-2, General Commercial to R-3, Multi-Family Residential (first reading)
- 11) **PUBLIC HEARING** – For consideration of proposed plans and specifications, form of contract, and estimated cost pertaining to the Paine Heights Storm Sewer Improvements Project
RESOLUTION NO. 12-25 – A Resolution awarding the Paine Heights Storm Sewer Project construction work to Vanderpool Construction, Indianola, Iowa, in the amount of \$602,000.50
- 12) **PUBLIC HEARING** – For consideration of proposed action to institute proceedings to enter into a loan agreement in a principal amount not to exceed \$150,000
RESOLUTION NO. 12-34 – A Resolution taking additional action to enter into a General Obligation Park Improvement Loan Agreement
- 13) **RESOLUTION NO. 12-26** – A Resolution approving an Application for Street Closing for people holding neighborhood block parties
- 14) **RESOLUTION NO. 12-27** – A Resolution approving a request from Stanley Consultants, Inc., for additional services pertaining to the Paine Heights Storm Sewer Design in the amount of \$5,142
- 15) **RESOLUTION NO. 12-28** – A Resolution approving Fund Transfers

- 16) **RESOLUTION NO. 12-29** – A Resolution setting a Public Hearing date for March 05, 2012, for consideration of approving the Eastbridge Development Agreement between the City of Bondurant and Hubbell Realty Company and Authorization of Annual Appropriation Tax Increment Payments
- 17) **RESOLUTION NO. 12-30** – A Resolution approving Contractor's Application for Payment submitted by Jensen Builders, Ltd., in the amount of \$57,067.10 pertaining to the Kinney Park Safe Room
- 18) **RESOLUTION NO. 12-31** – A Resolution awarding purchase of pickup truck
- 19) **RESOLUTION NO. 12-32** – A Resolution approving the language highlighted in purple in the Bondurant Recreational Sports Complex By-Laws
- 20) **RESOLUTION NO. 12-33** – A Resolution approving the Lease Agreement between the City of Bondurant and the Bondurant Soccer Club
- 21) Discussion item(s)
 - a) Consideration of DART Membership Fee increase
 - b) Community garden
- 22) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
- 23) Adjournment

BONDURANT CITY COUNCIL REGULAR MEETING

February 21, 2012

Meeting No. 12-05

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 21st day of February, 2012, 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

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 February 17, 2012. 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.

Mayor Ryan asked that items 19 and 20 be moved up on the agenda and that said items be defined as 8a and 8b respectively. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the agenda as amended. Roll Call: Bogaards-Yes, Johnson-Yes, Sullivan-Yes, Lohse-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve the Consent Items consisting of the City Council Minutes of February 06, 2012, Planning and Zoning Commission Minutes of January 26, 2012, Library Board of Trustees Minutes of January 05, 2012, the Claims Report and Tax Abatement Applications for Adam Porter, 708 36th Street, Southwest; and Clinton H. Gifford, Jr., 324 Tailfeather Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Bogaards-Yes, Sullivan-Yes, Johnson-Yes, Lohse-Yes. Motion carried.

Polk County Sheriff's Department was not in attendance.

Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to approve Resolution No. 12-32, a Resolution approving the language change highlighted in purple in the

Bondurant Recreational Sports Complex By-Laws. Roll Call: Sullivan-Yes, Bogaards-Yes, Lohse-Yes, Johnson-Yes. Motion carried.

Alan Knuth, 7525 Northeast 80th Street, Bondurant, Iowa, representing the Bondurant Soccer Club, was present to discuss the Lease Agreement between the City and the Soccer Club. After changes to the Lease Agreement were suggested, motion made by Council Member Lohse, seconded by Council Member Sullivan, to table Resolution No. 12-33, a Resolution approving the Lease Agreement between the City of Bondurant and the Bondurant Soccer Club to the March 05, 2012, City Council meeting. Roll Call: Lohse-Yes, Sullivan-Yes, Bogaards-No, Johnson-Yes. Motion carried.

Mark Lee, Lee Engineers, Karie Ramsey and Dan Novelli, Kading Properties, presented a concept for Lincoln Estates Condominiums and answered questions from the Mayor and Council.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 7:13 p.m., and open the Public Hearing for consideration of a rezoning request submitted by Hubbell Realty Company and People's Trust and Savings Bank, for property located between the Bondurant Medical Clinic and the Paine Heights Subdivision. Roll Call: Bogaards-Yes, Johnson-Yes, Lohse-Yes, Sullivan-Yes. Motion carried. No verbal comments were received during the Public Hearing. Motion made by Council Member Bogaards, seconded by Council Member Lohse, to recess the Public Hearing until the March 05, 2012, City Council meeting and open the regular City Council meeting at 7:14 p.m. Roll Call: Bogaards-Yes, Lohse-Yes, Sullivan-Yes, Johnson-Yes. Motion carried. Motion made by Council Member Sullivan, seconded by Council Member Johnson, to table Ordinance No. 12-202, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 202, by amending the zoning classification of certain real estate, located between the Bondurant Medical Clinic and the Paine Heights Subdivision from C-2, General Commercial to R-3, Multi-Family Residential to the March 05, 2012, City Council meeting. Roll Call: Sullivan-Yes, Johnson-Yes, Lohse-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Bogaards, to close the regular City Council meeting at 7:15 p.m., and open the Public Hearing for consideration of proposed plans and specifications, form of contract, and estimated cost pertaining to the Paine Heights Storm Sewer Improvements Project. Roll Call: Lohse-Yes, Bogaards-Yes, Sullivan-Yes, Johnson-Yes. Motion carried. Kent Sullivan, 121 Paine Street, Southeast, Bondurant, Iowa, asked who was going to perform the inspections of the connections of the project. City Administrator Arentsen said that City Staff will do the inspections. Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to close the Public Hearing at 7:41 p.m., and open the regular City Council meeting. Roll Call: Sullivan-Yes, Bogaards-Yes, Lohse-Yes, Johnson-Yes. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-25, a Resolution awarding the Paine Heights Storm Sewer Project construction work to Vanderpool Construction, Indianola, Iowa, in the amount of \$602,000.50. Roll Call: Bogaards-Yes, Johnson-Yes, Sullivan-Yes, Lohse-Yes. Motion carried. Ed Slattery, Stanley Consultants, Inc., participated in the discussion.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to table the Public Hearing for consideration of proposed action to institute proceedings to enter into a loan agreement in a principal amount not to exceed \$150,000. Roll Call: Sullivan-Yes, Johnson-Yes, Lohse-Yes, Bogaards-Yes. Motion carried. Motion made by Council Member Sullivan, seconded by Council Member Johnson to table Resolution No. 12-34, a Resolution taking additional action to enter into a General Obligation Park Improvement Loan Agreement. Roll Call: Sullivan-Yes, Johnson-Yes, Lohse-Yes, Bogaards-Yes. Motion carried.

Council Member Bogaards left the room at 7:55 p.m., and returned at 7:57 p.m.

Discussion held concerning the Application for Street Closing document and Council Members requested some changes. Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve Resolution No. 12-26, a Resolution approving an Application for Street Closing for people holding neighborhood block parties, as amended. Roll Call: Sullivan-Yes, Johnson-Yes, Bogaards-Yes, Lohse-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 12-27, a Resolution approving a request from Stanley Consultants, Inc., for additional services pertaining to the Paine Heights Storm Sewer Design in the amount of \$5,142. Roll Call: Bogaards-Yes, Sullivan-Yes, Lohse-Yes, Johnson-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Johnson, to approve Resolution No. 12-28, a Resolution approving Fund Transfers. Roll Call: Sullivan-Yes, Johnson-Yes, Bogaards-Yes, Lohse-Yes. Motion carried. For future fund transfers, Council requested more detail.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 12-29, a Resolution setting a Public Hearing date for March 05, 2012, for consideration of approving the Eastbridge Development Agreement between the City of Bondurant, and Hubbell Realty Company and Authorization of Annual Appropriation Tax Increment Payments. Roll Call: Bogaards-Yes, Lohse-Yes, Johnson-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-30, a Resolution approving Contractor's Application for Payment submitted by Jensen Builders, Ltd., in the amount of \$57,067.10, pertaining to the Kinney Park Safe Room. Roll Call: Bogaards-Yes, Johnson-Yes, Lohse-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 12-31, a Resolution approving the pickup truck bid for a 2012 Fleet/Non-Retail Chevrolet Silverado 3500 HD 4WD Reg Cab 133.7" Work Truck, submitted by Bob Brown Auto in the amount of \$17,592. Roll Call: Bogaards-Yes, Lohse-Yes, Sullivan-Yes, Johnson-Yes. Motion carried.

Discussion items included consideration of DART Membership Fee increase and a proposed community garden. Both items were tabled.

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

- Participating in St Baldrick's event at Cory's Irish Pub on March 03.
- Meeting updates.
- Dodgeball Tournament a great success.
- Would like a Council Member to accompany him on the Washington D.C. trip in May.

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

- 73 of 77 easements have been obtained for the Paine Heights Project. Thank you to Boyce, Dave and Ken for their help.
- Recreation Director application deadline is March 08. Park Board Members will begin interviews on March 12.
- EPRD interviews completed.
- I've been asked to serve a three-year term on the EPRD Board.
- Meeting with the Greater Des Moines Partnership management on February 27.

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

- **Council Member Lohse** – Received comments on snow removal that staff seems to make only a single pass down the middle of a street and then come back to finish it later. Streets complained about were Mallard Pointe Drive, NW, and Filmore Avenue, SE.
- **Council Member Johnson** – A big thank you to Shelby Hagan and my wife Amie for their hard work making the Dodgeball Tournament a huge success. There is a Kickball Tournament coming up. BRSC, fields 0, 1 and 2 are done, but not final graded. To date, we have 11 applicants for working the concession stand and maintenance.
- **Council Member Sullivan** – Potholes on Lincoln Street, Southeast, need repaired and thanks to all for well-wishes after the birth of our son, Charlie Alan Sullivan.
- **Council Member Bogaards** – I think the soccer fields should be run more accordingly to the way we have changed things at Kinney Park, as a measure of keeping things more open.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to adjourn said meeting at 8:38 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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 February 21, 2012, 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