

## NOTICE OF A REGULAR MEETING

### BONDURANT CITY COUNCIL

April 02, 2012

Meeting 12-08

**NOTICE IS HEREBY GIVEN** that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, April 02, 2012, 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 March 19, 2012
  - b) Receive and File – Parks & Recreation Board Minutes of February 16, 2012
  - c) Receive and File – Planning and Zoning Commission Minutes of March 08, 2012
  - d) Claims Report
- 8) Polk County Sheriff's Report
- 9) **ORDINANCE NO. 12-204** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 177, Section 177.09(25) of the Zoning Code, pertaining to Off-Street Parking Area Required (first reading)
- 10) Randy Collison – Presentation of a proposed building portion of the Site Plan for Bird's Nest Daycare, located at 500 Grant Street, South, Bondurant, Polk County, Iowa  
**RESOLUTION NO. 12-48** – A Resolution approving the proposed building portion of the Site Plan for Bird's Nest Daycare, located at 500 Grant Street, South, Bondurant, Polk County, Iowa
- 11) **ORDINANCE NO. 12-203** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending the zoning classification of certain real estate, legally described property as Lot 24, Clarence Oleson Vista Estates Plat 4, from C-2, Commercial District to R-5, Planned Unit Development (second reading)
- 12) Chief Aaron Kreuder, Bondurant Emergency Services – Presentation of the Central Iowa Regional Public Safety Communication System Agreement between the City of Bondurant, Polk County, Iowa, and Polk County  
**RESOLUTION NO. 12-49** – A Resolution approving the Central Iowa Regional Public Safety Communication System Agreement between the City of Bondurant, Polk County, Iowa, and Polk County
- 13) **ORDINANCE NO. 12-202** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 41, Section 41.15, to Provide for the Establishment of Regulations Regarding Possession of Firearms within Public Buildings and Public Lands (third and final reading)
- 14) **RESOLUTION NO. 12-50** – A Resolution approving the Trail Easement with FC Cooperative

- 15) **PUBLIC HEARING** – To receive public comment on the City of Bondurant 2011 Sidewalk Installation Project  
**RESOLUTION NO. 12-51** A Resolution approving Resolution of Necessity for the 2011 Sidewalk Installation Project
- 16) Reports / Comments and appropriate action thereon:
  - a) Mayor
  - b) City Administrator
  - c) Council Members
  - d) City Attorney Brick
- 17) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate
- 18) Adjournment

# **BONDURANT CITY COUNCIL REGULAR MEETING**

**April 02, 2012**

**Meeting No. 12-08**

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 April, 2012, at 6:00 p.m.

Present: Mayor Keith Ryan  
Council Member Amy Bogaards  
Council Member Jerry Fischer  
Council Member Eric Johnson  
Council Member Brian Lohse  
Council Member Curt Sullivan  
City Administrator Mark Arentsen  
Deputy City Clerk Michelle Wells  
Attorney Doug Fulton

Absent: City Attorney David Brick

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on March 30, 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.

Council Member Curt Sullivan announced his abstention on agenda item 9 and item 10.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the agenda as presented. Roll Call: Bogaards-Yes, Johnson-Yes, Lohse-Yes, Fischer-Yes, Sullivan-Yes. Motion carried.

Elizabeth Arentsen, 612 Mulberry Drive, Northwest, Bondurant, Iowa, presented a proposal for a Bondurant Community Garden at Lake Petocka, located east of the south shelter. The garden will be managed by volunteers within the community. Ms. Arentsen asked for Council approval of the suggested location and possible future funding for seeds and fencing.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the Consent Items consisting of the City Council Minutes of March 19, 2012, Parks and Recreation Board Minutes of February 16, 2012, Planning and Zoning Commission Minutes of March 08, 2012, and the Claims Report. Roll Call: Bogaards-Yes, Johnson-Yes, Fischer-Yes, Sullivan-Yes, Lohse-Yes. Motion carried.

Polk County Sheriff's Department was not present.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the first reading of Ordinance No 12-204, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 177, Section 177.09(25) of the Zoning Code, pertaining to Off-Street Parking Area Required. Roll Call: Bogaards-Yes, Johnson-Yes, Fischer-Yes, Lohse-Yes, Sullivan-Abstain. Motion carried.

Randy Collison, 601 Sycamore Drive, Northwest, Bondurant, Iowa, presented the proposed building portion of the Site Plan for Bird's Nest Daycare, located at 500 Grant Street, South, Bondurant, Polk County, Iowa, and answered questions from the Mayor and Council. Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 12-48, a Resolution approving the proposed building portion of the Site Plan for Bird's Nest Daycare, located at 500 Grant Street, South, Polk County, Iowa. Roll Call: Bogaards-Yes, Lohse-Yes, Fischer-Yes, Johnson-Yes, Sullivan-Abstain. Motion carried.

Mark Lee, Lee Engineers and Surveyors, updated Council on their efforts to address drainage issues in the area of the proposed Lincoln Estates. Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to waive the second reading of Ordinance No. 12-203, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending the zoning classification of certain real estate legally described property as Lot 24, Clarence Oleson Vista Estates Plat 4, from C-2, Commercial District to R-5, Planned Unit Development and approve as the third and final reading. Roll Call: Sullivan-Yes, Bogaards-Yes, Johnson-Yes, Fischer-Yes, Lohse-Yes. Motion carried.

Chief Aaron Kreuder, Bondurant Emergency Services, explained the Central Iowa Regional Public Safety Communication System Agreement and answered questions from the Mayor and Council. Motion made by Council Member Fischer, seconded by Sullivan, to approve Resolution No. 12-49, a Resolution approving the Central Iowa Regional Public Safety Communication System Agreement between the City of Bondurant, Polk County, Iowa, and Polk County. Roll Call: Fischer-Yes, Sullivan-Yes, Johnson-Yes, Lohse-Yes, Bogaards-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve the third reading of Ordinance No. 12-202, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, by amending Chapter 41, Section 41.15, to Provide for the Establishment of Regulations Regarding Possession of Firearms within Public Buildings and Public Lands and approve as the third and final reading. Roll Call: Bogaards-Yes, Lohse-Yes, Fischer-Yes, Johnson-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bogaards, and seconded by Council Member Sullivan, to approve Resolution No. 12-50, a Resolution approving the Trail Easement with FC Cooperative. Roll Call: Bogaards-Yes, Sullivan-Yes, Lohse-Yes, Fischer-Yes, Johnson-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:50 p.m., and open the Public Hearing to receive public comment on the City of Bondurant 2011 Sidewalk Installation Project. Roll Call: Bogaards-Yes, Johnson-Yes, Sullivan-Yes, Fischer-Yes, Lohse-Yes. Motion carried. No public comments were received during the Public Hearing. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the Public Hearing at 6:51 p.m., and open the regular City Council meeting. Roll Call: Bogaards-Yes, Johnson-Yes, Sullivan-Yes, Lohse-Yes, Fischer-Yes. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 12-51, a Resolution approving Resolution of Necessity for the 2011 Sidewalk Installation Project. Roll Call: Bogaards-Yes, Fischer-Yes, Lohse-Yes, Johnson-Yes, Sullivan-Yes. Motion carried.

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

- Will be speaking at the Clerk's Institute about the City going paperless and replacing the Council Meeting Packets with i-Pads.

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

- Interviewing for the Administrative Assistant position on April 03.
- Andy Rowland plans to divide the lot on 2nd Street, Southeast, adjacent to the cemetery.
- Submitted a Keep Iowa Beautiful grant application for landscaping at the 2nd Street, Northeast, Public Works building.
- Paine Heights Storm Sewer Project update.

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

- **Council Member Lohse** – Unable to attend April 16, Council meeting.
- **Council Member Johnson** – No Comment.
- **Council Member Sullivan** – Inquiry about the re-opening of 1111 Lincoln Street, Southeast, soon operating as EZ Mart, LLC
- **Council Member Fischer** – Unable to attend April 16, Council meeting.
- **Council Member Bogaards** – No Comment.

**The following item(s) were discussed as part of Attorney Fulton's comments:**

- Substituting for City Attorney David Brick tonight.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to close the regular City Council meeting at 7:01 p.m., and open the Closed Session, pursuant to Iowa Code Section 21.5(j), to discuss the purchase of particular real estate. Roll Call: Bogaards-Yes, Lohse-Yes, Fischer-Yes, Johnson-Yes, Sullivan-Yes. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the Closed Session at

7:20 p.m., and open the regular City Council meeting. Roll Call: Bogaards-Yes, Johnson-Yes, Lohse-Yes, Sullivan-Yes, Fischer-Yes. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to adjourn said meeting at 7:25 p.m. Roll Call: Ayes: 5. 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 April 02 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.

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Michelle Wells, Deputy City Clerk