

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

September 04, 2012

Meeting 12-18

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Tuesday, September 04, 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) Consent Items:
 - a) Approval of the City Council Minutes of August 20, 2012
 - b) Receive and File – Planning and Zoning Commission Minutes of June 28, 2012
 - c) Receive and File – Parks and Recreation Board Minutes of May 17, and July 19, 2012
 - d) Claims Report
 - e) Tax Abatement Application – Angela Guy, 1290 Adams Street, Southeast, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) Mark Land, P.E., Snyder & Associates – Presentation of the Fourmile Creek Watershed Management Authority Agreement
RESOLUTION NO. 12-155 – A Resolution approving the Fourmile Creek Watershed Management Authority Agreement between the City of Bondurant and Polk County, Story County, Boone County, City of Ankeny, City of Des Moines, City of Pleasant Hill, City of Altoona, City of Slater, City of Alleman, City of Elkhart, City of Sheldahl, Story County Soil and Water Conservation, Boone County Soil and Water Conservation District, and Polk County Soil and Water Conservation District
- 10) **RESOLUTION NO. 12-156** – A Resolution approving a Final Plat for Efnor Estates Plat 2
- 11) **RESOLUTION NO. 12-157** – A Resolution approving the Site Plan for Bondurant Recreational Sports Complex concession stand
- 12) **ORDINANCE NO. 12-208** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 122, Sections 122.04 and 122.07, pertaining to Peddler's Permit (third and final reading)

- 13) **ORDINANCE NO. 12-209** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 69, Section 69.08, No Parking Zones (third and final reading)
- 14) **ORDINANCE NO. 12-210** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by adding Chapter 52, Garage Sales (second reading)
- 15) **RESOLUTION NO. 12-158** – A Resolution levying assessment against property located at 401 2nd Street, Southeast, 701 Filmore Avenue, Southeast, 402 4th Street, Northwest, 112 Paine Street, Southeast, and 103 Railroad Street, Southeast, Bondurant, Polk County, Iowa, for nuisance abatements pertaining to tall grass and debris
- 16) **RESOLUTION NO. 12-159** – A Resolution levying assessment against property located at 905 Washington Avenue, Southeast, Bondurant, Polk County, Iowa, for delinquent water
- 17) **RESOLUTION NO. 12-160** – A Resolution approving Change Order No. 7, submitted by Vanderpool Construction, Inc., in the amount of \$46,903.20, pertaining to the Paine Heights Storm Sewer Project
- 18) **RESOLUTION NO. 12-161** – A Resolution approving Contractor's Application and Certificate for Payment No. 6, submitted by Vanderpool Construction, Inc., in the amount of \$43,567.17, pertaining to the Paine Heights Storm Sewer Project
- 19) Discussion item(s)
 - a) Vicious dogs
 - b) Landscaping and construction of Trailhead Depot Building
- 20) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
 - d) City Attorney Brick
- 21) Adjournment

BONDURANT CITY COUNCIL REGULAR MEETING

September 04, 2012

Meeting No. 12-18

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 04th day of September, 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
City Attorney David Brick

Absent: None

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on August 31, 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.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve the agenda as presented. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve the Consent Items consisting of the City Council Minutes of August 20, 2012; Planning and Zoning Commission Minutes of June 28, 2012, Parks and Recreation Board Minutes of May 17, and July 19, 2012, the Claims Report and Tax Abatement Application for Angela Guy, 1290 Adams Street, Southeast, Bondurant, Polk County, Iowa. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Polk County Sheriff's Department representative Deputy Frank Courtney had nothing to report. Mayor Ryan asked for extra patrolling around City Park.

Tim Redding, 112 Alpha Street, Northwest, voiced concern pertaining to the living conditions of certain rental property in his neighborhood.

Mark Land P.E., Snyder & Associates, Ankeny, Iowa, presented the Fourmile Creek Watershed Management Authority Agreement and answered questions from the Mayor and Council. Motion made by Council Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 12-155, a Resolution approving the Fourmile Creek Watershed Management Agreement between the City of Bondurant and Polk County, Story County, Boone County, City of Ankeny, City of Des Moines, City of Pleasant Hill, City of Altoona, City of Slater, City of Alleman, City of Elkhart, City of Sheldahl, Story County Soil and Water Conservation, Boone County Soil and Water Conservation District, and Polk County Soil and Water Conservation District. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Vic Piagentini, Associated Engineering of Iowa, presented the Final Plat for Efnor Estates Plat 2. Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to approve Resolution No. 12-156, a Resolution approving the Final Plat for Efnor Estates Plat 2, subject to providing the appropriate maintenance bonds and verifying payment for the street lighting. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Fischer, seconded by Council Member Lohse, to approve Resolution No. 12-157, a Resolution approving the Site Plan for Bondurant Recreational Sports Complex concession stand. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to approve the third and final reading of Ordinance No. 12-208, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 122, Sections 122.04 and 122.07, pertaining to Peddler's Permit, subject to the addition of the following: The Permit Badge must be displayed and visible on said applicant at all times. Roll Call: Ayes. 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve the third and final reading of Ordinance No. 12-209, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 69, Section 69.08, No Parking Zones. Roll Call: Ayes. 5. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Johnson, to waive the second reading of Ordinance No. 12-210, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by adding Chapter 52, Garage Sales, and approve as the third and final reading. Roll Call: Ayes. 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 12-158, a Resolution levying assessment against property located at 401 2nd Street, Southeast, 701 Filmore Avenue, Southeast, 402 4th Street, Northwest, 112 Paine Street, Southeast, and 103 Railroad Street, Southeast, Bondurant, Polk County, Iowa, for nuisance abatements pertaining to tall grass and junk debris. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-159, a Resolution levying assessment against property located at 905 Washington Avenue, Southeast, Bondurant, Polk County, Iowa, for delinquent water. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-160, a Resolution approving Change Order No. 7, submitted by Vanderpool Construction, Inc., in the amount of \$46,903.20, pertaining to the Paine Heights Storm Sewer Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-161, a Resolution approving Contractor's Application and Certificate for Payment No. 6, submitted by Vanderpool Construction, Inc., in the amount of \$43,567.17, pertaining to the Paine Heights Storm Sewer Project. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Discussion items included vicious dogs and landscaping and construction of the Trailhead Depot Building. Tim and Sue Reding, 112 Alpha Street, Northwest, Neal Thompson, 120 Alpha Street, Northwest, Rita Rostenbach, 112 Blaine Street, Northwest, Thad Long, SVPA Architects, Inc., and Artist Stewart Buck participated in the discussions.

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

- No Comment.

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

- Additional Plats coming soon.
- 45 building permits through August.
- Cyman Triathlon update.
- Re-working of Garfield Street, Southwest, seems to be going well.

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

- **Council Member Johnson** – EMS sharing and Paine Heights residents should be notified about home improvement assistance.
- **Council Member Sullivan** – Paine Heights Storm Sewer Project costs update.
- **Council Member Bogaards** – Fireman Association BBQ on September 8, and Farmer's Market Survey is on City website.
- **Council Member Lohse** – As the City representative on Bravo Board, feels the City should take every advantage.
- **Council Member Fischer** – No Comment.

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

- No Comment.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to adjourn said meeting at 8:17 p.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

Michelle Wells, Deputy City Clerk

ATTEST:

Keith Ryan, Mayor

(SEAL)

I, the understated Mayor 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 04, 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.

Keith Ryan, Mayor