

## NOTICE OF A REGULAR MEETING

### BONDURANT CITY COUNCIL

October 01, 2012

Meeting 12-20

**NOTICE IS HEREBY GIVEN** that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, October 01, 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 September 17, 2012
  - b) Claims Report
  - c) Tax Abatement Application – Nathan A. Vasquez, 431 3rd Street, Southeast; and Eric Olson, 329 Aspen Drive, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) **PUBLIC HEARING** – For consideration of authorizing a Loan Agreement and the issuance of a General Obligation Corporate Purpose Loan Agreement Anticipation Project Note in a principal amount not to exceed \$300,000  
**RESOLUTION NO. 12-172** – A Resolution authorizing a Loan Agreement and the issuance of a General Obligation Corporate Purpose Loan Agreement Anticipation Project Note in a principal amount not to exceed \$300,000
- 10) **RESOLUTION NO. 12-173** – A Resolution approving the purchase of Motorola pagers from RACOM in the amount of \$18,234
- 11) **RESOLUTION NO. 12-174** – A Resolution approving the purchase of a tractor and mower in the amount of \$81,667
- 12) **RESOLUTION NO. 12-175** – A Resolution approving the proposal submitted by SVPA Architects, Inc., in the amount of \$14,500 for completion of Construction Documents for the Trailhead Building, Bidding and Negotiating and Limited Construction Administration
- 13) **RESOLUTION NO. 12-176** – A Resolution approving the appointments of Jeff Cook, 708 Jefferson Avenue, Southeast, and Lori Vermie, 108 4th Street, Northeast, Bondurant, Iowa, to the Parks and Recreation Board
- 14) **RESOLUTION NO. 12-177** – A Resolution Adopting the Revised Bylaws of the Polk County Emergency Management Commission

- 15) **ORDINANCE NO. 12-212** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 100, Division 5, Regulation of Fat, Oil and Grease Discharge By Food Service Establishments (second reading)
- 16) **ORDINANCE NO. 12-213** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 55, Animal Protection and Control (first reading)
- 17) **RESOLUTION NO. 12-178** – A Resolution approving a Plat of Survey for property described as Exhibit A – 1 Chichaqua Valley Trail ROW acquisition
- 18) **RESOLUTION NO. 12-179** – A Resolution approving a Plat of Survey for property described as Exhibit A – 2 Chichaqua Valley Trail ROW acquisition
- 19) **RESOLUTION NO. 12-180** – A Resolution approving a Plat of Survey for property described as Exhibit A – 3 Chichaqua Valley Trail ROW acquisition
- 20) **RESOLUTION NO. 12-181** – A Resolution approving a Plat of Survey for property described as Exhibit A – 4 Chichaqua Valley Trail ROW acquisition
- 21) **RESOLUTION NO. 12-182** – A Resolution approving the Preliminary Plat for Efnor Estates Plat 3
- 22) **ORDINANCE NO. 12-214** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 47, Section 47.07, Lake Petocka Park Regulations (first reading)
- 23) **RESOLUTION NO. 12-183** – A Resolution setting a Public Hearing on the expanded Bondurant Urban Renewal Area and on Urban Renewal Plan Amendment
- 24) Discussion item(s)
  - a) Sidewalk credits for Paine Heights
- 25) Reports / Comments and appropriate action thereon:
  - a) Mayor
  - b) City Administrator
  - c) Council Members
  - d) City Attorney Brick
- 26) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate
- 27) Adjournment

# **BONDURANT CITY COUNCIL REGULAR MEETING**

**October 01, 2012**

**Meeting No. 12-20**

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 01st day of October, 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  
City Administrator Mark Arentsen  
Deputy City Clerk Michelle Wells  
City Attorney David Brick

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 September 28, 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 Johnson, seconded by Council Member Bogaards, to approve the agenda as presented. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the Consent Items consisting of the City Council Minutes of September 17, 2012, the Claims Report and Tax Abatement Applications for Nathan A. Vasquez, 431 3rd Street, Southeast, and Eric Olson, 329 Aspen Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Polk County Sheriff's Department representative Deputy John Pohlman had nothing to report. Mayor Ryan asked for more patrol around City Park, Lake Petocka and the Safe Room due to recent vandalism.

Motion made by Council Member Bogaards, seconded by Council Johnson, to close the regular City Council meeting at 6:04 p.m., and open the Public Hearing for consideration of authorizing a Loan Agreement and the issuance of a General Obligation Corporate Purpose Loan Agreement Anticipation Project Note in a principal amount not to exceed \$300,000. Roll Call: Ayes: 4. Nays: 0. Motion carried. No comments were received during the Public Hearing. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the Public Hearing at 6:05 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Lohse, seconded by Council Member Fischer, to approve Resolution No. 12-172, a Resolution authorizing a Loan Agreement and the issuance of a General Obligation Corporate Purpose Loan Agreement Anticipation Project Note in a principal amount not to exceed \$300,000. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Chief Aaron Kreuder, Bondurant Emergency Services, explained his process in research bids and selecting a vendor for the proposed pager purchase. Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 12-173, a Resolution approving the purchase of Motorola pagers from RACOM in the amount of \$18,234. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 12-174, a Resolution approving the purchase of a tractor and mower in the amount of \$81,667. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 12-175, a Resolution approving the proposal submitted by SVPA Architects, Inc., in the amount of \$14,500 for completion of Construction Documents for the Trailhead Building, Bidding and Negotiating and Limited Construction Administration. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-176, a Resolution approving the appointments of Jeff Cook, 708 Jefferson Avenue, Southeast, and Lori Vermie, 108 4th Street, Northeast, Bondurant, Iowa, to the Parks and Recreation Board seats vacated by Joshua Duden and Jeff Meislahn, for a term of three years. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-177, a Resolution adopting the Revised Bylaws of the Polk County Emergency Management Commission. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Fischer, seconded by Council Member Bogaards, to waive the second reading of Ordinance No. 12-212, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 100, Division 5, Regulation of Fat, Oil and Grease Discharge By Food Service Establishments and approve as the third and final reading. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Fischer, seconded by Council Member Johnson, to table the first reading of Ordinance No. 12-213, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 55, Animal Protection and Control. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Johnson, to approve Resolution No. 12-178, a Resolution approving a Plat of Survey for property described as Exhibit A – 1 Chichaqua Valley Trail ROW acquisition. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Johnson, to approve Resolution No. 12-179, a Resolution approving a Plat of Survey for property described as Exhibit A – 2 Chichaqua Valley Trial ROW acquisition. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Johnson, to approve Resolution No. 12-180, a Resolution approving a Plat of Survey for property described as Exhibit A – 3 Chichaqua Valley Trail ROW acquisition. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Johnson, to approve Resolution No. 12-181, a Resolution approving a Plat of Survey for property described as Exhibit A – 4 Chichaqua Valley Trail ROW acquisition. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Fischer, to approve Resolution No. 12-182, a Resolution approving the Preliminary Plat for Efnor Estates Plat 3. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Bogaards, to approve the first reading of Ordinance No. 12-214, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 47, Section 47.07, Lake Petocka Park Regulations. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 12-183, a Resolution setting a Public Hearing date for November 05, 2012, at 6:00 p.m., at the Bondurant City Center, on the expanded Bondurant Urban Renewal Area and on proposed Urban Renewal Plan Amendment. Roll Call: 4. Nays: 0. Motion carried.

Discussion on sidewalk credits for Paine Heights Storm Sewer Project.

**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:**

- MPO meeting on October 03, pertaining to the traffic signal funding application.

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

- **Council Member Bogaards** – Requested City Engineer's role in the change order costs to the City for the Paine Heights Storm Sewer Project.
- **Council Member Lohse** – No Comment.
- **Council Member Fischer** – No Comment.
- **Council Member Johnson** – No Comment

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

- No Comment.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:43 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: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the Closed Session at 6.59 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Bogaards, to adjourn said meeting at 7:00 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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Michelle Wells, Deputy City Clerk

ATTEST:

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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 October 01, 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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Keith Ryan, Mayor