

Posting Date: August 30, 2013

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

September 03, 2013

Meeting 13-17

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Tuesday, September 03, 2013, 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 Meeting Minutes of August 19, 2013
 - b) Receive and File – Parks and Recreation Board Meeting Minutes of July 18, 2013
 - c) Receive and File – Planning and Zoning Commission Meeting Minutes of July 25, 2013
 - d) Claims Report
 - e) Tax Abatement Application – Tina Hartman, 419 3rd Street, Southeast; and Daniel Say, 344 Aspen Drive, Northwest, Bondurant, Polk County, Iowa
- 7) Polk County Sheriff's Report
- 8) Guests requesting to address the City Council
- 9) **RESOLUTION NO. 13-149** - A Resolution approving a permit for supervised display of fireworks for Bondurant-Farrar High School Homecoming on September 20, 2013
- 10) **RESOLUTION NO. 13-150** – A Resolution approving the parade route for Bondurant-Farrar Homecoming Parade on September 16, 2013
- 11) **RESOLUTION NO. 13-151** – A Resolution approving an application for Catering Privilege and Class C Liquor License (LC) Commercial for Founders Irish Pub, 110 1st Street, Southeast, Bondurant, Polk County, Iowa
- 12) Civil Design Advantage, LLC – Presentation of the Final Plat for Renaud Ridge Plat 1
RESOLUTION NO. 13-152 – A Resolution approving the Final Plat for Renaud Ridge Plat 1
- 13) **RESOLUTION NO. 13-153** – A Resolution approving the Plat of Survey for Parcel N for Rick Erickson, 102 2nd Street, Northwest, Bondurant, Polk County, Iowa

- 14) **PUBLIC HEARING** – For consideration of amending the current City budget for Fiscal Year 2013 / 2014
RESOLUTION NO. 13-154 – A Resolution amending the current City budget for Fiscal Year 2013 / 2014
- 15) **RESOLUTION NO. 13-155** – A Resolution approving the Agreement for the Urban-State Traffic Engineering Program between the City of Bondurant and the Iowa Department of Transportation
- 16) **RESOLUTION NO. 13-156** – A Resolution approving a Transportation Enhancement Program Project Agreement between the City of Bondurant and the Iowa Department of Transportation (DOT)
- 17) **ORDINANCE NO. 13-205** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by adding a new Chapter 53, Noise Control (third reading)
- 18) **ORDINANCE NO. 13-206** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 69, Parking Regulations by adding Section 69.15, Vehicles “For Sale” Parking (first reading)
- 19) **PUBLIC HEARING** – For consideration of adopting plans, specifications, form of contract, and estimated cost for the Bondurant Maintenance Building Addition Project, Bondurant, Iowa
RESOLUTION NO. 13-157 – A Resolution adopting plans, specifications, form of contract and estimated cost submitted by Larry Elwood Construction in the amount of \$148,750, pertaining to the Bondurant Maintenance Building Addition
- 20) **RESOLUTION NO. 13-158** – A Resolution approving SVPA as the architect for the City Park Shelter Replacement Project
- 21) **PUBLIC HEARING** – For consideration of entering into a General Obligation Vehicle Acquisition Loan Agreement and borrow money in a principal amount not to exceed \$170,000
RESOLUTION NO. 13-159 – A Resolution authorizing and approving a Loan Agreement and providing for the issuance of \$170,000 General Obligation Vehicle Acquisition Note and providing for the levy of taxes to pay the same
- 22) Discussion item(s)
 - a) Drainage easement maintenance
 - b) Consideration of purchasing Pleasant Hill Water Purchased Capacity
- 23) Reports / Comments and appropriate action thereon:
 - a) Mayor
 - b) City Administrator
 - c) Council Members
 - d) City Attorney
- 24) **CLOSED SESSION** – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property
- 25) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

September 03, 2013

Meeting No. 13-17

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 03rd day of September, 2013, 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
City Attorney David Brick
City Engineer Bob Veenstra
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 August 30, 2013. 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 Johnson, to amend the agenda by inserting the name of Larry Elwood Construction and the amount of \$148,750 in item 19 and approve the agenda as amended. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Lohse, seconded by Council Member Bogaards, to approve the Consent Items consisting of the City Council Meeting Minutes of August 19, 2013, Parks and Recreation Board Meeting Minutes of July 18, 2013, Planning and Zoning Commission Minutes of July 25, 2013, the Claims Report and Tax Abatement applications for Tina Hartman, 419 3rd Street, Southeast, and Daniel Say, 344 Aspen Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Polk County Sheriff's Department Deputy Frank Courtney had nothing to report. Mayor Ryan questioned why information wasn't provided to the Mayor and City Council pertaining to a recent break-in at BRSC, a high speed chase within the City and noise complaints against Founders Irish Pub.

Patti Davis, Bondurant-Farrar Community School District, discussed Homecoming activities concerning the fireworks display. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 13-149, a Resolution approving a permit for supervised display of fireworks for Bondurant-Farrar High School Homecoming festivities on September 20, 2013. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Isla Ekstam, Makinzee Epperly, and Kiersten Kreuder, representing Bondurant-Farrar Student Council, presented the requested parade route for Bondurant-Farrar Homecoming on September 16, 2013. Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 13-150, a Resolution approving the parade route for the Bondurant Homecoming Parade on September 16, 2013. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-151, a Resolution approving an application for Catering Privilege and Class C Liquor License (LC) Commercial for Founders Irish Pub, 110 1st Street, Southeast, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Michael Lee, Civil Design Advantage, LLC, presented the Final Plat for Renaud Ridge Plat 1. Motion made by Council Member Lohse, seconded by Council Member Bogaards, to approve Resolution No. 13-152, a Resolution approving the Final Plat for Renaud Ridge Plat 1. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Michael Lee, Civil Design Advantage, LLC, presented the Plat of Survey for Parcel N for Rick Erickson, 102 2nd Street, Northwest, Bondurant, Polk County, Iowa. Motion made by Council Member Lohse, seconded by Council Member Sullivan, to approve Resolution No. 13-153, a Resolution approving the Plat of Survey for Parcel N, a part of the southeast 1/4 of the southeast 1/4 of Section 25, Township 80 north, range 23 west of the fifth principal meridian, in the City of Bondurant, Polk County, Iowa, north of 200 2nd Street, Northwest, for Rick Erickson, 102 2nd Street, Northwest, Bondurant, Polk County, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:18 p.m., and open the Public Hearing for consideration of amending the current City budget for Fiscal Year 2013 / 2014. Roll Call: Ayes: 4. Nays: 0. 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 6:19 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 13-154, a Resolution approving the current City budget for Fiscal Year 2013 / 2014. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to approve Resolution No. 13-155, a Resolution approving the Agreement for the Urban-State Traffic Engineering Program between the City of Bondurant and the Iowa Department of Transportation. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve Resolution No. 13-156, a Resolution approving a Transportation Enhancement Program Project Agreement between the City of Bondurant and the Iowa Department of Transportation (DOT). Roll Call: Ayes: 4. 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. 13-205, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by adding a new Chapter 53, Noise Control. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to approve the first reading of Ordinance No. 13-206, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 69, Parking Regulations by adding Section 69.15, Vehicles "For Sale" Parking and amend as the following: A vehicle must be owned by the property owner or permission verified by the property owner to 1. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to close the regular City Council meeting at 6:28 p.m., and open the Public Hearing for consideration of adopting plans, specifications, form of contract and estimated cost submitted by Larry Elwood Construction in the amount of \$148,750, pertaining to the Bondurant Maintenance Building Addition Project. Roll Call: Ayes: 4. Nays: 0. 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 6:29 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to approve Resolution No. 13-157, a Resolution adopting plans, specifications, form of contract and estimated cost submitted by Larry Elwood Construction in the amount of \$148,750, pertaining to the Bondurant Maintenance Building Addition Project, Bondurant, Iowa. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Thad Long, SVPA Architects, Inc., presented an overview of the City Park Shelter Replacement Project. Motion made by Council Member Sullivan, seconded by Council Member Bogaards, to approve Resolution No. 13-158, a Resolution approving SVPA Architects, Inc., as the architect for the City Park Shelter Replacement Project in an amount not to exceed \$18,000. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Discussion items included drainage easement maintenance with participation from Travis Sisson and City Engineer Bob Veenstra and consideration of purchasing Pleasant Hill water purchased capacity with City Engineer Bob Veenstra participating.

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

- Unable to attend September 16, Council meeting and date change for the 2nd Council meeting in September.
- Finalizing the City Administrator's review for the next Council meeting.

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

- Polk County Sheriff's contract negotiation.
- Working on Prairie Meadows grant applications for the next two weeks.
- SVPA presenting their report on the Community / Rec Center on September 18, at 6 p.m.
- WRA sewer work continues.
- Busy construction year.

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

- Council Member Sullivan – No comment.
- Council Member Johnson – No comment
- Council Member Bogaards – Parking issue at BRSC and the City needs a policy addressing residential drainage issues.
- Council Member Lohse – No comment.
- City Attorney Brick – No comment.

Council Member Bogaards asked for an eight minute recess at 7:40 p.m.

Motion made by Council Member Bogaards, seconded by Council Member Lohse, to close the regular City Council meeting at 7:48 p.m., and open the Closed Session, pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property. Roll Call: Ayes: 4. Nays: 0. Motion carried. Motion made by Council Member Bogaards, seconded by Council Member Sullivan, to close the Closed Session at 8:01 p.m., and open the regular City Council meeting. Roll Call: Ayes: 4. Nays: 0. Motion carried.

Motion made by Council Member Bogaards, seconded by Council Member Johnson, to adjourn said meeting at 8:05 p.m. Roll Call: Ayes: 4. 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 03, 2013, 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