Posting Date: June 01, 2007

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

June 04, 2007

Meeting 07-14

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m. on Monday, June 04, 2007, in the Bondurant City Center at 200 Second Street, Northeast, Bondurant, Polk County, Iowa. Said meeting is open and the public is encouraged to attend.

AGENDA

1) Call to Order
2) Roll Call
3) Perfecting and Approval of the Agenda
4) Guests Present
5) Consent Items
   a) Approval of the City Council May 21, 2007
   b) Claims Report
   c) Tax Abatement Applications
6) Polk County Sheriff's Report
7) Presentation of Iowa Youth Leadership Town Hall Meeting
   RESOLUTION NO. 07-92 – A Resolution Requesting that the Iowa General Assembly, and the Iowa Congressional Delegation Continue to Support the Manufacturing and Agricultural Sectors and Hard Working Families of Iowa, to Support Strong Trade Policy, and to Take Swift and Responsive Actions to Halt Unlawful Barriers to Fair and Free Trade
8) **RESOLUTION NO. 07-93** – A Resolution approving an Agreement for Landscape Architect Consulting Services between the City of Bondurant and Beringer, Ciaccio, Dennel, Mabrey, in the amount of $13,750 for the Main Street Improvement Project
9) **RESOLUTION NO. 07-94** – A Resolution approving the Mayoral Appointments to the Park and Recreation Board
10) **RESOLUTION NO. 07-95** – A Resolution approving the Des Moines Area Metropolitan Planning Organization (MPO) Fiscal Year 2008 Unified Planning Work Program
11) **ORDINANCE NO. 07-211** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Provisions Pertaining to Rates for Water Service Provided by the City of Bondurant (3rd and final reading)
12) **ORDINANCE NO. 07-212** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Provisions Pertaining to Rates for Sanitary Sewer Service Provided by the City of Bondurant (3rd and final reading)
13) **ORDINANCE NO. 07-213** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by adding Provisions Pertaining to a Rural Water Availability Fee for Senior Citizens (1st reading)
14) **RESOLUTION NO. 07-96** – A Resolution approving a Payment to Nutri-Ject Systems in the amount of $15,042.78

15) **RESOLUTION NO. 07-97** – A Resolution approving an Engineering Agreement between the City of Bondurant and Stanley Consultants, Inc., in the amount of $19,562 for the Design of a 12" Watermain along U.S. Highway 65, between the Courtyard Estates Assisted Living Facility and the 84 Lumber site
16) **RESOLUTION NO. 07-98** – A Resolution approving the Bid Award for the Street Patching Project
17) **RESOLUTION NO. 07-99** – A Resolution authorizing and approving a Loan Agreement and Providing for the Sale and Issuance of $2,990,000 General Obligation Corporate Purpose Bonds and Providing for the Levy of Taxes to pay the same
18) Discussion item(s)
    a) Payment for bike path
19) Reports / Comments and appropriate action thereon:
    a) City Attorney Brick
    b) City Administrator Arentsen
    c) Council Members
    d) Mayor McCoid
20) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

June 04, 2007

Meeting No. 07-14

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 June, 2007, at 6:00 p.m.

Present: Mayor Marla McCoid
Council Member Mike Adams, Sr.
Council Member Michele R. Bailey
Council Member Bruce N. Cordes
Council Member Jeffrey A. Kromrie
Council Member Keith Ryan
City Attorney Matthew S. Brick
City Administrator Mark J. Arentsen
Deputy City Clerk Michelle Wells

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 June 01, 2007. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Mayor McCoid called the meeting to order at 6:00 p.m. Roll call was taken and a quorum was declared.

Mr. Ron Sinn, 101 – 3rd Street, Northeast, Bondurant, Iowa, requested a "No Parking From Here to Corner" sign in front of his property. He feels parking there is dangerous and he has trouble backing out of his driveway if there is a car parked on the street and asked if there were plans to install handicapped ramps at street corners. City Staff will look into the request.

City Attorney Brick arrived at 6:05 p.m.

Motion made by Council Member Cordes, seconded by Council Member Ryan, to approve the consent items consisting of the City Council Minutes of May 21, 2007, the Claims Report and Tax Abatement applications for Jason and Mindy McNew, 1304 Lincoln Street, Southeast, Suellen Irwin, 3205 Poplar Street, Southwest and Joe Hunter, 604 Filmore Avenue, Southeast, Bondurant, Polk County, Iowa. Roll Call: Cordes-Yes, Ryan-Yes, Adams-Yes, Kromrie-Yes, Bailey-Yes. Motion carried.

Polk County Sheriff's Department representative Deputy Barringer reported on activity for May 2007.

Mr. Bob Slipka, representing Beringer, Ciaccio, Dennel, Mabrey, 1015 North 98th Street, Suite 300, Omaha, Nebraska, presented an agreement for Landscape Architect Consulting Services and answered questions from the Mayor and Council. Council Member Adams suggested Resolution No. 07-93 be amended to include “not to exceed” after the word “amount”. Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 07-93, a Resolution approving the agreement for Landscape Architect Consulting Services between the City of Bondurant and Beringer, Ciaccio, Dennel, Mabrey, in an amount not to exceed $13,750 for the Main Street Improvement Project. Roll Call: Bailey-Yes, Adams-Yes, Cordes-No, Kromrie-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution No. 07-94, a Resolution approving the appointment of Josh Duden, James Hayworth, Bethany Kinney and Jeff Meislahn to the Bondurant Park and Recreation Board. Roll Call: Adams-Yes, Bailey-Yes, Cordes-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Cordes, seconded by Council Member Bailey, to approve Resolution No. 07-95, a Resolution approving the Des Moines Area Metropolitan Planning Organization (MPO) Fiscal Year 2008 Unified Planning Work Program. Roll Call: Cordes-Yes, Bailey-Yes, Adams-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve the third and final reading of Ordinance No. 07-211, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending provisions pertaining to Rates for Water Service provided by the City of Bondurant. Roll Call: Bailey-Yes, Adams-Yes, Cordes-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve the third and final reading of Ordinance No. 07-212, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending provisions pertaining to Rates for Sanitary Sewer Service provided by the City of Bondurant. Roll Call: Bailey-Yes, Adams-Yes, Cordes-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Cordes, to waive the first and second reading of Ordinance No. 07-213, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending provisions pertaining to a Rural Water Availability Fee for Senior Citizens and approve as the third and final reading. Roll Call: Bailey-Yes, Cordes-Yes, Adams-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Mayor McCoid led a discussion concerning payment to Nutri-Ject Systems for the lagoon sludge removal project. Council agreed to amend Resolution No. 07-96 and approve payment contingent upon Nutri-Ject Systems waiving any and all claims to the liquidated damages. Motion made by Council Member Adams, seconded by Council Member Cordes, to approve Resolution No. 07-96, a Resolution approving the Lagoon Sludge Removal Project payment in the amount of $15,042.78 to Nutri-Ject Systems, contingent upon Nutri-Ject Systems waiving

any and all claims to the liquidated damages in the amount of $35,600. Roll Call: Adams-Yes, Cordes-Yes, Bailey-Yes, Kromrie-Yes, Ryan-Yes. Motion carried.

Mayor McCoid suggested amending Resolution No. 07-97, subject to 84 Lumber Company contributing $15,000 of the $50,000 they previously pledged toward the watermain project. Motion made by Council Member Ryan, seconded by Council Member Bailey, to approve Resolution No. 07-97, a Resolution approving the Engineering Agreement between the City of Bondurant and Stanley Consultants, Inc., in the amount of $19,562 for the design of a 12" watermain along U. S. Highway 65, between the Courtyard Estates Assisted Living Facility and the 84 Lumber site, provided 84 Lumber Company contributes $15,000 of the $50,000 they previously pledged toward the watermain project, with the remaining $35,000 due when ground is broken. Roll Call: Ryan-Yes, Bailey-Yes, Adams-Yes, Kromrie-No, Cordes-Yes. Motion carried.

Motion made by Council Member Cordes, seconded by Council Member Adams, to approve Resolution No. 07-98, a Resolution accepting the bid for street patching provided by Sternquist Construction in an amount not to exceed $52,000. Roll Call: Cordes-Yes, Adams-Yes, Kromrie-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Mayor McCoid left the meeting at 6:45 p.m. Mayor Pro Tem Bailey presided over the remainder of the meeting.

Ms. Jenny Hunt, Public Financial Management, presented the following bids received for the issuance of $2,990,000 General Obligation and Corporate Purpose Bonds: BANKERS' BANK, Madison, Wisconsin and LEGACY BANK, Mitchellville, Iowa, $2,981,030.00; GRIFFIN, KUBIK, STEPHENS & THOMPSON, INC., Chicago, Illinois, $2,967,186.45; UMB BANK, n.a., Kansas City, Missouri, $2,960,100.00; and NORTHLAND SECURITIES, Minneapolis, Minnesota, $2,963,117.25. Motion made by Council Member Cordes, seconded by Council Member Ryan, to approve Resolution No. 07-99, a Resolution authorizing and approving a loan agreement and providing for the sale and issuance of $2,990,000 General Obligation Corporate Purpose Bonds and providing for the levy of taxes to pay the same. Roll Call: Cordes-Yes, Ryan-Yes, Adams-Yes, Kromrie-Pass, Bailey-Yes. Motion carried.

Ms. Danielle Jarchow, extended an invitation to the Iowa Youth Leadership Town Hall meeting at the Hilton Coliseum on the Iowa State University campus on June 21, 2007, at 5:30 p.m. The meeting will discuss issues such as farms, factories, national trade policies and enforcement of trade agreements. Motion made by Council Member Ryan, seconded by Council Member Adams, to approve Resolution No. 07-92, a Resolution requesting that the Iowa General Assembly and the Iowa Congressional Delegation continue to support the manufacturing and agricultural sectors and hard working families of Iowa, to support strong trade policy and take swift and responsive actions to halt unlawful barriers to fair and free trade. Roll Call: Ryan-Yes, Adams-Yes, Bailey-Yes, Kromrie-Yes, Cordes-Yes. Motion carried.

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

- ✓ No Comment.

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

- ❖ Building removal update.
- ❖ Corner of 2nd Street, Northeast / Highway 65 clean-up status.
- ❖ Received first lease payment from Dr. Pick.
- ❖ Received several positive responses from sidewalk repair letter.
- ❖ Ankeny Airport update.

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

- ❑ Council Member Bailey – Would like the City to handle the swim bus arrangements and is receiving complaints about vehicles parked on grass and across sidewalks.
- ❑ Council Member Adams – No Comment.
- ❑ Council Member Ryan –Inquired about the possibility of stop signs at 13th and 14th Street, Southeast and asked if the Skinner Law Office private contribution has been earmarked.
- ❑ Council Member Cordes – No Comment.
- ❑ Council Member Kromrie – Fire station update; has been receiving positive comments pertaining to the ice cream truck and asked for a railroad update.

Motion made by Council Member Cordes, seconded by Council Member Ryan, to adjourn the meeting at 7:09 p.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

_____
Michele Bailey
Mayor Pro Tem

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 June 04, 2007, 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