Posting Date: May 30, 2008

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

June 02, 2008

Meeting 08-13

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, June 02, 2008, 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 and Declaring a Quorum
4) Guests Present
5) Consent Items:
   a) Approval of the City Council Minutes of May 19, and May 27, 2008
   b) Claims Report
   c) Tax Abatement Applications – Tracy Welty, 505 – 6th Court, Southeast; Bill & Karen Allsup, 3205 Maple Drive, Southwest; Brandon & Ashley Wilson, 907 – 34th Street, Southwest; Paula Tate, 801 – 35th Street, Southwest; Matt & Heather Hibbert, 903 – 34th Street, Southwest; Eric Carpenter, 809 – 34th Street, Southwest; Julee Dole, 901 – 34th Street, Southwest; Bruce Melody, 1213 Cove Street, Southeast; and Nicole Johnson, 3401 Oak Drive, Southwest, Bondurant, Polk County, Iowa
6) Polk County Sheriff's Report
7) Mr. Tom Hadden, Metro Waste Authority – Presentation of Single Stream Recycling
8) Mr. Marvin Berger, Martens and Company – Presentation of New Statement on Auditing Standards 104-111
   RESOLUTION NO. 08-86 – A Resolution approving the Audit Fee Increase submitted by Martens and Company, from $8,000.00 to $9,500.00, due to the Issuance of New Statement on Auditing Standards 104-111
9) Mr. Ed Skinner, Mid Iowa Plaza, LLC – Update concerning the cleanup at 3507 Grant Street, South (former Union 76)
10) Mr. Ed Skinner, Skinner Law Office – Request to Purchase a Portion of City Right-of-Way next to Central Iowa Featherlite Trailer
11 ***PUBLIC HEARING*** – To Receive Public Comment Pertaining to the Furnishings Bid Package for the Library project
12) **RESOLUTION NO. 08-87** – A Resolution approving Change Order #1 pertaining to the Library project
13) **RESOLUTION NO. 08-88** – A Resolution approving Change Order #2 pertaining to the Library project
14) **RESOLUTION NO. 08-89** – A Resolution approving Change Order #3 pertaining to the Library project
15) **RESOLUTION NO. 08-90** – A Resolution approving the Systems Implementation Agreement submitted by AVI Systems, in the amount of $7,757.00 for the purchase of an Audio Reinforcement System
16) **RESOLUTION NO. 08-91** – A Resolution approving the appointment of Nick Bailey, 129 Patterson Street, Southeast, Bondurant, Iowa, to the Board of Adjustment seat vacated by John Wright, effective June 02, 2008 through December 31, 2010

17) **RESOLUTION NO. 08-92** – A Resolution approving the Renewal Application for an Iowa Retail Cigarette Permit for Casey's General Store #1373, 302 – 2nd Street, Northeast, Bondurant, Polk County, Iowa
18) **RESOLUTION NO. 08-93** – A Resolution approving the Renewal Application for an Iowa Retail Cigarette Permit for Casey's General Store #1861, 1455 Grant Street, South, Bondurant, Polk County, Iowa
19) **RESOLUTION NO. 08-94** – A Resolution approving the Iowa Communities Assurance Pool (ICAP) Proxy Designations
20) **RESOLUTION NO. 08-95** – A Resolution approving the Plat of Survey for Glenn R. and Patricia M. Stoll
21) **RESOLUTION NO. 08-96** – A Resolution approving the Final Payment to BCDM, Landscape Architects, in an amount not to exceed $10,032.52, pertaining to the Main Street Reconstruction project
22) **RESOLUTION NO. 08-97** – A Resolution approving Contractor's Application for Payment from Jensen Builders, LTD, in the amount of $73,354.94, pertaining to the Public Safety Building project
23) **RESOLUTION NO. 08-98** – A Resolution approving Contractor's Application for Payment from Munro Construction Company, Inc., in the amount of $164,501.54, pertaining to the Library project
24) Reports / Comments and appropriate action thereon:
    a) Mayor McCoid
    b) City Administrator Arentsen
    c) Council Members
    d) City Attorney Brick
25) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

June 02, 2008

Meeting No. 08-13

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 June, 2008, at 6:00 p.m.

Present: Council Member Mike Adams, Sr.
Council Member Michele R. Bailey
Council Member Eric Boatwright
Council Member Keith Ryan
Council Member Curt Sullivan
City Attorney Jim Brick
City Administrator Mark J. Arentsen
Deputy City Clerk Michelle Wells

Absent: Mayor Marla McCoid

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on May 30, 2008. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Mayor Pro Tem Adams called the meeting to order at 6:04 p.m. Roll call was taken and a quorum was declared.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve the agenda as presented. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Mayor Pro Tem Adams acknowledged a revised Tax Abatement list added to the Consent Items. Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve the Consent Items consisting of the City Council Minutes of May 19, and May 27, 2008, the Claims Report and Tax Abatement Applications for Tracy Welty, 505 – 6th Court, Southeast; Bill & Karen Allsup, 3205 Maple Drive, Southwest; Brandon & Ashley Wilson, 907 – 34th Street, Southwest; Paula Tate, 801 – 35th Street, Southwest; Matt & Heather Hibbert, 903 – 34th Street, Southwest; Eric Carpenter, 809 – 34th Street, Southwest; Julee Dole, 901 – 34th Street, Southwest; Bruce Mellody, 1213 Cove Street, Southeast; and Nicole Johnson, 3401 Oak Drive, Southwest, Bondurant, Polk County, Iowa. Roll Call: Bailey-Yes, Boatwright-Yes, Sullivan-Yes, Adams-Yes. Motion carried.

Polk County Sheriff's Department representative Deputy Arcuri was present and asked that street signs be installed identifying Audrey Street, Southeast, and Dee Street, Southeast.

Mr. Tom Hadden, Executive Director, Metro Waste Authority, presented the Single Stream Recycling program and answered questions from Council.

Council Member Keith Ryan arrived at 6:26 p.m.

Mr. Marvin Berger, Martens & Company, CPA, LLP, presented New Statement on Auditing Standards 104-111 and answered questions from Council. Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve Resolution No. 08-86, a Resolution approving the Audit Fee Increase from $8,000.00 to $9,500.00, due to the issuance of new Statement on Auditing Standards 104-111. Roll Call: Bailey-Yes, Ryan-Yes, Boatwright-No, Sullivan-Yes, Adams-Yes. Motion carried.

Mr. Ed Skinner, Skinner Law Office, presented an update pertaining to the cleanup at 3507 Grant Street, South, (former Union 76) and a request to purchase a portion of the City of Bondurant right-of-way next to Central Iowa Featherlite Trailer.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to close the regular City Council meeting and open the Public Hearing to receive public comment pertaining to the furnishings bid package for the Library project. Roll Call: Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes, Adams-Yes. Motion carried. No public comments were received during the Public Hearing. Mr. John Karrmann, FEH Associates, Inc., detailed the furnishings bid package and answered questions from Council. Motion made by Council Member Bailey, seconded by Council Member Boatwright, to close the Public Hearing and open the regular City Council meeting. Roll Call: Bailey-Yes, Boatwright-Yes, Ryan-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve Resolution No. 08-87, a Resolution approving Change Order #1 to the contract with Munro Construction Company, Inc., in the amount of $12,083.00, pertaining to the Library project. Roll Call: Bailey-Yes, Ryan-Yes, Adams-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Ryan, seconded by Council Member Boatwright, to approve Resolution No. 08-88, a Resolution approving Change Order #2 to the contract with Munro Construction Company, Inc., in the amount of $4,032.00, pertaining to the Library project. Roll Call: Ryan-Yes, Boatwright-Yes, Sullivan-Yes, Bailey-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 08-89, a Resolution approving Change Order #3 to the contract with Munro Construction Company, Inc., in the amount of $8,110.00, pertaining to the Library project. Bailey-Yes, Boatwright-Yes, Ryan-Yes, Sullivan-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve Resolution No. 08-90, a Resolution approving the Systems Implementations Agreement submitted by AVI Systems in the amount of $7,757.00 for an Audio Reinforcement System. Roll Call: Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes, Adams-Yes. Motion carried.

Council Member Bailey announced her abstention pertaining to Resolution No. 08-91, citing a conflict of interest. Motion made by Council Member Sullivan, seconded by Council Member Ryan, to approve Resolution No. 08-91, a Resolution approving the appointment of Nick Bailey, 129 Patterson Street, Southeast, Bondurant, Iowa, to the City of Bondurant Board of Adjustment seat vacated by John Wright, effective June 02, 2008, through December 31, 2010. Roll Call: Sullivan-Yes, Ryan-Yes, Boatwright-Yes, Adams-Yes, Bailey-Abstain. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Boatwright, to approve Resolution No. 08-92, a Resolution approving the renewal application for an Iowa Retail Cigarette Permit for Casey's General Store #1373, 302 – 2nd Street, Northeast, Bondurant, Iowa. Roll Call: Sullivan-Yes, Boatwright-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Ryan, to approve Resolution No. 08-93, a Resolution approving the renewal application for an Iowa Retail Cigarette Permit for Casey's General Store #1861, 1455 Grant Street, South, Bondurant, Iowa. Roll Call: Boatwright-Yes, Ryan-Yes, Adams-Yes, Bailey-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Sullivan, to approve Resolution No. 08-94, a Resolution approving the appointment of Mark Arentsen, Primary Contact and Lori Dunham, Alternate Contact as proxy designations for the Iowa Communities Assurance Pool (ICAP). Roll Call: Bailey-Yes, Sullivan-Yes, Ryan-Yes, Boatwright-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Ryan, to approve Resolution No. 08-95, a Resolution approving the Plat of Survey for Glenn R. and Patricia M. Stoll, located in the Northeast Quarter of Section 30, Township 80 North, Range 22 West of the 5th P.M., City of Bondurant, Polk County, Iowa. Roll Call: Sullivan-Yes, Ryan-Yes, Bailey-Yes, Boatwright-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Bailey, to approve Resolution No. 08-96, a Resolution approving the final payment to BCDM, Landscape Architects, in amount not to exceed $10,032.52, pertaining to the Main Street Reconstruction project. Roll Call: Sullivan-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 08-97, a Resolution approving Contractor's Application for Payment from Jensen Builders, Ltd., in the amount of $73,354.94, pertaining to the Public Safety Building project. Roll Call: Bailey-Yes, Boatwright-Yes, Ryan-Yes, Sullivan-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve Resolution No. 08-98, a Resolution approving Contractor's Application for Payment from Munro

Construction Company, Inc., in the amount of $164,501.54, pertaining to the Library Project. Roll Call: Bailey-Yes, Ryan-Yes, Sullivan-Yes, Boatwright-Yes, Adams-Yes. Motion carried.

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

- Primary Election is June 03.
- Bike path informational meeting update.
- DNR will issue burning permits for Bondurant Emergency Services training exercise.
- Fishing Derby is June 08.
- Swim bus begins June 03.
- Grass abatement letters are being mailed to residents.
- Will be on vacation the week of June 23.
- Update concerning potential buyer for the Glenn Stoll property.

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

- Council Member Adams – Grass abatement notification.
- Council Member Bailey – Concerned about gas tanks at Cenex-Ampride; gas sales at Mobil Food Market; attended bike path informational meeting and would like a joint meeting with the Library to address the Library project manager's contract.
- Council Member Ryan – MWA update and Washington D.C. trip.
- Council Member Boatwright – Would like rules established for Council Meeting protocol.
- Council Member Sullivan – Due to his work related absence for the previous Council Meeting he has been brought up to date; asked for WRA update and questioned "spot" re-zoning.

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

- Land use and zoning issue pertaining to the Stoll property.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to adjourn the meeting at 7:40 p.m. Roll Call: Ayes: 5. Nays: 0. Motion carried.

_____
Mike Adams, 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 02, 2008, 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