Posting Date: September 12, 2008

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

September 15, 2008

Meeting 08-23

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, September 15, 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 September 02, and September 08, 2008
   b) Library Board of Trustees Minutes of August 07, 2008
   c) Claims Report
   d) Tax Abatement Application – Jared Belgard, 710 – 33rd Street, Southwest, Bondurant, Polk County, Iowa
6) Polk County Sheriff's Report
7) ***PUBLIC HEARING*** – For consideration of bids pertaining to the 2008 12" water main and 8" sanitary sewer to the new High School site
   RESOLUTION NO. 08-147 – A Resolution approving the bid from Pirc-Tobin Construction in the amount of $129,129.12, for a 2008 12" water main and 8" sanitary sewer to the new High School site
8) **RESOLUTION NO. 08-148** – A Resolution directing City Staff to obtain bids for installation of a six foot sidewalk on 2nd Street, Northwest, from the west boundary of Mallard Pointe Plat 1 to Grant Street, North, Bondurant, Polk County, Iowa
9) **RESOLUTION NO. 08-149** – A Resolution approving a Temporary Certificate of Occupancy for Lot 1 Paired Homes PUD, 1005 Grant Street, South, Unit 1, Bondurant, Polk County, Iowa
10) **RESOLUTION NO. 08-150** – A Resolution approving the amended lease agreement between the City of Bondurant, Polk County, Iowa, and Adams Properties, Inc., for a 1.5 acre parcel in the C.O.V.E. Plat 4
11) **RESOLUTION NO. 08-151** – A Resolution designating Outlot W in Clarence Oleson Vista Estates Plat 4 as a park in the City of Bondurant, Polk County, Iowa, and said park will be named _____.
12) **RESOLUTION NO. 08-152** – A Resolution approving certain street closures on Saturday, October 11, 2008, from 1:00 p.m., to 5:00 p.m., for the Children's Fall Festival sponsored by the Bondurant Mother's Club
13) **RESOLUTION NO. 08-153** – A Resolution of Appreciation to the Farmers Cooperative Company
14) **RESOLUTION NO. 08-154** – A Resolution approving the transfer of $17,431.90 from the Water Enterprise Fund (allocated for the 84 Lumber watermain project), to the General Fund for the storm siren replacement at 801 – 2nd Street, Southeast, Bondurant, Iowa

15) **ORDINANCE NO. 08-218** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending provisions pertaining to Chapter 69, Section 69.08, No Parking Zones (1st reading)
16) **RESOLUTION NO. 08-155** – A Resolution approving a Plat of Survey for Perfect Acres LLC
17) Discussion item(s)
    a) Sewage backflow preventers
18) Reports / Comments and appropriate action thereon:
    a) Mayor McCoid
    b) City Administrator Arentsen
    c) Council Members
19) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

September 15, 2008

Meeting No. 08-23

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 15th day of September, 2008, at 6:00 p.m.

Present: Mayor Marla McCoid
Council Member Mike Adams, Sr.
Council Member Michele R. Bailey
Council Member Eric Boatwright
Council Member Curt Sullivan
City Administrator Mark J. Arentsen
Deputy City Clerk Michelle Wells

Absent: Council Member Keith Ryan

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 12, 2008. 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.

Council Member Boatwright arrived at 6:05 p.m.

Mayor McCoid asked that item #17, discussion item (a), be moved up and said item will be identified as 9(a) sewage backflow preventers, and added winter salt application to item #17 discussion item (a). Motion made by Council Member Adams, seconded by Council Member Bailey, to approve the agenda, as amended. Roll Call: Adams-Yes, Bailey-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve the Consent Items consisting of the City Council Minutes of September 02, 2008, and September 08, 2008, Library Board of Trustees Minutes of August 07, 2008, the Claims Report and Tax Abatement for Jared Belgard, 710 33rd Street, Southwest, Bondurant, Polk County, Iowa. Roll Call: Bailey-Yes, Adams-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Adams, to close the regular City Council meeting at 6:09 p.m., and open the Public Hearing for consideration of bids pertaining to the 2008 12" watermain and 8" sanitary sewer to the new High School site. Roll Call: Boatwright-Yes, Adams-Yes, Bailey-Yes, Sullivan-Yes. Motion carried. No verbal comments were received during the Public Hearing.

Motion made by Council Member Boatwright, seconded by Council Member Bailey to close the Public Hearing at 6:10 p.m., and open the regular City Council Meeting. Roll Call: Boatwright-Yes, Bailey-Yes, Sullivan-Yes, Adams-Yes. Motion carried. Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 08-147, a Resolution approving the bid submitted by Pirc-Tobin Construction in the amount of $129,129.12 for a 2008 12" watermain and an 8" sanitary sewer to the new Bondurant-Farrar High School site. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Mayor McCoid led a discussion concerning the proposed installation of a six foot concrete sidewalk on 2nd Street, Northwest. Alan and Janet Wildrick, 106 2nd Street, Northwest; Barb Westling, 300 2nd Street, Northwest; Cindy Tendall, 212 2nd Street, Northwest; Rick Erickson, 104 and 106 2nd Street, Northwest, Steve Sesker, 202 2nd Street, Northwest; and Hubert Butler, 214 2nd Street, Northwest, Bondurant, Iowa, participated in the discussion. Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve Resolution No. 08-148, a Resolution directing City Staff to obtain bids for the installation of a six foot concrete sidewalk on 2nd Street, Northwest, from the boundary of Mallard Pointe Plat 1 to Grant Street, North, Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Boatwright-Yes, Bailey-Yes, Sullivan-Yes. Motion carried.

Mr. Ed Skinner, 204 8th Street, Southeast, Altoona, Iowa, representing Great Western Bank, addressed the incomplete Site Plan for Paired Homes PUD, located at 1005 Grant Street, South, Bondurant, Iowa. Doug Hamilton, 1005 Grant Street, South, Unit #8; Marvin Skinner, 1007 Grant Street, South; Daniel Manning, representing Faye Haines, 1005 Grant Street, South, Unit #1; Patty Smith, 1005 Grant Street, South, Unit #3; and Deborah Baker, 1009 and 1011 Grant Street, South, Bondurant, Iowa, participated in the discussion. Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution No. 08-149, a Resolution approving a temporary Certificate of Occupancy for Lot 1 Paired Homes PUD, 1005 Grant Street, South, Unit #1, Bondurant, Polk County, Iowa, amended to include the following: Immediate inspection of Unit #1 by the City of Altoona Building Department at the expense of Great Western Bank. A 60-day occupancy permit will be issued. All matters are to be remedied or the water will be turned off. $50,000 is to be put in an escrow account in the name of the City of Bondurant at Great Western Bank by September 17, 2008. On November 1, 2008, if the City Engineer has not approved the work per the Site Plan, funds will transfer to the City for completion of work and all required work will be paid by those funds, with the remaining balance refunded to Great Western Bank. No Certificate of Occupancy will be issued on the final Unit (Unit #2), until all final inspections have been done on all units sold by Great Western Bank and the Site Plan has been approved. Roll Call: Adams-Yes, Bailey-Yes, Boatwright-Yes, Sullivan-No. Motion carried.

Mayor McCoid announced a recess at 7:25 p.m. The meeting reconvened at 7:35 p.m.

Mayor McCoid led a discussion concerning the possible installation of backflow preventers for residents experiencing sewer backup during the storm on July 27. Julie and Erik Nikkel, 311

3rd Street, Northwest; Josh Gibson, 308 2nd Street, Northwest; and Marvin Skinner, 1007 Grant Street, South, participated in the discussion.

Council Member Adams announced abstention pertaining to Resolution No. 08-150. Motion made by Council Member Bailey, seconded by Council Member Sullivan, to approve Resolution No. 08-150, a Resolution approving the amended lease agreement between the City of Bondurant, Polk County, Iowa, and Adams Properties, Inc., for a 1.5 acre parcel (Outlot W) in Clarence Oleson Vista Estates Plat 4, an Official Plat. Roll Call: Bailey-Yes, Sullivan-Yes, Adams-Abstain, Boatwright-No. Motion failed.

No action taken on Resolution No. 08-151.

Representatives from Bondurant Mother's Club requested certain street closures on October 11, 2008, for the Children's Fall Festival and answered questions from the Mayor and Council. Motion made by Council Member Boatwright, seconded by Council Member Sullivan to approve Resolution No. 08-152, a Resolution closing 2nd Street, Northeast, on Saturday, October 11, 2008, from 1:00 p.m., to 5:00 p.m., from Lincoln Street, Northeast, to Main Street, Northeast, for the Children's Fall Festival. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-No, Bailey-No. Motion failed.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 08-153, a Resolution approving a Resolution of Appreciation to Farmer's Cooperative Company. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution No. 08-154, a Resolution approving the transfer of $17,431.90 from the Water Enterprise Fund (allocated for the 84 Lumber watermain project), to the General Fund for the storm siren replacement at 801 2nd Street, Southeast, Bondurant, Iowa. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bailey-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to waive the first and second reading of Ordinance No. 08-218, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending provisions pertaining to Chapter 69, Section 69.08 – No Parking Zones and approve as the third and final reading. Roll Call: Boatwright-Yes, Sullivan-Yes, Bailey-Yes, Adams-Yes. Motion carried.

Bill Elson presented a Plat of Survey for Perfect Acres LLC. Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 08-155, a Resolution approving the Plat of Survey for Perfect Acres, LLC. Roll Call: Bailey-Yes, Adams-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Discussion concerning winter salt application.

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

- No Comment.

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

- No Comment.

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

- Council Member Bailey – No Comment.
- Council Member Adams – Asked about a sewer emergency plan and routine maintenance.
- Council Member Boatwright – Asked the status of Al Ihde's purchase of Cenex-Ampride and the Post Office lease.
- Council Member Sullivan – No Comment

Motion made by Council Member Adams, seconded by Council Member Boatwright, to adjourn the meeting at 9:45 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

_____
Marla McCoid, Mayor

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 September 15, 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