Posting Date: December 18, 2009

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

December 21, 2009

Meeting 09-25

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, December 21, 2009, 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) Roll Call and Declaring a Quorum
2) Call to Order
3) Abstentions declared
4) Perfecting and Approval of the Agenda
5) Guests Present
6) Consent Items:
   a) Approval of the City Council Minutes of December 07, and December 14, 2009
   b) Receive and File – Library Board of Trustees Minutes of November 05, 2009
   c) Claims Report
   d) Tax Abatement Applications – Joel C. Minion, 3403 Ash Drive, Southwest; Janelle S. Gehrke, 615 Deer Ridge Drive, Northwest; and Stephanie and Jared Johnston, 702 Filmore Avenue, Southeast, Bondurant, Polk County, Iowa
7) Polk County Sheriff's Report
8) Tom Wittman, Civil Engineering Consultants – Presentation of Wisteria Heights Concept Plan
9) Ed Slattery, P.E., Stanley Consultants, Inc. – Presentation of design for Paine Heights storm sewer and sump pump collection system
   RESOLUTION 09-195 – A Resolution approving the Professional Services Agreement between the City of Bondurant and Stanley Consultants, Inc., to perform Paine Heights Sump Drainage and Storm Sewer Design and Bidding in an amount not to exceed $32,600
10) **ORDINANCE 09-216** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 99, Section 99.02, pertaining to Sanitary Sewer Service provided by the City of Bondurant, Polk County, Iowa
11) **ORDINANCE 09-217** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 106, Section 106.09, pertaining to Solid Waste and Recycling Collection Fees
12) **RESOLUTION 09-196** – A Resolution approving Contractor's Application for Payment #3 submitted by Elder Corporation in the amount of $76,867.63 pertaining to the 2nd Street, NW / NE, Sidewalk / Bike Path Project
13) **RESOLUTION 09-197** – A Resolution approving the Fund Transfers for FY 2009 / 2010
14) **RESOLUTION 09-198** – A Resolution approving the revised estimated construction cost for the Kinney Park Safe Room
15) **RESOLUTION 09-199** – A Resolution approving the appointments to the Polk County E911 Service Board for calendar year 2010

16) **RESOLUTION 09-200** – A Resolution approving the appointments to the Polk County Emergency Management Commission for calendar year 2010
17) **RESOLUTION 09-201** – A Resolution approving the appointment of Fire Chief for the City of Bondurant / Bondurant Emergency Services for calendar year 2010
18) **RESOLUTION 09-202** – A Resolution designating the official newspaper(s) of record for the City of Bondurant for calendar year 2010
19) **RESOLUTION 09-203** – A Resolution approving the official depositories of the City of Bondurant for calendar year 2010
20) **RESOLUTION 09-204** – A Resolution approving the City of Bondurant Investment Policy for calendar year 2010
21) **RESOLUTION 09-205** – A Resolution approving the appointment to the Metro Waste Authority Board of Directors for calendar year 2010
22) **RESOLUTION 09-206** – A Resolution approving the appointments for various Offices Representatives, Boards and Commissions for calendar year 2010
23) **RESOLUTION 09-207** – A Resolution approving the Polk County Canvassers' Abstract of Election for the City of Bondurant, Polk County, Iowa
24) Oath(s) of Office
25) Reports / Comments and appropriate action thereon:
    a) City Administrator
    b) Council Members
26) Adjournment

BONDURANT CITY COUNCIL
REGULAR MEETING
December 21, 2009

Meeting No. 09-25

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 21st day of December, 2009, 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
Council Member-elect Jerry Fischer
City Administrator Mark J. Arentsen
Deputy City Clerk Michelle Wells
Finance Director Lori Dunham

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 December 18, 2009. 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 Pro Tem Ryan called the meeting to order at 6:01 p.m.

Mayor Pro Tem Ryan announced he would abstain on item 17.

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

Motion made by Council Member Boatwright, seconded by Council Member Bailey, to approve the Consent Items consisting of the City Council Minutes of December 07, and December 14, 2009, Library Board of Trustees Minutes of November 05, 2009, the Claims Report and Tax Abatement Applications for Joel C. Minion, 3403 Ash Drive, Southwest; Janelle S. Gehrke, 615 Deer Ridge Drive, Northwest; and Stephanie and Jared Johnston, 702 Filmore Avenue, Southeast, Bondurant, Polk County, Iowa. Roll Call: Boatwright-Yes, Bailey-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried

Polk County Sheriff's Department representatives Lt. Raibikis and Deputy Barber were present but had nothing to report.

Tom Wittman, Vice President and Brett Johnson, P.E., Civil Engineering Consultants, presented a Concept Plan for Wisteria Heights and answered questions from the Council.

Ed Slattery, P.E., and David Bovee, P.E., Stanley Consultants, Inc., presented a design for Paine Heights storm sewer and sump pump collection system and answered questions from the Council. Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to table Resolution 09-195, a Resolution approving a Professional Services Agreement between the City of Bondurant and Stanley Consultants, Inc., to perform Paine Heights Sump Pump Drainage and Storm Sewer Design and Bidding in an amount not to exceed $32,600. Roll Call: Boatwright-Yes, Sullivan-Yes, Bailey-Yes, Adams-No, Ryan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve the first reading of Ordinance 09-216, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 99, Section 99.02, pertaining to Sanitary Sewer Service provided by the City of Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve the first reading of Ordinance 09-217 an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 106, Section 106.09, pertaining to Solid Waste and Recycling Collection Fees. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution 09-196, a Resolution approving Contractor's Application for Payment #3 submitted by Elder Corporation in the amount of $76,867.63 pertaining to the 2nd Street, NW/NE, Sidewalk / Bike Path Project. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution 09-197, a Resolution approving the Fund Transfers for Fiscal Year 2009 / 2010. Roll Call: Bailey-Yes, Boatwright-Yes, Sullivan-Yes, Adams-Yes, Ryan-Yes. Motion carried.

Council Member Bailey noted an error in the legal written dollar amount of Resolution 09-198. Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-198, a Resolution approving the revised estimated construction cost for the Kinney Park Safe Room, as amended. Roll Call: Bailey-Yes, Adams-Yes, Sullivan-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Bailey, to approve Resolution 09-199, a Resolution approving the appointments of Mark Arentsen as Primary Representative and Curt Sullivan as First Alternate to the E911 Service Board for calendar year 2010. Roll Call: Boatwright-Yes, Bailey-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution 09-200, a Resolution approving the appointments of Mark Arentsen as the Primary Representative and Curt Sullivan as the Alternative Representative to the Polk County Emergency Management Commission for calendar year 2010. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Council Member Bailey, Presiding Officer, announced Resolution 09-201. Motion made by Council Member Adams, seconded by Council Member Sullivan, to approve Resolution 09-201, a Resolution approving the appointment of Aaron Kreuder, 502 Washington Avenue, Southeast, Bondurant, Iowa, as the City of Bondurant / Bondurant Emergency Services Fire Chief for calendar year 2010. Roll Call: Adams-Yes, Sullivan-Yes, Boatwright-Yes, Bailey-Yes, Ryan-Abstain. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Sullivan, to approve Resolution 09-202, a Resolution approving the Herald-Index, Des Moines Register and the Press Citizen as the official newspaper(s) of record for the City of Bondurant, Polk County, Iowa, for calendar year 2010. Roll Call: Bailey-Yes, Sullivan-Yes, Adams-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-203, a Resolution approving Legacy Bank, Bondurant National Bank, IPAIT, Wells Fargo Bank and U.S. Bank as official depositories for the City of Bondurant, Polk County, Iowa, for calendar year 2010. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution 09-204, a Resolution approving the City of Bondurant Investment Policy for calendar year 2010. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-205, a Resolution approving the appointment of Keith Ryan to the Metro Waste Authority Board of Directors for calendar year 2010. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Bailey, to approve Resolution 09-206, a Resolution approving the appointments for various Offices, Representatives, Boards and Commissions for calendar year 2010. Roll Call: Sullivan-Yes, Bailey-Yes, Ryan-Yes, Adams-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution 09-207, a Resolution approving the Polk County Canvassers' Abstract of Election for the City of Bondurant, Polk County, Iowa. Roll Call: Boatwright-Yes, Sullivan-Yes, Ryan-Yes, Adams-Yes, Bailey-Yes. Motion carried.

City Administrator Arentsen administered the oath of office to Mayor-elect Keith Ryan, Council Member Michele Bailey and Council Member-elect Jerry Fischer.

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

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

- A special "thank you" to Farmers Cooperative who once again are lending us their loader to assist the City with snow removal.
- Bike trail update.
- Ice fishing derby on January 16, at Lake Petocka.
- USDA funding update.
- Will be on vacation December 28, 29.
- Stormwater utility update.

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

- Council Member Ryan – Website update.
- Council Member Boatwright – No Comment.
- Council Member Sullivan – Suggestion for City Comp Plan.
- Council Member Adams – Clement Estates drainage issue.
- Council Member Bailey – Planning and Zoning Commission appointment.

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

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Keith Ryan, 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 December 21, 2009, 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