Posting Date: January 2, 2009

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

January 05, 2009

Meeting 09-01

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, January 05, 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) 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 December 15, 2008
   b) Claims Report
   c) Tax Abatement Applications – Jeremy Happe, 816 33rd Street, Southwest; Christopher Reynolds, 408 5th Street, Northwest; and Luke Grosc, 142 Mallard Pointe Drive, Northwest, Bondurant, Polk County, Iowa
6) Polk County Sheriff's Report
7) Marlene Valentine – Update on Northeast Beltway Citizens Advisory Committee
8) Pat Collison, Water & Wastewater Superintendent – Update on Wastewater Operations and Sewer Collection System Flows
9) **RESOLUTION NO. 09-01** – A Resolution approving the appointment of Nicole Bruce, 104 Walnut Drive, Northwest, Bondurant, Iowa, to the Park and Recreation Board
10) **RESOLUTION NO. 09-02** – A Resolution approving the Plat of Survey for Robert Stoll Estate
11) **RESOLUTION NO. 09-03** – A Resolution approving the Amended 28E Agreement Renewal between the City of Bondurant, Polk County, Iowa, and Polk County Emergency Management Agency
12) **RESOLUTION NO. 09-04** – A Resolution designating Michele Bailey, 129 Patterson Street, Southeast, Bondurant, Iowa, as the City of Bondurant Representative to the Bondurant-Farrar Education Foundation
13) **RESOLUTION NO. 09-05** – A Resolution approving amending the City of Bondurant Employee Handbook pertaining to Christmas Eve holiday pay
14) **RESOLUTION NO. 09-06** – A Resolution approving the bid award to Gavigan Janitorial Corporation in the amount of $700.00 for the removal of the rear, 40' x 24' building located at 104 Main Street, Southeast, Bondurant, Polk County, Iowa
15) **RESOLUTION NO. 09-07** – A Resolution approving the bid award to Pro Environmental Abatement, Inc., in the amount of $6,200.00 for the asbestos removal at 100 First Street, Southeast, Bondurant, Polk County, Iowa
16) **RESOLUTION NO. 09-08** – A Resolution approving the bid award to John Cory in the amount of $200.00 for the removal of the front, 54' x 24' building located at 104 Main Street, Southeast, Bondurant, Iowa

17) **RESOLUTION NO. 09-09** – A Resolution approving Contractor's Application for Final Payment from Jensen Builders, Ltd., in the amount of $39,698.23 pertaining to the Public Safety Building project

18) Discussion item(s)
   a) City Council Procedural Policies / Rules
   b) City Disaster Response and Preparedness
   c) Garbage and Recycling Costs
   d) City Investment Policy

19) ***CLOSED SESSION*** Pursuant to Iowa Code Section 21.5(c) to discuss strategy in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation

   CLOSED SESSION – Pursuant to Iowa Code Section 21.5(j) to discuss the purchase of particular real estate

20) Reports / Comments and appropriate action thereon:
   a) Mayor McCoid
   b) City Administrator
   c) Council Members
   d) City Attorney

21) Adjournment

BONDURANT CITY COUNCIL

REGULAR MEETING

January 05, 2009

Meeting No. 09-01

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 05th day of January, 2009, 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 Keith Ryan
Council Member Curt Sullivan
City Attorney David 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 January 02, 2009. 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.

City Administrator Arentsen asked that item 7 be deleted from the agenda. Motion made by Council Member Ryan, seconded by Council Member Bailey, to approve the agenda, as amended. Roll Call: Ryan-Yes, Bailey-Yes, Adams-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve the Consent Items consisting of the City Council Minutes of December 15, 2008, the Claims Report and Tax Abatement Applications for Jeremy Happe, 816 33rd Street, Southwest; Christopher Reynolds, 408 5th Street, Northwest; and Luke Grosc, 142 Mallard Pointe Drive, Northwest, Bondurant, Polk County, Iowa. Roll Call: Bailey-Yes, Ryan-Yes, Adams-Yes, Boatwright-Yes, Sullivan-Yes.

Polk County Deputy Kristi Arcuri introduced Lt. Redlinger as Lt. Schneider's replacement.

Pat Collison, Water & Wastewater Superintendent, presented an update on wastewater operations and sewer collection system flows.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution No. 09-01, a Resolution approving the appointment of Nicole Bruce, 104 Walnut Drive, Northwest, Bondurant, Iowa, to the Park and Recreation Board, effective January 01, 2009, through December 31, 2011. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Sullivan, to approve Resolution No. 09-02, a Resolution approving the Plat of Survey for the Robert Stoll Estate. Roll Call: Bailey-Yes, Sullivan-Yes, Adams-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution No. 09-03, a Resolution approving the Amended 28E Agreement Renewal between the City of Bondurant, Polk County, Iowa, and Polk County Emergency Management Agency. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Ryan, seconded by Council Member Sullivan, to approve Resolution 09-04, a Resolution designating Council Member Michele Bailey, 129 Patterson Street, Southeast, Bondurant, Iowa, as the City of Bondurant Representative to the Bondurant-Farrar Education Foundation. Roll Call: Ryan-Yes, Sullivan-Yes, Adams-Yes, Bailey-Abstain, Boatwright-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve Resolution No. 09-05, a Resolution amending the City of Bondurant Employee Handbook pertaining to Christmas Eve holiday pay. Roll Call: Adams-Yes, Boatwright-Yes, Bailey-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution No. 09-06 as amended, a Resolution approving the bid submitted by Gavigan Janitorial Corporation, 9332 Northeast 83rd Street, Bondurant, Polk County, Iowa, and approving the acceptance of $700.00 for the removal of the rear 40’ x 24’ building located at 104 Main Street, Southeast, Bondurant, Polk County, Iowa, with payment made in full prior to the removal of said building. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution No. 09-07, a Resolution approving the bid submitted by Pro Environmental, Inc., in the amount of $6,200.00 for the asbestos removal at 100 First Street, Southeast, Bondurant, Polk County, Iowa, subject to the following: Provision of a listing of three similar projects; provision of an insurance certificate of at least $500,000.00; and provision of a Performance Bond following award of said bid. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Ryan-Yes, Bailey-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Bailey, to approve Resolution No. 09-08 as amended, a Resolution approving the bid submitted by John Cory, 303 Lincoln Street, Southeast, Bondurant, Polk County, Iowa, and approving the acceptance of $200.00 for the removal of the front 54’ x 24’ building located at 104 Main Street, Southeast,

Bondurant, Polk County, Iowa, is hereby approved as presented, with payment made in full prior to the removal of said building. Roll Call: Boatwright-Yes, Bailey-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Boatwright, seconded by Council Member Bailey, to approve Resolution No. 09-09 as amended, a Resolution approving the Contractor's Application for Final Payment submitted by Jensen Builders, Ltd., in the amount of $39,698.23 pertaining to the Public Safety Building project, with payment to occur on February 05, 2009. Roll Call: Boatwright-Yes, Bailey-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Discussion items included City Council Procedural Policies/Rules, City Disaster Response and Preparedness, garbage and recycling costs and City Investment Policy.

Mayor McCoid announced a recess at 8:21 p.m.

Motion made by Council Member Bailey, seconded by Council Member Adams, close the regular City Council meeting at 8:30 p.m., and go into closed session, pursuant to Iowa Code Section 21.5(c) to discuss strategy in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation and Iowa Code Section 21.5(j) to discuss the purchase of particular real estate. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried. Motion made by Council Member Bailey, seconded by Council Member Adams, to close the closed session at 9:05 p.m., and open the regular City Council meeting. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

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

- Protocol for receiving mail.

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

- Backup for City Hall phone system.
- Bike path project update.
- Post Office lease.
- Budget meeting on January 26.
- League of Cities infrastructure bill.
- Intern update.

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

- Council Member Adams – No Comment.
- Council Member Bailey – Occupancy permit update; status at the Mobil Station; nuisance at Bondurant Repair & Leasing.
- Council Member Boatwright – Potential candidate for Park and Recreation Board; will be out of town next week; possible internal sewer screening; and equipment for sale status/establishing an equipment replacement fund.

- Council Member Sullivan – Asked status of possible Polk County Emergency Management grants.
- Council Member Ryan – MWA update.

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

- No Comment.

Motion made by Council Member Ryan, seconded by Council Member Adams, to adjourn the meeting at 9:18 p.m. Roll Call: Ayes: 5. 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 January 05, 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