Posting Date: September 18, 2009

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

September 21, 2009

Meeting 09-18

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, September 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) Call to Order
2) Roll Call
3) Abstentions declared
4) Perfecting and Approval of the Agenda and Declaring a Quorum
5) Guests Present
6) Consent Items:
   a) Approval of the City Council Minutes of August 31, 2009
   b) Receive and File – Library Board of Trustees Minutes of August 06, 2009
   c) Claims Report
   d) Tax Abatement Applications – Sara Elizabeth Myer, 208 Tailfeather Drive, Northwest; Caroline Matthews, 518 Washington Avenue, Southeast; Corey McBride, 1308 – 15th Street, Southeast; Traci and Robert Kennedy, 213 Tailfeather Drive, Northwest; Jason Conn, 526 Washington Avenue, Southeast; and Ryan Cole, 704 Jefferson Avenue, Southeast, Bondurant, Polk County, Iowa
7) Polk County Sheriff's Report
8) Rita Rostenbach – Discuss establishing a dog park at the former water plant site
9) **RESOLUTION 09-153** – A Resolution approving a Fund Transfer for Fiscal Year 2009 / 2010
10) Discussion item(s)
    a) Fall and spring clean up options
    b) Board / Committee selection process
    c) Garbage contract
11) **RESOLUTION 09-154** – A Resolution approving the Cooperative Public Service Agreement between the City of Bondurant, Iowa, and Polk County, Iowa, pertaining to annual road maintenance
12) **RESOLUTION 09-155** – A Resolution approving and adopting a Schedule of Administrative Penalty Amounts for violations of Chapter 100 as authorized by the Code of Ordinances of the City of Bondurant, Polk County, Iowa
13) **ORDINANCE 09-209** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, Chapter 69, Section 69.14, pertaining to Trailer and Boat Parking Limited
14) **ORDINANCE 09-210** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, Chapter 70, Section 70.03, pertaining to Parking Fines
15) **RESOLUTION 09-156** – A Resolution approving a Local Match for the Hazard Mitigation Grant Program

16) **RESOLUTION 09-157** – A Resolution levying assessments for costs of a Nuisance Abatement for tall grass at 708 – 15th Street, Southeast; 129 Mallard Pointe Drive, Northwest; and 133 Mallard Pointe Drive, Northwest, Bondurant, Iowa
17) ***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
18) Reports / Comments and appropriate action thereon:
    a) Mayor McCoid
    b) City Administrator
    c) Council Members
19) Adjournment

BONDURANT CITY COUNCIL
REGULAR MEETING
September 21, 2009

Meeting No. 09-18

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 September, 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
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 September 18, 2009. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Mayor Pro Tem Ryan called the meeting to order at 6:01 p.m. Roll call was taken and a quorum was declared.

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

Mr. Dick Jensen, 604 Locust Street, Des Moines, Iowa, Attorney, presented an update pertaining to the Clement Estates drainage facility. The Clement family has agreed to complete the pond.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve the consent items consisting of the City Council Minutes of August 31, 2009, Library Board of Trustees Minutes of August 06, 2009, the Claims Report and Tax Abatement Applications for Sara Elizabeth Myer, 208 Tailfeather Drive, Northwest; Caroline Matthews, 518 Washington Avenue, Southeast; Corey McBride, 1308 – 15th Street, Southeast; Traci and Robert Kennedy, 213 Tailfeather Drive, Northwest; Jason Conn, 526 Washington Avenue, Southeast; and Ryan Cole, 704 Jefferson Avenue, Southeast, Bondurant, Polk County, Iowa. Roll Call: Bailey-Yes, Adams-Yes, Sullivan-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Polk County Sheriff's Department representative Deputy Barber had nothing to report. Council Member Bailey asked for extra patrol during Homecoming.

Ms. Rita Rostenbach, 112 Blaine Street, Northwest, Bondurant, Iowa, proposed establishing a dog park. Several locations were discussed as possibilities. Ms. Rostenbach will pursue fund raising options for the dog park.

Motion made by Council Member Boatwright, seconded by Council Member Sullivan, to approve Resolution 09-153, a Resolution approving a Fund Transfer for Fiscal Year 2009 / 2010. Roll Call: Boatwright-Yes, Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Discussion items included the fall/spring clean up, board/committee selection process and the garbage contract.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution 09-154, a Resolution approving the Cooperative Public Service Agreement between the City of Bondurant, Iowa, and Polk County, Iowa, pertaining to annual road maintenance. Roll Call: Bailey-Yes, Boatwright-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-155, a Resolution approving and adopting a Schedule of Administrative Penalty amounts for violations of Chapter 100 as authorized by the Code of Ordinances of the City of Bondurant, Polk County, Iowa. Roll call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

City Administrator Arentsen led a lengthy discussion pertaining to a proposed trailer and boat parking limited ordinance. Leo Kolo, Parking Committee Member; Roy McCleary, Parking Committee Member and Bondurant school bus driver; Rita Rostenbach, 112 Blaine Street, Northwest; Kent Sullivan, 121 Paine Street, Southeast; Deputy Barber and Lt. Raibikis of the Polk County Sheriff's Department participated in the discussion. A twenty-four hour special permit will be issued to residents preparing their recreational vehicle for vacation. Motion made by Council Member Adams, seconded by Council Member Bailey, to approve the first reading of Ordinance 09-209, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, Chapter 69, Section 69.14, by amending provisions pertaining to Trailer and Boat Parking Limited. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to waive the first reading and approve the second reading of Ordinance 09-210, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, Chapter 70, Section 70.03, by amending provisions pertaining to Parking Fines. 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 approve Resolution 09-156, a Resolution approving a Local Match for the Hazard Mitigation Grant Program. 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 approve Resolution 09-157, a Resolution levying assessments for costs of a Nuisance Abatement for tall grass at 708 – 15th Street, Southeast; 129 Mallard Pointe Drive, Northwest; and 133 Mallard Pointe Drive, Northwest, Bondurant, Iowa. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes. Motion carried.

Council Member Boatwright asked for a five minute recess at 7:16 p.m. Motion made by Council Member Boatwright, seconded by Council Member Bailey, to close the regular City Council meeting at 7:21 p.m., and open the 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. 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 close the Closed Session at 7:32 p.m., and open the regular City Council meeting. Roll Call: Boatwright-Yes, Bailey-Yes, Ryan-Yes, Sullivan-Yes, Adams-Yes. Motion carried.

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

- Paving will begin on the Main Street Reconstruction Project this week.
- Spoke to the Bondurant-Farrar Economics class on September 18.
- Will be attending the League of Cities Conference on September 24 and 25.
- Will be discussing speed limits around the new high school with school superintendent.

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

- Council Member Sullivan – No Comment.
- Council Member Boatwright – Would like an action item on the next agenda to vacate the Cove Park Lease and inquired about vacant property at 101 Main Street, Southeast.
- Council Member Ryan – Update on new MWA facility.
- Council Member Adams – No Comment.
- Council Member Bailey – Solar flashing lights and street sign replacement.

Motion made by Council Member Adams, seconded by Council Member Bailey, to adjourn said meeting at 7:45 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 September 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