Posting Date: May 29, 2009

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

June 01, 2009

Meeting 09-11

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, June 01, 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 May 18, 2009
   b) Receive and File – Planning & Zoning Commission Minutes of April 23, 2009
   c) Claims Report
   d) Tax Abatement Applications – Sahara Reyes, 700 33rd Street, Southwest; and Sean T. Frost, 3300 Poplar Drive, Southwest, Bondurant, Polk County, Iowa
7) Polk County Sheriff's Report
8) Dave McGrath, Owner, Fine Line Woodworks, 1008 2nd Street, Northeast, Bondurant, Iowa – Presentation of a revised Site Plan due to building expansion
   RESOLUTION NO. 09-96 – A Resolution approving the revised Site Plan for Fine Line Woodworks, 1008 2nd Street, Northeast, Bondurant, Iowa, due to building expansion
9) **ORDINANCE NO. 09-205** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 92, Section 92.07, pertaining to Lien Exemption and Section 92.09 pertaining to Customer Deposits (3rd reading)
10) **RESOLUTION NO. 09-97** – A Resolution approving the Temporary Easements pertaining to the Main Street Reconstruction Project
11) **RESOLUTION NO. 09-98** – A Resolution approving the Temporary Easements pertaining to the Second Street, Northwest, Sidewalk/Bike Path Project
12) **RESOLUTION NO. 09-99** – A Resolution approving submittal of a grant application to the United States Department of Agriculture (USDA) for a Rural Business Enterprise Grant in the amount of $99,000 pertaining to the U.S. Highway 65 12" watermain extension
13) **ORDINANCE NO. 09-206** – An Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 1, by adding Section 1.15 entitled Payment of Fees, Fines or Unsatisfied Judgments as a Prerequisite to Issuance by City of a License or Permit
14) **RESOLUTION NO. 09-100** – A Resolution approving the Purchase Agreement between the City of Bondurant and Robert F. Knowlton, 302 2nd Street, Northwest, Bondurant, Iowa, pertaining to the purchase of real estate
15) **RESOLUTION NO. 09-101** – A Resolution of Appreciation to Bondurant Emergency Services for their efforts to save lives and property and landscaping project at the Public Safety Building

16) **RESOLUTION NO. 09-102** – A Resolution of Appreciation to various organizations and individuals who have invested time and energy at the Bondurant Area Community Library
17) **RESOLUTION NO. 09-103** – A Resolution approving the bid submitted by Stewart Electric in the amount of $28,845 pertaining to the Main Street Electric Project
18) **RESOLUTION NO. 09-104** – A Resolution approving the application for an Iowa Retail Cigarette and Tobacco Permit for Git N Go Convenience Store, 3207 Henry Street, Southwest, Bondurant, Polk County, Iowa
19) Discussion item(s)
    a) Spring and fall cleanups
20) Reports / Comments and appropriate action thereon:
    a) Mayor McCoid
    b) City Administrator
    c) Council Members
    d) City Attorney Brick
21) Adjournment

BONDURANT CITY COUNCIL
REGULAR MEETING
June 01, 2009

Meeting No. 09-11

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 01st day of June, 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 May 29, 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.

Council Member Adams announced abstention on item #9.

City Administrator Arentsen asked that item #19 be deleted from the agenda. Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve the agenda, as amended. Roll Call: Bailey-Yes, Boatwright-Yes, Sullivan-Yes, Adams-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve the Consent Items consisting of the City Council Minutes of May 18, 2009, Planning and Zoning Commission Minutes of April 23, 2009, the Claims Report, and Tax Abatement Applications for Sahara Reyes, 700 – 33rd Street, Southwest; and Sean T. Frost, 3300 Poplar Drive, Southwest, Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Boatwright-Yes, Sullivan-Yes, Ryan-Yes, Bailey-Yes. Motion carried.

Polk County Sheriff's Department was present but had nothing to report.

Mr. Dave McGrath, owner of Fine Line Woodworks, 1008 – 2nd Street, Northeast, Bondurant, Iowa, presented a revised Site Plan due to a building expansion and answered questions from the Mayor and Council. Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution No. 09-96 a Resolution approving the revised Site Plan for Fine Line Woodworks, 1008 – 2nd Street, Northeast, Bondurant, Iowa. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes, Sullivan-Yes.

Public comment from Mr. Todd Omundson, 8852 Northeast Morgan Drive, Bondurant, Iowa, pertaining to customer deposits for rental properties. Mr. Omundson, an owner of several rental properties in Bondurant said it would be hard to be competitive with Ankeny and Altoona if the current policy is amended. Motion made by Council Member Ryan, seconded by Council Member Bailey, to approve the third and final reading of Ordinance No. 09-205, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 92, Section 92.09, pertaining to Lien Exemption and Section 92.09 pertaining to Customer Deposits. Roll Call: Ryan-No, Bailey-Yes, Adams-Abstain, Boatwright-No, Sullivan-No. Motion failed.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve Resolution No. 09-97, a Resolution approving the Temporary Easements pertaining to the Main Street Reconstruction Project. Roll Call: Adams-Yes, Boatwright-Yes, Bailey-Yes, Ryan-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Ryan, seconded by Council Member Boatwright, to approve Resolution No. 09-98, a Resolution approving the Temporary Easements pertaining to the Second Street, Northwest, Sidewalk / Bike Path Project. Roll Call: Ryan-Yes, Boatwright-Yes, Bailey-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 09-99, a Resolution approving the submittal of a grant application to the United States Department of Agriculture (USDA) for a Rural Business Enterprise Grant in the amount of $99,000 pertaining to the U.S. Highway 65 12" watermain extension. 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 waive the second reading of Ordinance No. 09-206, an Ordinance amending the Code of Ordinances of the City of Bondurant, Iowa, 2002, by amending Chapter 1, by adding Section 1.15 entitled Payment of Fees, Fines or Unsatisfied Judgments as a Prerequisite to Issuance by City of a License or Permit and approve as the third and final reading. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Sullivan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution No. 09-100, a Resolution approving the Purchase Agreement between the City of Bondurant and Robert F. Knowlton, 302 – 2nd Street, Northwest, Bondurant, Polk County, Iowa, pertaining to real estate purchase. Roll Call: Bailey-Yes, Boatwright-Yes, Ryan-Yes, Adams-Yes, Sullivan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Sullivan, to approve Resolution No. 09-101, a Resolution of Appreciation to Bondurant Emergency Services for their efforts to save lives and property and landscaping project at the Public Safety Building. Roll Call: Adams-Yes, Sullivan-Yes, Bailey-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Sullivan, to approve Resolution No. 09-102, a Resolution of Appreciation to various organizations and individuals who have invested time and energy at the Bondurant Area Community Library. Roll Call: Bailey-Yes, Sullivan-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to approve Resolution No. 09-103, a Resolution approving the bid submitted by Stewart Electric in the amount of $28,845.00 pertaining to the Main Street Electric Project. Roll Call: Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to approve Resolution No. 09-104, a Resolution approving the application for an Iowa Retail Cigarette and Tobacco Permit for Git N Go Convenience Store, 3207 Henry Street, Southwest, Bondurant, Polk County, Iowa. Roll Call: Sullivan-Yes, Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

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

- Washington D.C. trip update.
- Meetings update.
- Need better weed control on City property.
- Green space between Deer Ridge and Mallard Pointe developments.
- Planning and Zoning Commission vacancy.

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

- Meeting concerning drainage issue at B.I.G. Industrial Park.
- Preconstruction meeting on Wednesday for Main Street Reconstruction Project.
- USDA grant application review.
- RFP for safe room at Kinney Park due June 08.

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

- Council Member Boatwright – No comment.
- Council Member Bailey – Improvement needed pertaining to final inspections and issuing certificates of occupancy.
- Council Member Sullivan – City Park fence repair
- Council Member Ryan – Future building inspections performed by the City.
- Council Member Adams – No comment.

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

- No comment.

Motion made by Council Member Sullivan, seconded by Council Member Adams, to adjourn said meeting at 7:25 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 June 01, 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