Posting Date: June 19, 2009

NOTICE OF A REGULAR MEETING

BONDURANT CITY COUNCIL

June 22, 2009

Meeting 09-12

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 6:00 p.m., on Monday, June 22, 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 June 01, 2009
   b) Receive and File – Library Board of Trustees Minutes of May 07, 2009
   c) Receive and File – Planning and Zoning Commission Minutes of May 28, 2009
   d) Claims Report
   e) Tax Abatement Applications – Josh Finch, 1300 – 15th Street, Southeast; Lisa Hazelton, 3408 Maple Drive, Southwest; Reed Kinne, 3301 Poplar Drive, Southwest; Blake & Jodi Reinke, 3305 Poplar Drive, Southwest; and Diagonal Properties, 1209 Michael Street, Southeast, Bondurant, Polk County, Iowa
7) Polk County Sheriff's Report
8) Discussion item
   a) Bob Veenstra, Veenstra & Kimm - Presentation on WRA Sewer Connection
9) Rita Rostenbach – Presentation of proposed cemetery aesthetic improvements
10) **RESOLUTION NO. 09-105** – A Resolution approving the bid submitted by Josh of All Trades, 920 Grant Court, Southeast, Bondurant, Iowa, in the amount of $3,590 for the construction of a fence at City Park
11) **RESOLUTION NO. 09-106** – A Resolution of appreciation to John Bein, 132 Snyder Street, Southeast, Bondurant, Iowa, for his dedicated service as a Planning and Zoning Commission Member
12) **RESOLUTION NO. 09-107** – A Resolution approving the appointment of Brian K. Lohse, 105 – 5th Street, Southeast, Bondurant, Iowa, to the Planning and Zoning Commission seat vacated by John Bein, which expires on December 31, 2011
13) **RESOLUTION NO. 09-108** – A Resolution approving the revised proposal submitted by Stewart Electric, Bondurant, Iowa, in the amount of $8,540 pertaining to the Main Street Reconstruction Project
14) **RESOLUTION NO. 09-109** – A Resolution approving a street closure between 210 and 214 – 11th Street, Southeast, Bondurant, Iowa, on July 11, 2009, from 6:00 p.m., to 11:00 p.m., for a block party
15) **RESOLUTION NO. 09-110** – A Resolution approving the proposal submitted by SVPA in the amount of $6,650 for Preliminary Design work related to development of an application to the Iowa Department of Homeland Security for funding to construct a safe room at Kinney Park

16) Discussion item
   a) Maintenance bond for Main Street Reconstruction Project
      RESOLUTION NO. 09-111 – A Resolution approving a two year Maintenance Bond in the amount of $4,200 from Jasper Construction Services, Inc., pertaining to the Main Street Reconstruction Project
17) **RESOLUTION NO. 09-112** – A Resolution approving the monthly transfer of $8,515 from the Water Checking into the Water Sinking Fund and the monthly transfer of $3,200 from the Sewer Checking into the Sewer Sinking Fund for Fiscal Year 2009 / 2010
18) **RESOLUTION NO. 09-113** – A Resolution approving the Fund Transfers for Fiscal Year 2008 / 2009
19) **RESOLUTION NO. 09-114** – A Resolution approving the final payment to Manatt's Inc., in the amount of $8,730 pertaining to the Grain Street, North, Project
20) **RESOLUTION NO. 09-115** – A Resolution approving the Municipal Employee Wages for Fiscal Year 2009 / 2010
21) **RESOLUTION NO. 09-116** – A Resolution approving the renewal license application for a Class C Beer and Sunday Sales Permit for Casey's Marketing Company, a Privately Held Corporation, d/b/a Casey's General Store #1861, 1455 Grant Street, South, Bondurant, Polk County, Iowa
22) **RESOLUTION NO. 09-117** – A Resolution approving the license application for a Class C Beer and Sunday Sales Permit for Git-N-Go Convenience Stores, Inc., a Privately Held Corporation, d/b/a Git-N-Go Convenience Store #41, 3207 Henry Street, Southwest, Bondurant, Polk County, Iowa
23) **RESOLUTION NO. 09-118** – A Resolution approving the Vehicle Use Policy for the City of Bondurant, Polk County, Iowa
24) **RESOLUTION NO. 09-119** – A Resolution approving the Temporary Easement pertaining to the Main Street Reconstruction Project
25) **ORDINANCE NO. 09-207** – 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 (1st reading)
26) Discussion item(s)
   a) Trailer parking
   b) Noise ordinance
27) Reports / Comments and appropriate action thereon:
   a) Mayor McCoid
   b) City Administrator
   c) Council Members
28) Adjournment

BONDURANT CITY COUNCIL
REGULAR MEETING
June 22, 2009

Meeting No. 09-12

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 22nd 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
City Administrator Mark J. Arentsen
Deputy City Clerk Michelle Wells

Absent: Council Member Curt Sullivan

Notice of the meeting was posted at the Bondurant City Center, Casey's General Stores, Legacy Bank and the United States Post Office on June 19, 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 25. Mayor McCoid asked that item 27 be moved under item 25 and be defined as 25a and that she would abstain from discussion on item 26b.

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, Ryan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve the Consent Items consisting of the City Council Minutes of June 01, 2009, Planning and Zoning Commission Minutes of May 28, 2009, the Claims Report, and Tax Abatement Applications for Josh Finch, 1300 – 15th Street, Southeast; Lisa Hazelton, 3408 Maple Drive, Southwest; Reed Kinne, 3301 Poplar Drive, Southwest; Blake & Jodi Reinke, 3305 Poplar Drive, Southwest; and Diagonal Properties, Inc., 1209 Michael Street, Southeast, Bondurant, Polk County, Iowa. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

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

Mr. Bob Veenstra, Veenstra & Kimm, Inc., presented an overview on the WRA Sewer Connection and answered questions from the Mayor and Council.

Ms. Rita Rostenbach, 112 Blaine Street, Northwest, Bondurant, Iowa, presented proposed cemetery aesthetic improvements. She suggested planting a row of trees along the property line between the cemetery and Burke's Outsourcing and Returns. The City of Bondurant Tree Board received a $1,000 grant from Mid-American Energy.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve Resolution 09-105, a Resolution approving the bid submitted by Josh of All Trades, 920 Grant Court, Southeast, Bondurant, Iowa, in the amount of $3,590 for the construction of a fence at City Park. Roll Call: Adams-Yes, Boatwright-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Boatwright, to approve Resolution 09-106, a Resolution of Appreciation to John Bein, 132 Snyder Street, Southeast, Bondurant, Iowa, for his dedicated service as a Planning and Zoning Commission Member. Roll Call: Adams-Yes, Boatwright-Yes, Bailey-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-107, a Resolution approving the appointment of Brian K. Lohse, 105 – 5th Street, Southeast, Bondurant, Iowa, to the Planning and Zoning Commission seat vacated by John Bein, which expires on December 31, 2011. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-108, a Resolution approving the revised proposal submitted by Stewart Electric, Bondurant, Iowa, in the amount of $8,540 pertaining to the Main Street Reconstruction Project. Roll Call: Bailey-Yes, Adams-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-109, a Resolution approving the street closure between 210 and 214 – 11th Street, Southeast, Bondurant, Iowa, on July 11, 2009, from 6:00 p.m., to 11:00 p.m., for a block party. Roll Call: Bailey-Yes, Adams-Yes, Boatwright-Yes, Ryan-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-110, a Resolution approving a proposal from SVPA in the amount of $6,650 for Preliminary Design work related to development of an application to the Iowa Department of Homeland Security for funding to construct a safe room at Kinney Park. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-111, a Resolution approving a two year Maintenance Bond in the amount of $4,200 from Jasper Construction Services, Inc., pertaining to the Main Street Reconstruction Project. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-112, a Resolution approving the monthly transfer of $8,515 from the Water Checking into the Water Sinking Fund and the monthly transfer of $3,200 from the Sewer Checking into the Sewer Sinking Fund for Fiscal Year 2009 / 2010. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to approve Resolution 09-113, a Resolution approving the Fund Transfers for Fiscal Year 2008 / 2009. Roll Call: Bailey-Yes, Boatwright-Yes, Ryan-Yes, Adams-Yes. Motion carried.

Motion made by Council Member Adams, seconded by Council Member Bailey, to approve Resolution 09-114, a Resolution approving the final payment to Manatt's Inc., in the amount of $8,730 pertaining to the Grain Street, North, Project. Roll Call: Adams-Yes, Bailey-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-115, a Resolution approving the Municipal Employee Wages for Fiscal Year 2009/2010. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-116, a Resolution approving the renewal license application for a Class C Beer and Sunday Sales Permit for Casey's Marketing Company, a Privately Held Corporation, d/b/a Casey's General Store #1861, 1455 Grant Street, South, Bondurant, Polk County, Iowa. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Ryan, to approve Resolution 09-117, a Resolution approving the license application for a Class C Beer and Sunday Sales Permit for Git-N-Go Convenience Stores, Inc., a Privately Held Corporation, d/b/a Git-N-Go Convenience Store #41, 3207 Henry Street, Southwest, Polk County, Iowa. Roll Call: Bailey-Yes, Ryan-Yes, Adams-Yes, Boatwright-No. Motion carried.

Mayor McCoid suggested a change to #4 in the proposed Vehicle Use Policy for clarity purposes. Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-118, a Resolution approving the Vehicle Use Policy for the City of Bondurant, Polk County, Iowa, as amended. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Adams, to approve Resolution 09-119, a Resolution approving the Temporary Easement pertaining to the Main Street Reconstruction Project. Roll Call: Bailey-Yes, Adams-Yes, Ryan-Yes, Boatwright-Yes. Motion carried.

Motion made by Council Member Bailey, seconded by Council Member Boatwright, to waive the first and second reading of Ordinance 09-207, 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 approve as the third and final reading. Roll Call: Bailey-Yes, Boatwright-Yes, Ryan-Yes, Adams-Abstain. Motion carried.

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

- Washington D.C. trip update.

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

- Polk County will start storm debris pick up on Thursday.
- IJOBS program update.
- Safe room project update.
- Access Control plan approved by Planning and Zoning Commission.
- Meeting with Iowa Realty.
- Temporary easements update.

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

- Council Member Boatwright – Removal of trees at Entryway sign and cigarette permit validity.
- Council Member Bailey – No parking issue.
- Council Member Ryan – New recycling program starts July 8.
- Council Member Adams – Asked about Main Street Reconstruction Project start date.

Discussion held pertaining to trailer parking on City streets. Public comment from Mark and Maribeth Arentsen, 612 Mulberry Drive, Northwest, Bondurant, Iowa, voiced their dissatisfaction about a camper trailer that parks continually on the street directly near their home.

Mayor McCoid left the meeting at 7:50 p.m. Mayor Pro Tem Ryan called for a recess at 7:50 p.m. The meeting reconvened at 7:58 p.m.

City Administrator Arentsen led a discussion pertaining to a noise ordinance. Public comment from Tom Hamm, Cory's Irish Pub, 110 First Street, Southeast, Bondurant, Iowa, about a recent altercation with a resident during Summer Fest. It was agreed that outdoor events should end at 10:00 p.m., on week nights and 11:00 p.m., on week-ends. Public comment from Susan Reding, 112 Alpha Street, Northwest, Bondurant, Iowa, commended Tom Hamm for his involvement and generosity to the community.

Motion made by Council Member Adams, seconded by Council Member Bailey, to adjourn said meeting at 8:22 p.m. Roll Call: Ayes: 4. Nays: 0. Motion carried.

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Marla McCoid, Mayor

ATTEST:

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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 22, 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