

**Due to the COVID-19 concerns and social distancing recommendations, a virtual meeting was offered.*

BONDURANT CITY COUNCIL

Minutes

December 5, 2022

Bondurant City Council

1. Roll Call

Present: Council Member Tara Cox, Council Member Angela McKenzie, Council Member Bob Pepper, Council Member Matt Sillanpaa, Council Member Chad Driscoll

Absent: Mayor Doug Elrod

City Officials Present: City Administrator Marketa Oliver, City Clerk Shelby Hagan, Planning & Community Development Director Maggie Murray, Library Director Jill Sanders, Fire Chief Aaron Kreuder, Public Works Director John Horton

2. Call to Order and Declaring a Quorum

Mayor Pro Tem Cox called the meeting to order at 06:01 PM and declared a quorum.

3. Abstentions declared

None.

4. Perfecting and Approval of the Agenda

Motion by Pepper, seconded by Sillanpaa, to amend the agenda by removing item #5q and moving item #5p to #8h. Vote on Motion 5-0. Motion carried.

Motion by Pepper, seconded by McKenzie, to approve the agenda as amended. Vote on Motion 5-0. Motion carried.

5. Consent Agenda:

All items listed below are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which event the item will be removed from the Consent Agenda and considered separately.

a. Approval of City Council Meeting Minutes of November 21, 2022

b. Claims List

c. Applications for City Council Approval

**Due to the COVID-19 concerns and social distancing recommendations, a virtual meeting was offered.*

- d. R-221205-268- Resolution establishing Pawtocka as the name of the Dog Park located at Lake Petocka
- e. R-221205-269- Resolution approving a contract for services with Group Creative Services for water tower artist RFP design services in the amount of \$7,000
- f. O-221107-213 - (Third/Final Reading) Ordinance amending Sections 175.02, 177.09, and 178.13 of the Zoning Code regarding M-1 Uses and other related items
- g. R-221205-270- Resolution affixing a date for a public hearing for January 3, 2023 to consider a request for rezoning from the Agricultural (A-1) District to the Medium Industrial (M-2) District, pending annexation finalization, on Parcels 140/00062-000-000 and 140/00050-002-000
- h. R-221205-271- Resolution affixing a date for a public hearing for January 3, 2023 to consider a request for rezoning from the Agricultural (A-1) District to the Limited Industrial (M-1) District, pending annexation finalization, on Parcel 170/00002-000-000
- i. R-221205-272- Resolution affixing a date for a public hearing for January 3, 2023 to consider a request for rezoning from the Agricultural (A-1) District to the Medium Industrial (M-2) District, pending annexation finalization, on Parcels 140/00052-005-000, 140/00053-000,000, and 140/00054-001-000
- j. R-221205-273- Resolution affixing a date for a public hearing for January 3, 2023 to consider a request for rezoning from the Agricultural (A-1) District to the Limited Industrial (M-1) District, pending annexation finalization, on Lots 1 and Outlot Z of the Timmins Acres Final Plat and on Parcels 140/00058-000-000 and 140/00057-001-000
- k. R-221205-274- Resolution affixing a date for a public hearing for January 3, 2023 to consider a request for rezoning from the Agricultural (A-1) District to the Limited Industrial (M-1) District, pending annexation finalization, on the following Parcels 230/00463-000-000, 230/00464-002-003, 230/00466-003-000, 230/00466-004-000, and 230/00466-001-000

**Due to the COVID-19 concerns and social distancing recommendations, a virtual meeting was offered.*

- l. R-221205-275- Resolution approving Pay Request No. 7 from Jenco Construction Inc. for the Highway 65 Underpass Public Improvement Project TAP-T-0747(613)-8V-77 in the amount of \$94,953.66
 - m. R-221205-276- Resolution approving Job Grades and Wage Scales for FY24 pursuant to Compensation and Philosophy Policy
 - n. R-221205-277- Resolution approving Pay Request No. 4 from Synergy Contracting for the Eagle Park Restoration and Ditch #2 Bid Pack #2 in the amount of \$178,686.48
 - o. R-221205-278- Resolution approving invoice for 32nd Street, SE Asphalt Repair Project
 - p. O-221121-214 - (Second Reading) Ordinance Amending Chapter 75 regarding ATVs and UTVs
Motion by Sillanpaa, seconded by McKenzie, to Approve the second reading of O-221121-214. Roll Call: Ayes: Cox, McKenzie, Sillanpaa, Driscoll. Nays: Pepper. Absent: Mayor Elrod. Motion carried 4-1.
 - q. - Resolution approving Change Order No. 7 for the Underpass Project to replace Stormwater Culverts in the future Skate Park area
Motion by Pepper, seconded by Driscoll, to Approve the Consent Agenda. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.
6. Guests requesting to address the City Council
- a. Presentation of Life Saving Awards
Chief Kreuder presented the Life Saving Awards to Assistant Chief Rebecca Morris, Assistant Chief Troy Harmison, Firefighter Daniel Howieson, and Lieutenant Alan Summers.
 - b. Polk County Sheriff's Report
Not present.
7. **Public Hearing**
- a. Public Hearing regarding a request to rezone property from the Conservancy (U-1) District to the Light Industrial (M-1) - 1601 Garfield St SW
Mayor Pro Tem Cox opened the public hearing at 06:09 PM.

Planning & Community Development Director Murray explained the

rezoning to the Council and the public.

Mayor Pro Tem Cox closed the public hearing at 06:11 PM.

8. Action Items

- a. R-221205-279- Resolution approving purchase of Two Triple Combination Fire Trucks in an amount not to exceed \$1,000,000
Chief Kreuder expressed the need to purchase new fire trucks due to the aging fleet and the availability of parts.

Motion by Pepper, seconded by Driscoll, to Approve R-221205-279. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

- b. R-221205-280- Resolution adopting Public Charging Program Policy and establishing an hourly rate for Electric Vehicle Charging Stations
Motion by Driscoll, seconded by Pepper, to Approve R-221205-280. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

- c. R-221205-281- Resolution establishing a Targeted Business/Industry Program

Motion by Pepper, seconded by Sillanpaa, to Approve R-221205-281. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

- d. O-221205-218 - (First Reading) Ordinance rezoning property from the Conservancy (U-1) District to the Limited Industrial (M-1) District on property at 1601 Garfield Street SW and at Parcel 231/00020-007-009
Motion by Pepper, seconded by Driscoll, to waive the first and second reading, and approve the third and final reading of O-221205-218. Roll Call: Ayes: Sillanpaa, Driscoll, Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

- e. O-221205-219 - (First Reading) Consideration of establishing regulations for Electric Vehicle Charging
Motion by Pepper, seconded by Driscoll, to waive the first and second reading, and approve the third and final reading of O-221205-219. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

- f. O-221121-215 - (Second Reading) Ordinance amending Sections 178.02, 178.03, and 178.06 of the Zoning Code and to Section 180.05 of the Subdivision Code regarding basements

**Due to the COVID-19 concerns and social distancing recommendations, a virtual meeting was offered.*

Motion by Pepper, seconded by Sillanpaa, to Approve the second reading of O-221121-215. Roll Call: Ayes: Cox, Pepper, Sillanpaa, Driscoll. Nays: McKenzie. Absent: Mayor Elrod. Motion carried 4-1.

- g. O-221121-217 - (Third Reading) Ordinance amending Sections 177.07.8, 178.02, and 178.03 of the Zoning Code regarding certain use and bulk requirements of the R-1 and R-2 Districts

Motion by Pepper, seconded by McKenzie, to Approve the third and final reading of O-221121-217. Roll Call: Ayes: Cox, McKenzie, Pepper, Sillanpaa, Driscoll. Nays: None. Absent: Mayor Elrod. Motion carried 5-0.

9. Discussion Items -

- a. Golf Cart Ordinance

City Administrator Oliver inquired the council about the sunset of the golf cart ordinance. The council would like to see a report from the Polk County Sheriff's Department, but expressed keeping the ordinance in place.

- b. Ballistic PPE Policy and Procedure SOG

Chief Kreuder presented the policy and procedure to the council.

10. Reports / Comments and appropriate action thereon:

- a. Mayor
None.

- b. Council Members
Cox - Chamber meeting next week, EPIC meeting this week.
Pepper - Merry & Bright Parade comments.
Driscoll - Merry & Bright Parade comments, school's Festival of Trees tree, BRAVO update, recent media articles.
Sillanpaa - Merry & Bright Parade comments, Horse Drawn Carriage rides comments, beaver problem in Eagle Park.
McKenzie - Festival of Trees comments, CVB update.

- c. Administrator
City Hall warranty work update, holiday luncheon on December 22nd, grant updates.

- d. Directors
Murray - None.
Kreuder - None.
Sanders - Library update.
Horton - Beaver update.

11. **Closed Session-** Pursuant to Iowa Code 21.5.1(j) to discuss property acquisition and 21.5.1(c) potential or pending litigation

**Due to the COVID-19 concerns and social distancing recommendations, a virtual meeting was offered.*

Motion by Driscoll, seconded by Sillanpaa, to move into closed session at 07:01 PM. Vote on Motion 5-0. Motion carried.

Mayor Pro Tem Cox closed the closed session at 07:49 PM.

12. Adjournment

City Administrator Oliver updated the council on the city's property being a location for a can redemption location. The city declined due to liability, cleanliness, etc.

Motion by Pepper, seconded by Sillanpaa, to adjourn at 07:52 PM. Vote on Motion 5-0. Motion carried.

Shelby Hagan, City Clerk

ATTEST:

Doug Elrod, Mayor

I, the understated Mayor 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 City Council on December 5, 2022, that all the subjects included in the foregoing proceedings were contained in the agenda for the meeting kept continually current and readily available for the public inspection at the Office of the City Clerk; that such subject 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 in written form and available for public inspection within ten business days and prior to the next convened meeting of said body.

Doug Elrod, Mayor