

MINUTES OF THE REGULAR MEETING OF THE ANKENY CITY COUNCIL

Monday, November 5, 2018 – 5:30 PM
Ankeny City Hall - City Council Chambers
410 West First Street, Ankeny, Iowa
Gary Lorenz, Mayor
Mark Holm, Mayor Pro tem

Council Members: Bobbi Bentz, Jim McKenna, Kerry Walter-Ashby, Kelly Whiting

Mayor Lorenz called the meeting to order at 5:30 p.m. Council members Bentz and Walter-Ashby were absent. City Manager, David Jones and City Attorney, Amy Beattie was present.

Mayor Lorenz led the Pledge of Allegiance.

Council member Bentz arrived at 5:31.

CEREMONY: none

1. Special Recognition: Ankeny Fire Chief James Clack presented a check to the St. Florian Fire & Burn Foundation in the amount of \$4,692.00. This was the result of goodwill donations collected at the Pancake Breakfast hosted by the Ankeny Fire Department on October 13, 2018.

A. PUBLIC FORUM:

1. Open Forum: Joey Beech, Executive Director of the Ankeny Economic Development Corporation (AEDC), 1631 SW Main St., presented an update on the activities and events of the AEDC.

B. APPROVAL OF AGENDA:

1. Approval of the November 5, 2018 Agenda:

Action# B1-1. Holm made the motion to approve and accept the November 5, 2018 agenda, without amendment, seconded by Bentz.

ROLL CALL

2018-1105.B1-1 YES 4 NO 0

C. PUBLIC HEARING(S): none

D. REPORTS OF ADVISORY BOARDS AND COMMISSION:

1. Plan and Zoning Commission Representative, Lisa West, reported on the activities of the Plan and Zoning Commission.

E. APPROVAL OF CONSENT AGENDA:

- **Minutes**
CA - 1 Approval of official council actions of the regular meeting of October 15, 2018, as published, subject to correction, as recommended by the City Clerk.

CA - 2 Receive and file minutes of the Zoning Board of Adjustment meeting of September 5, 2018.

CA - 3 Receive and file minutes of the Library Board of Trustees meeting of September 20, 2018.

CA - 4 Receive and file minutes of the Plan and Zoning Commission meeting of October 2, 2018.

- **Licenses and Permits**

CA - 5 Consider motion to approve the issuance of liquor license(s) and/or beer / wine permit(s) in the City of Ankeny.

- **Finance/Budget**

CA - 6 Consider motion to approve Change Order #4 increasing the contract amount by \$4,817.20 to Stahl Construction, Inc., for construction services on the Ankeny Kirkendall Public Library project.

CA - 7 Consider motion to approve Payment #13 in the amount of \$6,966.40 to Calhoun-Burns and Associates, Inc., for engineering services on the NE 54th Street Bridge Replacement over Tributary to Fourmile Creek project.

CA - 8 Consider motion to approve Change Order #2 increasing the contract amount by \$19,756.00 to C.L. Carroll Co., Inc., for construction services on the Northwest Booster Station project.

CA - 9 Consider motion to approve Payment #7 in the amount of \$422,774.04 to C.L. Carroll Co., Inc., for construction services on the Northwest Booster Station project.

CA - 10 Consider motion to approve Change Order #1 increasing the contract amount by \$12,055.00 to Concrete Connection LLC, for construction services on the 2018 Glenbrooke Park Improvements project.

CA - 11 Consider motion to approve Payment #1 in the amount of \$61,571.88 to Concrete Connections LLC for construction services on the 2018 Glenbrooke Park Improvements project.

CA - 12 Consider motion to approve Change Order #7 increasing the contract amount by \$5,248.74 to DDVI for construction services on the Fire Station No. 3 project.

CA - 13 Consider motion to approve Payment #16 in the amount of \$21,452.00 to HR Green, Inc., for engineering services on the NW Irvinedale Drive Reconstruction (Design) project.

CA - 14 Consider motion to approve Change Order #1 increasing the contract amount by \$4,251.00 to Iowa Signal Inc., for construction services on the I-35 & SE Corporate Woods Drive Southbound Ramps Traffic Signal project.

CA - 15 Consider motion to approve Payment #1 in the amount of \$47,898.64 to Iowa Signal, Inc., for construction services on the I-35 Southbound Ramps & SE Corporate Dr Traffic Signal project.

CA - 16 Consider motion to approve Payment #8 in the amount of \$7,388.25 to JEO Consulting Group, Inc., for engineering services on the SE Delaware Streambank Stabilization project.

CA - 17 Consider motion to approve Payment #6 in the amount of \$330,056.84 to MPS Engineers, P.C. dba Kingston Services P.C., for construction services on the SE East Lawn Area Utility Improvements - Phase 1 project.

CA - 18 Consider motion to approve Payment #6 in the amount of \$17,432.50 to Nilles Associates, Inc., for engineering services on the SW Market Street Extension project.

CA - 19 Consider motion to approve Payment #6 in the amount of \$14,795.00 to Nilles Associates, Inc., for engineering services on the SW Plaza Parkway and SW College Avenue Extension project.

CA - 20 Consider motion to approve Payment #4 in the amount of \$8,005.00 to Nilles Associates, Inc., for engineering services on the SW State Street and SW Magazine Road Intersection Improvements project.

CA - 21 Consider motion to approve Payment #7 in the amount of \$9,043.00 to RDG Planning & Design, for construction services on the Stormwater Management Study and Master Plan project.

CA - 22 Consider motion to approve Payment #9 in the amount of \$1,900.00 to RW Excavating Solutions, LC for construction services on the Tradition Park Stormwater Detention Basin Remediation project.

CA - 23 Consider motion to approve Payment #2 in the amount of \$25,652.70 to Shive-Hattery for engineering services on the SW Irvinedale Dr., Transmission Main - Phase 1 project.

CA - 24 Consider motion to approve Payment #15 in the amount of \$2,930.42 to Snyder & Associates, Inc., for engineering services on the Ankeny Blvd & First St Intersection Improvements project.

CA - 25 Consider motion to approve Payment #16 in the amount of \$3,578.61 to Snyder & Associates, Inc., for engineering services on the Ash Tower Feeder Main project.

CA - 26 Consider motion to approve Payment #93 in the amount of \$17,516.25 to Snyder & Associates, Inc., for engineering services on the E. 1st Street Interchange Reconstruction project.

CA - 27 Consider motion to approve Payment #7 in the amount of \$4,548.00 to Snyder & Associates, Inc., for engineering services on the High Trestle Trail Extension SW Ordinance to SE Magazine project.

CA - 28 Consider motion to approve Payment #8 in the amount of \$5,245.45 to Snyder & Associates, Inc., for engineering services on the I-35 Southbound Ramps & SE Corporate Dr., Traffic Signal project.

CA - 29 Consider motion to approve Payment #66 in the amount of \$8,998.00 to Snyder & Associates, Inc., for engineering services on the I-35 Widening E. 1st St., Interchange to NE 36th St.

CA - 30 Consider motion to approve Payment #44 in the amount of \$1,212.00 to Snyder & Associates, Inc., for engineering services on the NE 36th St., Bridge Widening & Roadway Reconstruction project.

CA - 31 Consider motion to approve Payment #18 in the amount of \$5,051.09 to Snyder & Associates, Inc., for engineering services on the NE Delaware Avenue Pedestrian Bridge & Sidewalk Connection project.

CA - 32 Consider motion to approve Payment #8 in the amount of \$42,464.86 to Snyder & Associates, Inc., for engineering services on the S Ankeny Blvd & SE Shurfine Dr/SW Prairie Trail Pkwy Intersection Improvements project.

CA - 33 Consider motion to approve Payment #9 in the amount of \$10,271.77 to Snyder & Associates, Inc., for engineering services on the SE Convenience Boulevard Extension project.

CA - 34 Consider motion to approve Payment #17 in the amount of \$8,504.60 to Snyder & Associates, Inc., for engineering services on the SE Creekview Dr., Drainage & Pavement Improvements project.

CA - 35 Consider motion to approve Payment #10 in the amount of \$10,326.75 to Snyder & Associates, Inc., for engineering services on the Traffic Signal System Timings Update project.

CA - 36 Consider motion to approve Payment #7 in the amount of \$3,794.65 to Snyder and Associates, Inc., for services on the Ankeny Welcome Signs Construction project.

CA - 37 Consider motion to approve Payment #16 in the amount of \$1,137.25 to SVPA Architects, Inc., for construction services for the Fire Station No. 3 project.

CA - 38 Consider motion to approve Payment #1 in the amount of \$58,187.50 to WW Sandblasting, Inc., for construction services on the 2018 Ash Drive Water Tower Repair and Coating project.

CA - 39 Consider motion to approve the November 5, 2018 Accounts Payable from the following funds: General \$281,585.85, Fire Gift \$4,617.00, Hotel Motel Tax \$3,000.00, Road Use Tax \$89,458.61, Library Foundation \$421.20, Solid Waste \$45.00, Water \$435,801.86, Sewer \$25,636.51, Sewer Sinking \$147,539.39, Stormwater \$2,081.10, Golf Course \$12,749.94, Enterprise Project \$779,144.30, Revolving \$26,594.99, Risk Mgmt \$51,756.00, Health Insurance \$896.93, Capital Projects \$832,799.35, Payroll \$2,289,547.23, Less Srvc Trnsfrs/ACH Drafts (\$343,112.53), Less agenda pymts apprvd separately \$1,351,251.49, Grand Total \$3,289,311.24 (Finance Committee: B. Bentz, Chp., K. Walter-Ashby, M. Holm)

CA - 40 Consider motion to approve the Master Weather Services Agreement with Weather Decision Technologies, Inc., for weather forecast services and authorize the Mayor to execute said Agreement.

- **Personnel Items**

CA - 41 Consider motion to adopt RESOLUTION 2018-459 increasing the Full-Time Equivalent (FTE) positions authorized for Fiscal Year 2019 from 287.29 to 290.29.

- **Community Development Items**

CA - 42 Consider motion to adopt RESOLUTION 2018-460 accepting final plat, deed to streets, platted easements, connection fee payments and approval of cost participation for 15-inch sanitary sewer for Clover Ridge East Plat 3.

CA - 43 Consider motion to adopt RESOLUTION 2018-461 accepting final plat, PUD Site Plan, minimum protection elevations, and platted easements for Deer Creek Village Plat 1.

CA - 44 Consider motion to adopt RESOLUTION 2018-462 accepting final plat, letter of credit for seeding and erosion control, platted easements, sewer connection fee and restrictive covenants for Autumn Crest Plat 8.

CA - 45 Consider motion to adopt RESOLUTION 2018-463 approving plans and specifications and accepting contracts, performance and maintenance bonds for the construction of water main and sanitary sewer for Autumn Crest Plat 8 Final Plat.

CA - 46 Consider motion to adopt RESOLUTION 2018-464 accepting a storm water management facility maintenance covenant and permanent easement agreement located on a part of Lot 1, Briarwood Plat 11 and a part of Lot 2, Briarwood Plat 20 and associated with the development of Natural Health Chiropractic.

CA - 47 Consider motion to adopt RESOLUTION 2018-465 authorizing the Mayor to sign a hold harmless agreement allowing ABJ Properties, LLC to place a retaining wall and cunette within a public sanitary sewer and water main easement for property located at 3405 N Ankeny Blvd.

CA - 48 Consider motion to adopt RESOLUTION 2018-466 accepting a Storm Water Management Facility Maintenance Covenant and Permanent Easement Agreement associated with the development of Lot 73, Northpointe Village Center Plat 3.

CA - 49 Consider motion for preliminary approval of Trestle Corner Plat 1 final plat.

CA - 50 Consider motion to adopt RESOLUTION 2018-467 accepting a Storm Water Management Facility Maintenance Covenant and Permanent Easement Agreement associated with the development of Lot 4, Oralabor Plaza Plat 4.

CA - 51 Consider motion to adopt RESOLUTION 2018-468 accepting off-site easements for public utilities in conjunction with Trestle Corner Plat 1.

CA - 52 Consider motion to adopt RESOLUTION 2018-469 accepting final plat, platted easements, warranty deed for public right-of-way, subdivision bond for seeding and erosion control and performance and maintenance bonds for underground improvements for Pointes West Villas Plat 1.

CA - 53 Consider motion to adopt RESOLUTION 2018-470 approving plans and specifications and accepting contracts, performance and maintenance bonds for the construction of water main and sanitary sewer in Pointes West Villas Plat 1.

CA - 54 Consider motion to adopt RESOLUTION 2018-471 authorizing the Mayor to sign a No-Build Easement, located on a part of Lot 5, Block 5, in Town of Ankeny, an official plat, city of Ankeny, Polk County, Iowa.

CA - 55 Consider motion to approve the Regina's Chance Estates Preliminary Plat, subject to applicable Polk County subdivision requirements in lieu of the City of Ankeny subdivision regulations.

CA - 56 Consider motion to adopt RESOLUTION 2018-472 accepting the final plat for Regina's Chance Estates subject to applicable Polk County subdivision requirements in lieu of the City of Ankeny subdivision regulations.

CA - 57 Consider motion to adopt RESOLUTION 2018-473 accepting final plat, platted easements and subdivision bond for seeding and erosion control for Vintage Business Park at Prairie Trail Plat 6.

- **Engineering Items**

CA - 58 Consider motion to adopt RESOLUTION 2018-474 accepting maintenance bond for utilities (water main) in Deer Creek Village Plat 1.

CA - 59 Consider motion to adopt RESOLUTION 2018-475 accepting maintenance bond for utilities (sanitary sewer) in Deer Creek Village Plat 1.

CA - 60 Consider motion to adopt RESOLUTION 2018-476 approving plans and specifications and accepting public sanitary sewer easement, contracts and performance and maintenance bonds for the construction of sanitary trunk sewer in 1020 NE 18th Street - Elwell Sanitary Sewer Extension project.

CA - 61 Consider motion to adopt RESOLUTION 2018-477 accepting public improvements in Villas at Brinmore Estates Plat 1 for utilities.

CA - 62 Consider motion to adopt RESOLUTION 2018-478 accepting public improvements in Villas at Brinmore Estates Plat 1 for paving.

CA - 63 Consider motion to adopt RESOLUTION 2018-479 accepting maintenance bond for utilities in Clover Ridge East Plat 3.

CA - 64 Consider motion to adopt RESOLUTION 2018-480 accepting maintenance bond for paving in Clover Ridge East Plat 3.

- **Capital Improvement Projects**

CA - 65 SW State Street & SW Magazine Road Intersection Improvements Project: Consider motion to approve: a) Certificate of Completion; b) RESOLUTION 2018-481 accepting the public improvement with Absolute Concrete Construction, Inc., in the amount of \$293,030.29; and c) Final Payment #4 in the amount of \$534.69 and Retainage Payment in the amount of \$14,651.51.

CA - 66 2018 PCC Partial Depth Repair Program: Consider motion to approve: a) Final Change Order #1 increasing the contract amount by \$8,813.00; b) Certificate of Completion; c) RESOLUTION 2018-482 accepting the public improvement with Hawkeye Paving Corp., in the amount of \$70,818.00; and d) Final Payment #1 in the amount of \$67,277.10 / Release of Retainage in the amount of \$3,540.90.

CA - 67 2018 PCC Pavement Preservation Program: Consider motion to approve: a) Final Change Order #1 decreasing the contract amount by \$3,184.16; b) Certificate of Completion; c) RESOLUTION 2018-483 accepting the public improvement with Scodeller Construction, Inc., in the amount of \$106,543.84; and d) Final Payment #1 in the amount of \$101,216.65 / Release of Retainage in the amount of \$5,327.19.

- **Administrative Items**

CA - 68 Consider motion to receive and file Notice of Meeting received from the City Development Board to consider voluntary annexation within the City of Altoona, Iowa.

CA - 69 Consider motion to adopt RESOLUTION 2018-484 setting a public hearing on a development agreement between the City of Ankeny and Ruan Transport Corporation (date of hrg: 11/19/18 @ 5:30 p.m.)

- **Approval of Consent Agenda Items**

1. Consent Agenda Items CA-1 through CA-69:

Action# E1-1. Whiting made the motion to approve the recommendations for Consent Agenda Items CA-1 through CA-69, seconded by Holm.

ROLL CALL

2018-1105.E1-1 YES 4 NO 0

F. SUPPLEMENTAL AND REMOVED CONSENT AGENDA ITEMS:

1. Supplemental and Removed Consent Agenda

Action# F1-1. No action taken.

G. RECESS: none

H. LEGISLATIVE BUSINESS:

- Approval of Ordinances:

1. **Ord 1957:** An Ordinance vacating a portion of a 15-foot Water Main Easement associated with Village at Trestle Crossing Plat 1.

Action# H1-1. Whiting made the motion to accept second consideration of ORDINANCE 1957, seconded by Bentz.

ROLL CALL

2018-1105.H1-1 YES 4 NO 0

Action# H1-2. Holm made the motion to accept applicant's request to suspend the rule that all ordinances must be considered on three different days and accept third consideration of ORDINANCE 1957, sending it on its final passage and publication as required by law, seconded by Whiting.

ROLL CALL

2018-1105.H1-2 YES 4 NO 0

Action# H1-3. Whiting made the motion to adopt RESOLUTION 2018-485 authorizing the sale of real estate vacated by the City of Ankeny to Caliber Iowa, LLC., seconded by Holm.

ROLL CALL

2018-1105.H1-3 YES 4 NO 0

- Boards/Commissions Appointments:

2. Des Moines Regional Transit Authority (DART) Appointments

Action# H2-1. Holm motion to adopt RESOLUTION 2018-486 appointing persons to serve as Commission and Alternate Members for the Des Moines Regional Transit Authority (DART), seconded by Whiting.

ROLL CALL

2018-1105.H2-1 YES 4 NO 0

I. OLD BUSINESS: none

J. NEW BUSINESS: none

K. ADMINISTRATIVE BUSINESS:

- Report of the City Staff: none
- Report of the Governing Body: none

L. ADJOURNMENT

1. There being no further business, the meeting was adjourned at 5:42 p.m.

Pamela DeMouth, City Clerk

Gary Lorenz, Mayor

Published in the Des Moines Register on the 16th day of November, 2018.
Audio file of meeting is available by contacting the City Clerk's Office.