

MINUTES OF THE REGULAR MEETING OF THE ANKENY CITY COUNCIL

Monday, January 21, 2019 – 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. All Council members were present. City Manager, David Jones and City Attorney, Amy Beattie were present.

Mayor Lorenz led the Pledge of Allegiance.

CEREMONY:

1. Mayor Lorenz read a Proclamation proclaiming the month of January as Slavery and Human Trafficking Prevention and Awareness Month.

A. PUBLIC FORUM:

1. Special Presentation: Brett Mendenhall of OPN gave a brief presentation on the Interior Furnishings for the Ankeny Kirkendall Public Library Building Project.
2. Open Forum: Mark Densmore, representing the Ankeny Area Chamber of Commerce, presented an update on the Chamber's activities and events.

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 January 21, 2019 Agenda:

Action# B1-1. Holm made the motion to approve and accept the January 21, 2019 agenda, without amendment, seconded by Whiting.

ROLL CALL

2019-0121.B1-1 YES 5 NO 0

C. PUBLIC HEARING(S):

1. **PH 2019-02:** Proposed amendment to the Zoning Ordinance, Chapter 193, of the Municipal Code of the City of Ankeny, Iowa, regarding Flood Plain Regulations.

Mayor Lorenz opened the public hearing. Notice of this hearing was published in the Des Moines Register on the 11th day of January, 2019.

No written objections were filed and no oral objections were offered from the audience.

Eric Jensen, Plan and Building Director, reported the proposed amendment to the Zoning Ordinance, Chapter 193, of the Municipal Code of the City of Ankeny, Iowa, supersedes the current provisions of Chapter 193 regarding Flood Plain Regulations.

The updated provisions in this chapter are required to maintain the City of Ankeny's participation eligibility in the National Flood Insurance Program, in accordance with the updated FIRMs effective February 1, 2019.

Action# C1-1. Walter-Ashby made the motion to close Public Hearing 2019-2, seconded by Whiting.

ROLL CALL

2019-0121.C1-1 YES 5 NO 0

2. **PH 2019-03** Proposed 2019-2023 Capital Improvement Program

Mayor Lorenz opened the public hearing. Notice of this hearing was published in the Des Moines Register on the 11th day of January, 2019.

No written objections were filed and no oral objections were offered from the audience.

Paul Moritz, Assistant City Manager, reported the 2019-2023 Capital Improvement Program totals \$135,507,233. Of this total, 44% is identified for transportation projects, 33% for municipal utilities (water, sewer and storm water) projects, 9% for municipal buildings, 6% for Prairie Trail projects, 5% for sidewalks and trails and 3% for parks.

Action# C2-1. Holm made the motion to close Public Hearing 2019-03, seconded by Bentz.

ROLL CALL

2019-0121.C2-1 YES 5 NO 0

D. REPORTS OF ADVISORY BOARDS AND COMMISSION:

1. Representative(s): none

E. APPROVAL OF CONSENT AGENDA:

- **Minutes**

CA - 1 Approval of official council actions of the regular meeting of January 7, 2019, 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 November 6, 2018.

CA - 3 Receive and file minutes of the Civil Service Commission meeting of December 10, 2018.

CA - 4 Receive and file minutes of the Plan and Zoning Commission meeting of December 18, 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 receive and file Financial Reports for December 2018.

CA - 7 Consider motion to receive and file the Building Permits Report for December 2018.

CA - 8 Consider motion to receive and file Utility Billing Report for December 2018.

CA - 9 Consider motion to approve Payment #3 in the amount of \$26,243.88 to JEO Consulting Group, Inc., for engineering services on the N. Ankeny Blvd and NE/NW Georgetown Blvd Intersection Signalization project.

CA - 10 Consider motion to approve Payment #11 (Final) in the amount of \$1,685.00 to JEO Consulting Group, Inc., for engineering services on the SE Delaware Streambank Stabilization project.

CA - 11 Consider motion to approve Amendment No. 2 to the Professional Services Agreement increasing the contract amount by \$100,800.00 with Nilles Associates, Inc., for construction engineering services on the SW District Drive and SW Merchant Street project and for final design, bidding and construction services on a stand-alone landscaping project within the right-of-way along SW District Drive.

CA - 12 Consider motion to approve Payment #24 in the amount of \$25,623.75 to OPN Architects for construction administration services on the Ankeny Kirkendall Public Library project.

CA - 13 Consider motion to approve Payment #4 in the amount of \$34,924.20 to Shive-Hattery for engineering services on the SW Irvinedale Dr., Transmission Main - Phase 1 project.

CA - 14 Consider motion to approve Payment #7 in the amount of \$915,145.45 to Stahl Construction for construction services on the Ankeny Kirkendall Public Library project.

CA - 15 Consider motion to approve Payment #1 in the amount of \$3,088.80 to SVPA Architects, Inc., for services for the Public Services Building renovation project.

CA - 16 Consider motion to approve the January 21, 2019 Accounts Payable from the following funds: General \$266,650.35, Hotel Motel Tax \$1,771.05, Road Use Tax \$37,526.02, Seizure \$1,082.50, Police/Fire Pension \$729.00, Library Foundation \$521.21, Solid Waste \$51,927.68, Water \$535,642.01, Sewer \$656,026.68, Stormwater \$5,475.76, Golf Course \$11,241.11, Enterprise Project \$36,609.20, Revolving \$32,926.53, Risk Mgmt \$54,046.29, Health Insurance \$1,877.24, Capital Projects \$1,029,316.89, Payroll \$990,397.21, Less Svc Trnsfrs/ACH Drafts (\$176,332.86), Less Agenda Pymts Apprvd Separately (\$106,711.08), Grand Total \$3,430,722.79 (Finance Committee: B. Bentz, Chp, K. Walter-Ashby, M. Holm)

CA - 17 Consider motion to adopt a RESOLUTION 2019-013 relating to the revision of the Financial Policy of the Standard Administrative Policy and Procedures Manual of the City of Ankeny, Iowa.

- **Personnel Items**

CA - 18 Consider motion to approve the Civil Service Commission lists of candidates certified eligible for appointment to the positions of Police Officer and Firefighter/EMT subject to passing all other requirements.

CA - 19 Consider motion to approve City Clerk job announcement and recruitment timeline.

- **Community Development Items**

CA - 20 Consider motion to adopt RESOLUTION 2019-014 setting a public hearing on a proposal to vacate a portion of a public utility easement associated with a part of Lot 1, Chapman Brothers Farm Plat 1 (date of hrg: 2/4/19 @ 5:30 p.m.)

CA - 21 Consider motion to adopt RESOLUTION 2019-015 providing for the notice and hearing of the City Council of the City of Ankeny to rezone certain property owned by Polk County Aviation Authority and located east of Interstate 35 and north of SE Corporate Woods Drive. (date of hrg: 2/4/19 @ 5:30 p.m.)

- **Engineering Items**

CA - 22 Consider motion to adopt RESOLUTION 2019-016 accepting public improvements in Brinmore Estates Plat 2 for utilities.

CA - 23 Consider motion to adopt RESOLUTION 2019-017 accepting public improvements in Brinmore Estates Plat 2 for paving.

CA - 24 Consider motion to adopt RESOLUTION 2019-018 accepting public improvements in Centennial Ridge Plat 1 for utilities.

CA - 25 Consider motion to adopt RESOLUTION 2019-019 accepting public improvements in Centennial Ridge Plat 1 for paving.

CA - 26 Consider motion to adopt RESOLUTION 2019-020 accepting public improvements in Trestle Ridge Estates Plat 1 for utilities.

CA - 27 Consider motion to adopt RESOLUTION 2019-021 accepting public improvements in Trestle Ridge Estates Plat 1 for paving.

- **Capital Improvement Projects:** none

- **Administrative Items**

CA - 28 Consider motion to adopt RESOLUTION 2019-022 approving the application for tax abatement under the Urban Revitalization Plan for the City of Ankeny, Iowa, submitted for the property locally known as 604 SW 3rd St., Ankeny, Iowa.

CA - 29 Consider motion to receive and file Notice of Continued Public Hearing received from the City Development Board to consider voluntary annexation within the City of Altoona, Iowa.

- Approval of Consent Agenda Items

1. Consent Agenda Items CA-1 through CA-29:

Action# E1-1. Whiting made the motion to approve the recommendations for Consent Agenda Items CA-1 through CA-29, seconded by Holm.

ROLL CALL

2019-0121.E1-1 YES 5 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 1958:** An ordinance amending the Zoning Ordinance, Chapter 193, of the Municipal Code of the City of Ankeny, Iowa, regarding Flood Plain Regulations. (PH 2019-02)

Action# H1-1. Walter-Ashby made the motion to accept first consideration of ORDINANCE 1958, seconded by Whiting.

ROLL CALL

2019-0121.H1-1 YES 5 NO 0

Action# H1-2. Holm made the motion to accept staff's request to suspend the rule that all ordinances must be considered on three different days and accept second and third consideration of ORDINANCE 1958, sending it on its final passage and publication as required by law, seconded by Bentz.

ROLL CALL

2019-0121.H2-1 YES 5 NO 0

2. **Ord 1959:** An Ordinance amending the Code of Ordinances of the City of Ankeny, Iowa, by revising the requirements for Sanitary Sewer Grease Interceptors by Food Service Establishments and revising the Local Limit Discharges within the Sewer System.

Action# H2-1. Bentz made the motion to accept first consideration of ORDINANCE 1959, seconded by Whiting.

ROLL CALL

2019-0121.H2-1 YES 5 NO 0

- Boards/Commissions Appointments:

3. Metropolitan Planning Organization (MPO) Appointments:

Policy Committee:

Primary Representatives: Gary Lorenz and David Jones

Alternate Representatives: Paul Moritz and Bobbi Bentz

Technical Committee:

Primary Representatives: Paul Moritz and Mark Mueller

Alternate Representatives: Matt Ahrens and Adam Lust

Action# H3-1. Holm made the motion to adopt RESOLUTION 2019-023 appointing Ankeny's representatives to the Des Moines Area Metropolitan Planning Organization, seconded by Bentz.

ROLL CALL

2019-0121.H3-1 YES 5 NO 0

4. Metro Waste Authority (MWA) Appointments:

Primary Representative: Mark Holm
Alternate Representative: Kelly Whiting

Action# H4-1. Walter-Ashby made the motion to adopt RESOLUTION 2019-024 appointing Ankeny's representatives to the Metro Waste Authority (MWA) Board of Directors for the 2019 calendar year, seconded by McKenna.

ROLL CALL

2019-0121.H4-1 YES 5 NO 0

5. Des Moines Metropolitan Wastewater Reclamation Authority (WRA) Appointments:

WRA Board Representatives: Jim McKenna and Paul Moritz
WRA Board Alternate Representatives: Gary Lorenz and Don Clark

WRA Technical Committee Representative: Don Clark
WRA Technical Committee Alternate Representative: Roger McFarland

Action# H5-1. Holm made the motion to adopt RESOLUTION 2019-025 appointing Ankeny's representatives to the Des Moines Metropolitan Wastewater Reclamation Authority (WRA), seconded by Whiting.

ROLL CALL

2019-0121.H5-1 YES 5 NO 0

6. Zoning Board of Adjustment - 02/01/19 - 01/31/24

- Matt Ott
- Brett Walker

Action# H6-1. Whiting made the motion to approve the reappointments of Matt Ott and Brett Walker to the Zoning Board of Adjustment, effective 2/1/19 through 1/31/24, seconded by Walter-Ashby.

ROLL CALL

2019-0121.H6-1 YES 5 NO 0

7. Board of Examiners & Appeals - 02/01/19 - 01/31/22

- Patti Hood
- Scott Stephan

Action# H7-1. Bentz made the motion to approve the reappointments of Patti Hood and Scott Stephan to the Board of Examiners & Appeals, effective 2/1/19 through 1/31/22, seconded by Walter-Ashby.

ROLL CALL

2019-0121.H7-1 YES 5 NO 0

8. Library Board of Trustees - 02/01/19 - 01/31/23

- Cami Brazelton
- Lory Johnson

Action# H8-1. Holm made the motion to approve the reappointment of Cami Brazelton and Lory Johnson to the Library Board of Trustees, effective 2/1/19 through 1/31/23, seconded by Whiting.

ROLL CALL

2019-0121.H8-1 YES 5 NO 0

9. Park Board - 02/01/19 - 01/31/23

- Lisa McDaniel
- Josh Craighead

Action# H9-1. Walter-Ashby made the motion to approve the reappointment of Lisa McDaniel and Josh Craighead to the Park Board, effective 2/1/19 through 1/31/23, seconded by Whiting.

ROLL CALL

2019-0121.H9-1 YES 5 NO 0

I. OLD BUSINESS: none

J. NEW BUSINESS:

1. Proposed 2019-2023 Capital Improvement Program (PH 2019-03)

Action# J1-1. Holm made the motion to adopt RESOLUTION 2019-026 approving the 2019-2023 Capital Improvement Program, seconded by Whiting.

ROLL CALL

2019-0121.J1-1 YES 5 NO 0

2. Proposed South Ankeny Boulevard and SE Shurfine Drive / SW Prairie Trail Parkway Intersection Improvements
Initiate Proceedings

Action# J2-1. Walter-Ashby made the motion to adopt RESOLUTION 2019-027 ordering construction on the South Ankeny Boulevard and SE Shurfine Drive / SW Prairie Trail Parkway Intersection Improvements project and fixing a date for hearing thereon and taking of bids therefor, seconded by Whiting. (date of bid-letting: 2/12/19 @ 10:00 a.m./date of hrg: 2/18/19 @ 5:30 p.m.)

ROLL CALL

2019-0121.J2-1 YES 5 NO 0

K. ADMINISTRATIVE BUSINESS:

- Report of the City Staff:

City Manager, David Jones, stated the Legislature is in session and updated Council on House Study Bill #1 and Senate Study Bill #1006 pertaining to Massage Therapy. He will keep Council apprised of its development and he clarified that the City Budget and Polk County Assessments are two separate processes; one having nothing to do with the other.

- Report of the Governing Body:

Mayor Lorenz presented an update on the DART Budget Work Session he attended on January 25, 2019.

Council Member Bentz reported on the CVB Board meeting she attended last week.

L. ADJOURNMENT

1. Request for Executive Session

Action# L1-1. Holm made the motion to go into Executive Session, pursuant to the provisions of Iowa Code Section 21.5, subparagraph (j) “to discuss the purchase or sale of particular real estate only where the premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property”, seconded by Whiting.

ROLL CALL

2019-0121.L1-1 YES 5 NO 0

Council went into Executive Session at 6:28 p.m.

Council reconvened at 7:37 p.m.

2. There being no further business, the meeting was adjourned at 7:39 p.m.

Debra M. Arend, Interim City Clerk

Gary Lorenz, Mayor

Published in the Des Moines Register on the 1st day of February, 2019.

Audio file of meeting is available by contacting the City Clerk's Office.