

## MINUTES OF THE REGULAR MEETING OF THE ANKENY CITY COUNCIL

Monday, July 15, 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

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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. Special Recognition: Fire Department donation to the St. Florian Fire & Burn Foundation
2. Special Recognition: Division Chief Daniel Schellhase - Completion of Executive Fire Officer Program

### PUBLIC FORUM:

1. Roger Stefani, 513 NE 3<sup>rd</sup> St, requested council consider banning fireworks completely in Ankeny. He believes that they are being abused and there is no way to pinpoint and hold accountable those that are not abiding by the current code
2. Tony Konecne, Ankeny Chamber of Commerce shared that Summerfest 2019 was a record breaking year. He thanked the Police, Fire, Public Works and Park & Recreation Departments for all their help this year to make it a success.

### APPROVAL OF AGENDA:

**Action# B1-1. Holm moved, Whiting seconded to accept the July 15, 2019 agenda, without amendment. ROLL CALL: YES - 5**

### PUBLIC HEARING(S):

1. **PH 2019-46:** Mayor Lorenz opened a public hearing on the proposed voluntary annexation of certain parcels of real estate owned by Randy and Carol Miller. Property owners were mailed notices as required by law and the notice of this hearing was published in the Des Moines Register on the 21st day of June, 2019.

Eric Jensen, Planning & Building Director, reported that Randy & Carol Miller and Kimberley Development Corporation have requested annexation into the City of Ankeny. The subject property is approximately 123 acres, adjacent to the northeast quadrant of Ankeny, generally located north of NE 54th Street and east of NE Delaware Avenue. The proposed annexation area consists entirely of petitioned land and is contiguous with the corporate boundary of Ankeny. The annexation includes any and all Polk County road right-of-way to the centerline of the adjacent road. This annexation area is identified in the Ankeny Plan 2040 future land use map as Low Density Residential. If the property is annexed, it will be initially zoned R-1, One-Family Residence District.

Hearing no other oral or written comments Mayor Lorenz called for a vote to close the public hearing.

**Action# C1-1. Whiting moved, second by Walter Ashby, to close Public Hearing 2019-46. ROLL CALL: YES - 5**

2. **PH 2019-47:** Mayor Lorenz opened a public hearing on the proposed SW Des Moines Street - Magazine to 11th. Notice of this hearing was published in the Des Moines Register on the 28<sup>th</sup> day of June, 2019.

In the absence of Don Clark, Utilities Director, Paul Moritz, Assistant City Manager, reported the SW Des Moines Street - Magazine to 11th project consists of construction of SW Des Moines Street from just north of SW Magazine Road to just north of SW 11th Street. One storm water basin and two temporary sediment basins will also be constructed as part of this project.

The bid opening for this project was held on Tuesday, July 9, 2019. The Engineer's Estimate for the project was \$2,596,980.80. The bids ranged from approximately 9.8% below the estimate to 18.1% above the estimate. The City reviewed the bid results both internally and with the project's engineering consultant. McAninch Corporation has completed projects like this in the past and have the expertise to complete this project as well.

Hearing no other oral or written comments Mayor Lorenz called for a vote to close the public hearing

**Action# C2-1. Holm moved, second by Bentz, to close Public Hearing 2019-47. ROLL CALL: YES - 5**

3. **PH 2019-48:** Mayor Lorenz open the public hearing on the proposed SE Magazine Road Sidewalk Upgrade - Phase 3. Notice of the hearing was published in the Des Moines Register on the 28th day of June, 2019.

Mark Mueller, Public Works Director, reported the SE Magazine Road Sidewalk Upgrade – Phase 3 project includes the removal of the existing four (4) foot sidewalk and replacement with an eight (8) foot widened sidewalk along the south side of SE Magazine Road between SE Trilein Drive and SE Delaware Avenue in the City of Ankeny. The project also includes the replacement and upgrade of the pedestrian curb ramps along the corridor.

The Engineer's Estimate for the project was \$249,309.00. The bids ranged from approximately 5% below to 11% below the estimate. The City has worked with TK Concrete, Inc., in the past and their recent work on other projects has been satisfactory. It is recommended that the project be awarded to TK Concrete, Inc., of Pella, Iowa.

Hearing no other oral or written comments Mayor Lorenz called for a vote to close the public hearing.

**Action# C3-1. Walter Ashby moved, second by Whiting, to close Public Hearing 2019-48. ROLL CALL: YES - 5**

4. **PH 2019-49:** Mayor Lorenz opened the public hearing on the Crosswinds Business Park Building I, LLC Development Agreement.

Derek Lord, Economic Development Director reported that Hubbell Realty Company is proposing to construct a 137,000 sf spec warehouse/distribution facility on approximately 11 acres along the west side of SE Crosswinds Drive in the Crosswinds Business Park. Hubbell recently acquired approximately 65 acres and has plans to construct several similar buildings on their property over the next several years. Once completed, the approximately \$10 million facility is expected to be owned and managed by Hubbell and leased to a large tenant or multiple tenants.

Upon project completion, this facility will have an assessed value of approximately \$7.5 million. The terms of the proposed development agreement include 5 years of TIF rebates equal to 50% of the TIF eligible amount on the increased valuation, not to exceed \$225,000. These incentives will only be awarded once the building is occupied by eligible tenant(s). After the terms of the development agreement have been satisfied and the project is no longer eligible for industrial property tax exemption, the total amount of new tax revenues (to all taxing entities) generated from this project will be approximately \$240,000 annually.

Hearing no other oral or written comments Mayor Lorenz called for a vote to close the public hearing.

**Action# C4-1. Holm moved, second by Whiting to close Public Hearing 2019-49.  
ROLL CALL: YES - 5**

#### **REPORTS OF ADVISORY BOARDS AND COMMISSION:**

1. Park Board Representative, Nichoel Church, reported on the activities of the Park Board.

#### **APPROVAL OF CONSENT AGENDA:**

- **Minutes**

**CA - 1** Approval of official council actions of the regular meeting of July 1, 2019, as published, subject to correction, as recommended by the City Clerk.

**CA - 2** Receive and file minutes of the Plan and Zoning Commission meeting of June 18, 2019.

**CA - 3** Receive and file minutes of the Park Board meeting of March 25, 2019.

- **Licenses and Permits**

**CA - 4** Consider motion to approve the issuance of liquor license(s) and/or beer / wine permit(s) in the City of Ankeny.

- **Finance/Budget**

**CA - 5** Consider motion to receive and file Financial Reports for June 2019.

**CA - 6** Consider motion to receive and file the Building Permits Report for June 2019.

**CA - 7** Consider motion to receive and file Utility Billing Report for June 2019.

**CA - 8** Consider motion to approve Change Order #2 increasing the contract amount by \$77,932.00 to Alliance Construction Group for construction services on the S Ankeny Blvd and SE Shurfine Dr/SW Prairie Trail Pkwy Intersection Improvements project.

**CA - 9** Consider motion to approve Payment #3 in the amount of \$366,508.44 to Alliance Construction Group for construction services on the S Ankeny Blvd and SE Shurfine Dr/SW Prairie Trail Pkwy Intersection Improvements project.

**CA - 10** Consider motion to approve Payment #10 in the amount of \$1,923.75 to Applied Ecological Services, Inc., for construction services on the Southeast Prairie Trail Native Planting project.

**CA - 11** Consider motion to approve Change Order #1 increasing the contract amount by \$12,000.00 to Con-Struct Inc., for construction services on the 2019 - PCC Street Patching Program project.

**CA - 12** Consider motion to approve Payment #3 in the amount of \$123,161.80 to Con-Struct, Inc., for construction services on the 2019 - PCC Street Patching Program project.

**CA - 13** Consider motion to approve Payment #1 in the amount of \$167,326.82 to Con-Struct, Inc., for construction services on the SW State Street & SW Prairie Trail Parkway Intersection Improvements project.

**CA - 14** Consider motion to approve Change Order #1 increasing the contract amount by \$10,684.88 to Concrete Technologies, Inc., for construction services on the SW Des Moines Street - Prairie Trail to Magazine project.

**CA - 15** Consider motion to approve Payment #3 in the amount of \$552,517.99 to Concrete Technologies, Inc., for construction services on the SW Des Moines Street - Prairie Trail to Magazine project.

**CA - 16** Consider motion to approve Change Order #6 increasing the contract amount by \$22,113.00 to Concrete Technologies, Inc., for construction services on the NW Irvinedale Drive and NW 5th Street Intersection Improvements project.

**CA - 17** Consider motion to approve Payment #11 in the amount of \$48,410.63 to Concrete Technologies, Inc., for construction services on the NW Irvinedale Drive and NW 5th Street Intersection Improvements project.

**CA - 18** Consider motion to approve Change Order #1 increasing the contract amount by \$4,960.00 to Halbrook Excavating, for construction services on the SE East Lawn Area Utility Improvements-Phase 2 project.

**CA - 19** Consider motion to approve Payment #3 in the amount of \$246,302.94 to Halbrook Excavating, for construction services on the SE East Lawn Area Utility Improvements-Phase 2 project.

**CA - 20** Consider motion to approve Payment #1 in the amount of \$167,495.45 to Halbrook Excavating, for construction services on the 2019 PCC Reconstruction Program - NW 9th Street project.

**CA - 21** Consider motion to approve Payment #3 in the amount of \$281,086.50 to Herberger Construction Co, Inc. for construction services at NE 54th Street Bridge Replacement over Branch of Fourmile Creek project.

**CA - 22** Consider motion to approve Amendment No. 1 to the Professional Services Agreement increasing the contract amount by \$31,400.00 with MSA Professional Services, Inc. for construction engineering services on the improvements for the SE Magazine Road Sidewalk Upgrade - Phase 3.

**CA - 23** Consider motion to approve Payment #2 in the amount of \$652,396.71 to On Track Construction, for construction services on the SW Irvinedale Dr. Transmission Main-Phase 1 project.

**CA - 24** Consider motion to approve Change Order #1 increasing the contract amount by \$8,137.50 to RedBud Landscaping LLC, for construction services on the Ankeny Boulevard and First Street Intersection Landscaping project.

**CA - 25** Consider motion to approve Payment #2 in the amount of \$57,837.66 to RedBud Landscaping, LLC for construction services on the Ankeny Boulevard and First Street Intersection Landscaping project.

**CA - 26** Consider motion to approve Amendment No. 2 to the Professional Services Agreement increasing the contract amount by \$70,120.00 with Snyder & Associates, Inc. for construction engineering services on the Phase 2 improvements for the NE Delaware Avenue Pedestrian Bridge and Sidewalk Connection project and the Phase 3 improvements including the NE Delaware Avenue and NE 18th Street Pedestrian Improvements.

**CA - 27** Consider motion to approve Payment #12 in the amount of \$576,356.45 to Stahl Construction for construction services on the Ankeny Kirkendall Public Library Project.

**CA - 28** Consider motion to approve Payment #7 in the amount of \$38,574.85 to SVPA Architects, Inc., for design services for the Public Services Building and City Hall Renovation project.

**CA - 29** Consider motion to approve Payment #21 in the amount of \$7,913.72 to Veenstra & Kimm, Inc., for engineering services on the Northwest Booster Station - Design Services & Construction project.

**CA - 30** Consider motion to approve the July 15, 2019 Accounts Payable from the following funds: General \$138,699.85, Road Use Tax \$30,386.36, Library Foundation \$149.85, Solid Waste \$52,227.84, Water \$452,512.19, Sewer \$692,742.88, Stormwater \$25,148.74, Golf Course \$45,859.29, Enterprise Project \$845,669.04, Revolving \$716.98 Risk Mgmt \$307,267.00, Health Insurance \$1,128.68, BAN/Bond Activity \$35,675.63, Capital Projects \$3,181,521.58, Payroll \$1,117,757.73, Payroll Totals \$1,117,757.73, Less Service Transfers/ACH Drafts (\$171,583.28), Less Agenda Pymts Apprvd Separately (\$3,661,295.56). Grand Total \$3,094,584.80

- **Community Development Items**

**CA - 31** Consider motion to approve the Highpointe North Plat 2 Preliminary Plat.

**CA - 32** Consider motion to adopt RESOLUTION 2019-284 accepting final plat, letter of credit for seeding and erosion control, contracts, performance and maintenance bonds for public improvements and platted easements for Highpointe North Plat 2.

**CA - 33** Consider motion to adopt RESOLUTION 2019-285 approving plans and specifications, contracts, and performance and maintenance bonds for the construction of storm sewer in Highpointe North Plat 2.

**CA - 34** Consider motion to adopt RESOLUTION 2019-286 approving plans and specifications, contracts and performance and maintenance bonds for the construction of street paving in Highpointe North Plat 2.

**CA - 35** Consider motion to adopt RESOLUTION 2019-287 approving plans and specifications, contracts, and performance and maintenance bonds for the construction of traffic signal improvements in Highpointe North Plat 2.

**CA - 36** Consider motion to adopt RESOLUTION 2019-288 accepting final plat, maintenance bond, payment in lieu of park site dedication, platted easements, and approval of participation for upsizing to an 8-foot trail for Trestle Corner Plat 1.

**CA - 37** Consider motion to adopt RESOLUTION 2019-289 accepting final plat for 36 West Plat 4.

**CA - 38** Consider motion to adopt RESOLUTION 2019-290 providing for the notice and hearing of the City Council of the City of Ankeny, Iowa, to rezone certain property owned by JDEV, LLC, located east of HWY 69, and approximately 1/4-mile north of NE 54th St. (date of hrg: 8/5/19 @ 5:30 p.m.)

**CA - 39** Consider motion to adopt RESOLUTION 2019-291 providing for the notice and hearing of the City Council of the City of Ankeny to rezone certain property owned by Rose Marie Reinhart and located at the southeast corner of NW State Street and NW 36th Street. (date of hrg: 8/5/19 @ 5:30 p.m.)

**CA - 40** Consider motion to adopt RESOLUTION 2019-292 providing for the notice and hearing of the City Council of the City of Ankeny to rezone certain property owned by Diamond Development LLC and located east of NW State Street and north of NW 26th Street. (date of hrg: 8/5/19 @ 5:30 p.m.)

- **Engineering Items**

**CA - 41** Consider motion to adopt a RESOLUTION 2019-293 accepting a Public Water Main Easement associated with the water main for Panama Transfer Addition project.

**CA - 42** Consider motion to adopt a RESOLUTION 2019-294 approving plans and specifications and accepting contracts, performance and maintenance bonds for the construction of public water main improvements for the Panama Transfer Addition project.

**CA - 43** Consider motion to adopt RESOLUTION 2019-295 accepting maintenance bond for utilities in Trestle Corner Plat 1.

- **Capital Improvement Projects**

**CA - 44 2018 - SW 2nd Street and SW Flynn Drive Drainage Improvements Project:** Consider motion to approve: a) Final Change Order #1 decreasing the contract amount by \$2,180.00; b) Certificate of Completion; c) RESOLUTION 2019-296 accepting the public improvement with MNM Concrete Specialist, in the amount of \$90,523.75; and d) Final Payment #2 in the amount of \$11,331.60; and Retainage Payment in the amount of \$4,526.19.

**CA - 45 NE Delaware Avenue Pedestrian Bridge Over Fourmile Creek:** Consider motion to approve: a) Change Order #4 decreasing the contract amount by \$14,070.15; b) Certificate of Completion; c) RESOLUTION 2019-297 accepting the public improvement with Cramer and Associates, Inc., in the amount of \$587,880.15; and d) Final Payment #7 in the amount of \$63,987.64 and Retainage Payment in the amount of \$29,394.01.

**CA - 46 SW Market Street Extension:** Consider motion to approve: a) Change Order #4 decreasing the contract amount by \$16,346.44; b) Certificate of Completion; c) RESOLUTION 2019-298 accepting the public improvement with Sternquist Construction, in the amount of \$774,017.05; and d) Final Payment #7 in the amount of \$21,580.57 and Retainage Payment in the amount of \$38,700.85.

**CA - 47 Fiber Optic Relocation at SW State Street and SW Prairie Trail Parkway:** Consider a motion to approve: a) Certificate of Completion; b) RESOLUTION 2019-299 accepting the public improvement with Communication Innovators, Inc. in the amount of \$57,636.56; and c) Retainage Payment in the amount of \$2,881.83.

**CA - 48 NE 36th Street Landscaping Improvements:** Consider motion to approve: a) Final Change Order #3 increasing the contract amount by \$687.00; b) Certificate of Completion; c) RESOLUTION 2019-300 accepting the public improvement with Pine Grove Nursery in the amount of \$80,973.00; and d) Final Payment # 4 in the amount of \$5,788.35 / Release of Retainage in the amount of \$4,048.65.

**CA - 49 2019 PCC Pavement Preservation Program:** Consider motion to approve: a) Final Change Order #1 decreasing the contract amount by \$124.30; b) Certificate of Completion; c) RESOLUTION 2019-301 accepting the public improvement with Henriksen Contracting, LLC in the amount of \$118,041.90; and d) Final Payment #3 in the amount of \$45,555.06 / Release of Retainage in the amount of \$5,902.10.

**CA - 50 2019 PCC Partial Depth Repair Program:** Consider motion to approve: a) Final Change Order #1 increasing the contract amount by \$41,135.00; b) Certificate of Completion; c) RESOLUTION 2019-302 accepting the public improvement with Henriksen Contracting, Inc. in the amount of \$139,785.00; and d) Final Payment #1 in the amount of \$132,795.75 / Release of Retainage in the amount of \$6,989.25.

- **Administrative Items**

**CA - 51** Consider motion to approve the renewal of the workers' compensation policy with the Iowa Municipalities Workers' Compensation Association (IMWCA) for the policy year July 1, 2019 through June 30, 2020, with a premium amount of \$449,629.

**CA - 52** Consider motion to approve the renewal of the general insurance policy with the Iowa Communities Assurance Pool (ICAP) for the policy year July 16, 2019 through July 15, 2020, with a premium amount of \$232,535.25.

**CA - 53** Consider motion to approve the renewal of the crime policy with Travelers Casualty and Surety Company for the policy years July 16, 2019 through July 15, 2022, with an annual premium amount of \$4,831.

**CA - 54** Consider motion to approve the renewal of the cyber liability policy with Travelers Casualty and Surety Company for the policy year July 16, 2019 through July 15, 2020, with a premium amount of \$13,372.

**CA - 55** Consider motion to adopt RESOLUTION 2019-303 approving an Office Development Incentive Policy in the City of Ankeny, Iowa

**CA - 56** Consider motion to adopt RESOLUTION 2019-304 fixing date of regular council meeting for Tuesday, September 3, 2019 - 5:00 P.M.

- **Approval of Consent Agenda Items**

1. **Action# E1-1. Whiting moved, Walter Ashby seconded, to approve the recommendations for Consent Agenda Items CA-1 through CA-56.**

**2019-0715.E1-1 ROLL CALL: YES - 5**

**LEGISLATIVE BUSINESS:**

- Approval of Ordinances:

1. **Ord 1975:** An Ordinance vacating a portion of an Ingress/Egress Easement located on Lot 1, Oralabor Plaza Plat 7.

**Action# H1-1. Holm moved, second by Walter Ashby, to accept third consideration of ORDINANCE 1975, sending it on its final passage and publication as required by law. ROLL CALL: YES - 5**

**Action# H1-2. Whiting moved, second by Bentz, to adopt RESOLUTION 2019-305 authorizing the sale of real estate vacated by the City of Ankeny to Ankeny Pizza Ranch, LLC. ROLL CALL: YES - 5**

2. **Ord 1976:** An Ordinance vacating a portion of public right-of-way described as Street Lot A, Otter Creek Commercial Plat 2, containing 0.45 acres, and more commonly known as NE Otterview Cir.

**Action# H2-1. Holm moved, second by Whiting, to accept second consideration of ORDINANCE 1976. ROLL CALL: YES - 5**

3. **Ord 1977:** An Ordinance amending Chapter 63, Speed Regulations, of the Municipal Code of the City of Ankeny, Iowa, by amending Section 63.05, Special Speed Zones along:

1. Irvinedale Drive, from north of NW 18th Street to north of NW 36th Street; and
2. North 36th Street, from east of NW Ash Drive to North Ankeny Boulevard (US Highway 69).

**Action# H3-1. Walter Ashby moved, second by Whiting, to accept second consideration of ORDINANCE 1977. ROLL CALL: YES - 5**

**Action# H3-2. Holm moved, Whiting seconded, to accept staff request to suspend the rule that ordinances must be considered on three different days and accept third consideration of ORDINANCE 1977, sending it on its final passage and publication as required by law. ROLL CALL: YES - 5**

**NEW BUSINESS:**

1. Proposed voluntary annexation of certain parcels of real estate owned by Randy and Carol Miller (PH 2019-46)



**Action# J1-1. Walter Ashby moved, Holm seconded to receive and file the May 23, 2019 Consultation Meeting Report. ROLL CALL: YES - 5**

**Action# J1-2. Whiting moved, Walter Ashby seconded to adopt RESOLUTION 2019-306 annexing certain parcels of real estate owned by Randy and Carol Miller. ROLL CALL: YES - 5**

2. Proposed SW Des Moines St - Magazine to 11th Project (PH 2019-47)

**Action# J2-1. Bentz moved, second by Whiting, to adopt 1) RESOLUTION 2019-307 adopting plans, specifications, form of contract and estimate of cost (\$2,596,980.80); 2) receive and file report of bids received July 9, 2019; and 3) adopt RESOLUTION 2019-308 making award of construction contract with McAninch Corporation in the amount of \$2,342,005.00 for the Proposed SW Des Moines St - Magazine to 11th Project. ROLL CALL: YES - 5**

**Action# J2-2. Holm moved, second by Walter Ashby to adopt RESOLUTION 2019-309 approving construction contract and bond with McAninch Corporation in the amount of \$2,342,005.00 for the Proposed SW Des Moines St - Magazine to 11th Project. ROLL CALL: YES - 5**

3. Proposed SE Magazine Road Sidewalk Upgrade - Phase 3 Project (PH 2019-48)

**Action# J3-1. Whiting moved, Walter Ashby seconded, to adopt 1) RESOLUTION 2019-310 adopting plans, specifications, form of contract and estimate of cost (\$249,309.00); 2) receive and file report of bids received July 9, 2019; and 3) adopt RESOLUTION 2019-311 making award of construction contract with TK Concrete, Inc. in the amount of \$220,956.00 for the Proposed SE Magazine Road Sidewalk Upgrade - Phase 3 Project. ROLL CALL: YES - 5**

**Action# J3-2. Holm moved, Whiting seconded, to adopt RESOLUTION 2019-312 approving construction contract and bond with TK Concrete, Inc. in the amount of \$220,956.00 for the Proposed SE Magazine Road Sidewalk Upgrade - Phase 3 Project. ROLL CALL: YES - 5**

4. Proposed Development Agreement between the City of Ankeny and Crosswinds Business Park Building I, LLC (PH 2019-49)

**Action# J4-1. Whiting moved, Holm seconded, to adopt RESOLUTION 2019-313 approving a development agreement between the City of Ankeny and Crosswinds Business Park Building I, LLC. ROLL CALL: YES - 5**

5. Proposed Reimbursement Agreement - Legacy III, LLC Crosswinds Business Park - Construction of Infrastructure

**Action# J5-1. Holm moved, Whiting seconded, to adopt RESOLUTION 2019-314 approving a Reimbursement Agreement between Legacy III, LLC and the City of Ankeny for construction costs for extension of infrastructure in the Crosswinds Business Park. ROLL CALL: YES - 5**

6. Proposed SE Crosswinds Drive RISE - Phase 1 Initiate Proceedings

**Action# J6-1. Walter Ashby moved, Whiting seconded, to adopt RESOLUTION 2019-315 ordering construction on the SE Crosswinds Drive RISE - Phase 1 Project and fixing a date for hearing thereon and taking of bids therefor (date of bid-letting: 08/13/19 @ 10:30 a.m./date of hrg: 8/19/19 @ 5:30 p.m.).**

**ROLL CALL: YES - 5**

7. Proposed Westwinds Channel Flood Repairs Project Initiate Proceedings

**Action# J7-1. Whiting moved, Walter Ashby seconded, to adopt RESOLUTION 2019-316 ordering construction on Westwinds Channel Flood Repairs Project and fixing a date for hearing thereon and taking of bids therefor, seconded by (date of bid-letting: 08/13/19 @ 10:30 a.m./date of hrg: 8/19/19 @ 5:30 p.m.)**

**ROLL CALL: YES - 5**

8. Proposed 2019 Sanitary Sewer System Maintenance Program Cured In Place Pipe Slip Lining Project Initiate Proceedings

**Action# J8-1. Holm moved, second by Whiting, to adopt RESOLUTION 2019-317 ordering construction on the 2019 Sanitary Sewer System Maintenance Program Cured inn Place Pipe Slip Lining Project and fixing a date for hearing thereon and taking of bids therefor, seconded by (date of bid-letting: 08/13/19 @ 10:30 a.m./date of hrg: 8/19/19 @ 5:30 p.m.)** ROLL CALL: YES - 5

9. SE 8th Street Reconstruction - Phase 1  
Professional Services Agreement with JEO Consulting Group, Inc.

**Action# J9-1. Whiting moved, Holm seconded, to approve the Professional Services Agreement with JEO Consulting Group, Inc., for design engineering services on the SE 8th Street Reconstruction - Phase 1 project in an amount not to exceed \$102,300.00 and authorize the Mayor to execute said Agreement.**

**ROLL CALL: YES - 5**

10. Ankeny Youth Triathlon Temporary Street Closure - July 27, 2019

**Action# J10-1. Holm moved, whiting seconded, to adopt RESOLUTION 2019-318 authorizing the temporary closing of Collector Streets for the purpose of the Ankeny Youth Triathlon.** ROLL CALL: YES - 5

11. The District Assoc.- Color My World Festival Temporary Street Closure - August 3, 2019

**Action# J11-1. Walter Ashby moved, second by Holm, to adopt RESOLUTION 2019-3019 authorizing the temporary closing of Collector Streets in the City of Ankeny for the purpose of a Color My World Festival.** ROLL CALL: YES - 5

12. The District Association - 1525 NE 36th Street, Ankeny, Iowa  
Noise Permits - July 19th and 26th and August 9th and August 16 (Sips and Sounds);  
August 3, 2019 (Color My World Festival); and December 7, 2019 (Dazzling in the District)

**Action# J12-1. Holm moved, second by Walter Ashby, to reverse the denial of Noise Permits for The District Association, 1525 NE 36th St., on July 19 and 26, 2019; August 9 and 16, 2019 from 5:30 p.m. to 9:30 p.m. (Sips and Sounds); August 3, 2019; December 7, 2019, seconded by (Dazzling in the District).**

**ROLL CALL: YES - 5**

**Action# J12-2. Whiting moved, Bentz seconded, to extend the hours of operation from 6 hours to 10 hour for sound equipment pursuant to Ankeny City Code, Section 44.06 (1)(D) for the Color My World Event scheduled for August 3, 2019.**

**ROLL CALL: YES - 5**

## ADMINISTRATIVE BUSINESS:

- Report of the Governing Body:

Council Member McKenna affirmed the concerns about fireworks and would like to have the opportunity to discuss the topic again. Mayor Lorenz agreed that it would be a topic at the next strategic planning session. McKenna also asked staff to check into trailers parked at Crestbruck Park that have been there for an extended amount of time.

Council member Whiting suggested that stricter enforcement of the current fireworks ordinance may help in cutting down on the illegal use of them.

## ADJOURNMENT

1. Request for Executive Session

**Action# L1-1. Holm moved, seconded by Bentz 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”. OLL CALL: YES - 5**

Council went into Executive Session at 6:30 p.m. and reconvened at 6:55 p.m.

2. **Upon coming out of closed session council member Whiting moved, second by Bentz, to authorize City Manager David Jones to pursue negotiations for a Senior Center on a location west of Fire Station NO.1 where the current ride share is located. ROLL CALL: YES 4 / NO 1 (McKenna)**

There being no further business, the meeting was adjourned at 7:00 PM.

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Denise L. Hoy, City Clerk

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Gary Lorenz, Mayor

Published in the Des Moines Register on the 26 day of July, 2019.

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