

## **MINUTES OF THE ANKENY CITY COUNCIL**

Monday, January 6, 2020 5:30 PM

Ankeny City Hall - City Council Chambers

Gary Lorenz, Mayor

Mark Holm, Mayor Pro tem

Council Members: Bobbi Bentz, Jeff Perry, Kerry Walter-Ashby, Kelly Whiting

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Mayor Lorenz called the meeting to order at 5:30 PM. Council Member Whiting was absent. City Manager, David Jones and City Attorney, Amy Beattie were present. Mayor Lorenz led the Pledge of Allegiance.

### **CEREMONY**

1. Mayor Lorenz administered the Oath of Office to Council Members Bobbi Bentz, Mark Holm and Jeff Perry.

### **PUBLIC FORUM**

1. Stephanie Lyons, 318 SE 3<sup>rd</sup> Street, Ankeny, addressed council via speaker phone. She expressed concerns regarding the parking of a car on the street on the opposite side of her driveway. She expressed that the parked vehicles make it difficult for her to get in and out of her driveway. Council agreed to look into the matter and ask for a report from the traffic engineer's office.
2. Casey Morrison, Ankeny Chamber of Commerce, spoke of their current membership numbers and informed council on upcoming events.
3. Gary Lohmann, 2850 NW North Creek Circle, Ankeny, presented council with an abstract of assessments for 2019. Mr. Lohmann spoke in favor of lowering the tax rate asking for FY2020.
4. Steve Bisenius, 2622 NW 17<sup>th</sup> St, Ankeny, asked council to reconsider building a Community Center until a feasibility study had been done. Council member Bobbi Bentz informed Mr. Bisenius that he could find the information that council considered before making the decision on the city's website.

### **APPROVAL OF AGENDA**

1. Council member Holm moved, second by Bentz, to approve and accept the January 6, 2020 agenda, without amendment. Ayes: 4.

### **APPROVAL OF CONSENT AGENDA**

#### Minutes

1. Official council actions of the regular meeting of December 16, 2019, as published.
2. Receive and file minutes of the Plan and Zoning Commission meeting of December 3, 2019.

#### Licenses and Permits

3. Approve the issuance of liquor license(s) and/or beer / wine permit(s) in the City of Ankeny.

## Finance/Budget

4. Payment #11 in the amount of \$2,597.70 to Calhoun-Burns and Associates, Inc., for engineering services on the NE 54th Street Bridge Replacement over Branch of Fourmile Creek - Construction Engineering project.
5. Change Order #3 increasing the contract amount by \$2,750.00 to Concrete Technologies, Inc., for construction services on the SW Des Moines Street - Prairie Trail to Magazine project.
6. Payment #7 in the amount of \$218,680.51 to Concrete Technologies, Inc., for construction services on the SW Des Moines Street - Prairie Trail to Magazine project.
7. Payment #2 in the amount of \$46,916.00 to HR Green, Inc., for engineering services on the SW State Street Reconstruction - Northbound Lanes project.
8. Amendment No. 1 to the Professional Services Agreement increasing the contract amount by \$52,730.00 with JEO Consulting Group, Inc., for additional design services and construction engineering services on the NE 18th Street and NE Trilein Drive Traffic Signal project.
9. Payment #13 in the amount of \$1,360.00 to JEO Consulting Group, Inc., for engineering services on the N. Ankeny Blvd and NE/NW Georgetown Blvd Intersection Signalization project.
10. Payment #10 in the amount of \$6,452.50 to JEO Consulting Group, Inc., for engineering services on the Tradition Park Stormwater Detention Basin Flood Repair
11. Payment #5 in the amount of \$7,930.00 to JEO Consulting Group, Inc., for engineering services on the NE 18th Street and NE Trilein Drive Signalization project.
12. Payment #5 in the amount of \$32,745.00 to JEO Consulting Group, Inc., for engineering services on the SE 8th Street Reconstruction - Phase 1 project.
13. Change Order #1 decreasing the contract amount by \$13,457.45 to McAninch Corporation, for construction services on the SW Des Moines Street - Magazine to 11th project.
14. Payment #4 in the amount of \$178,035.70 to McAninch Corporation, for construction services on the SW Des Moines Street - Magazine to 11th project.
15. Amendment No. 2 to the Professional Services Agreement increasing the contract amount by \$264,286.00 with Snyder & Associates, Inc., for additional design engineering services on the Interstate 35 and East First Street Interchange Reconstruction project.
16. Amendment No. 1 to the Professional Services Agreement increasing the contract amount by \$172,400 with Snyder & Associates for construction engineering services on the Irvinedale Drive Transmission Main - Phase 2 project.
17. Payment #2 in the amount of \$1,131.30 to Snyder & Associates, Inc., for engineering services on the NW Northlawn Area Utility Improvements project.
18. Payment #14 in the amount of \$2,444.48 to Snyder & Associates, Inc., for engineering services on the High Trestle Trail Extension SW Ordinance to SE Magazine project.
19. Payment #7 in the amount of \$8,896.06 to Snyder & Associates, Inc., for engineering services on the Wildflower Basin Improvements project.
20. Payment #8 in the amount of \$8,381.96 to Snyder & Associates, Inc., for engineering services on the SE Crosswinds Drive - RISE project.
21. Payment #11 in the amount of \$5,529.64 to Snyder & Associates, Inc., for engineering services on the SW Irvinedale Dr., Transmission Main - Phase 2 project.

22. Payment #21 in the amount of \$14,742.34 to Snyder & Associates, Inc., for engineering services on the S Ankeny Blvd & SE Shurfine Dr/SW Prairie Trail Pkwy Intersection Improvements project.
23. Payment #23 in the amount of \$1,663.00 to Snyder & Associates, Inc., for engineering services on the SE Creekview Dr Drainage & Pavement Improvements project.
24. Payment #6 in the amount of \$603.00 to Snyder & Associates, Inc., for engineering services on the Hawkeye Parks Improvement - Fishing Pier and Pond Dredging Project.
25. Payment #28 in the amount of \$2,657.05 to Snyder & Associates, Inc., for engineering services on the NE Delaware Avenue Pedestrian Bridge & Sidewalk Connection project.
26. Payment #5 in the amount of \$3,705.00 to SystemWorks, LLC for commissioning services on the Ankeny Kirkendall Public Library project.
27. Payment #4 in the amount of \$1,449.94 to TK Concrete, Inc., for construction services on the SE Magazine Road Sidewalk Upgrades - Phase 3 project.
28. January 6, 2020 Accounts Payable: General \$125,864, Hotel Motel Tax \$3,939, Road Use Tax \$36,170, Debt Service \$3,550, Library Foundation \$2,706, Ankeny Foundation Fund \$84,081, Solid Waste \$35,776, Water \$397,189, Water Sinking \$1,050, Sewer \$93,254, Stormwater \$1,653; Golf Course \$4,566, Enterprise Project \$176,735, Revolving \$50,078, Risk Mgmt \$50,674, Health Insurance \$1,937, Capital Projects \$716,442, Payroll \$1,361,237, Less Service Transfers/ACH Drafts (\$172,852), Less Agenda Pymts Apprvd Separately (\$711,920).Grand Total \$2,262,129.
29. Approve the Audiovisual Technology Upgrade Project for Fire Station No. 1.
30. RESOLUTION 2020-001 approving intent to pay the remaining surcharge payments to the Des Moines Metropolitan Wastewater Reclamation Authority (WRA).
31. Receive and file the City of Ankeny Comprehensive Annual Financial Report (CAFR) for the year ended June 30, 2019.
32. RESOLUTION 2020-002 related to the revision of the Financial Policy of the Standard Administrative Policy and Procedures Manual of the City of Ankeny, Iowa.

#### Community Development Items

33. Approve The Sterling North at Prairie Trail Neighborhood Plan.

#### Engineering Items

34. RESOLUTION 2020-003 to approve proposed Interstate 35 and East First Street Interchange Reconstruction - Addendum No. 3 to the Public Service Agreement with the Iowa Department of Transportation (Iowa DOT)
35. RESOLUTION 2020-004 authorizing the City of Ankeny to submit an application for Federal Surface Transportation Block Grant Program Funding to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the NE Delaware Avenue Widening - NE 5th Street to NE 18th Street Project and further approving the application.

#### Capital Improvement Projects

36. RESOLUTION 2020-005 approving the construction contract and bonds with Trinity Construction Group for the construction of the Ankeny City Hall Council Chambers Renovation Project.
37. SW State Street and SW Prairie Trail Parkway Traffic Signal Improvements: Consider motion to approve: a) Final Change Order #2 increasing the contract amount by

\$3,047.00; b) Certificate of Completion; c) RESOLUTION 2020-006 accepting the public improvement with Con-Struct, Inc., in the amount of \$785,934.50; and d) Final Payment #5 in the amount of \$4,949.50 / Release of Retainage in the amount of \$39,296.73.

38. Deer Creek Trunk Sewer Extension: Consider motion to approve: a) Certificate of Completion; b) RESOLUTION 2020-007 accepting the public improvement with Rognes in the amount of \$1,885,992.92; c) Change order #3 in the amount of (\$52,433.58); and d) Final Payment #6 in the amount of \$27,453.10 / Release of Retainage in the amount of \$94,299.65.

#### Administrative Items

39. RESOLUTION 2020-008 setting a time and place for a public hearing on the proposed five-year Capital Improvement Program (CIP) for the years 2020 through 2024 (date of hrg: 01/20/20 @ 5:30 p.m.).
40. Approve the Ankeny Kirkendall Public Library Meeting Room Use Policy.

#### Approval of Consent Agenda Items

1. Council member Bentz moved, second by Walter-Ashby, to approve the recommendations for Consent Agenda Items CA-1 through CA-40. Ayes: Bentz, Walter-Ashby, Holm, Perry.

#### LEGISLATIVE BUSINESS

1. Ord 1992: An Ordinance amending Section 22.01 Established; Qualifications; Appointment of Chapter 22, Plan and Zoning Commission of the City of Ankeny, Iowa. Council member Holm moved, second by Bentz, to accept second consideration of ORDINANCE 1992. Ayes: Holm, Bentz, Perry, Walter-Ashby.
2. Ord 1993: 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 North 54th Street, from North Ankeny Boulevard to the east corporate limit. Council member Walter-Ashby, second by Holm, to accept second consideration of ORDINANCE 1993. Ayes: Walter-Ashby, Holm, Bentz, Perry.
3. Ord 1994: An Ordinance amending Chapter 175 Building Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Building Code with amendments. (note: this chapter previously contained the Residential Code which is now to be contained within the newly established Chapter 184) Council member Perry moved, second by Walter-Ashby, to accept first consideration of ORDINANCE 1994. Ayes: Perry, Walter-Ashby, Bentz, Holm.
4. Ord 1995: An Ordinance amending Chapter 182 Existing Building Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Existing Building Code with amendments. Council member Bentz, second by Holm, to accept first consideration of ORDINANCE 1995. Ayes: Bentz, Holm, Perry, Walter-Ashby.
5. Ord 1996: An Ordinance amending chapter 180 Fire Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Fire Code with amendments. Council member Holm moved, second by Walter-Ashby, to accept first consideration of ORDINANCE 1996. Ayes: Holm, Walter-Ashby, Bentz, Perry.
6. Ord 1997: An Ordinance amending Chapter 181 Fuel Gas Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Fuel Gas Code with amendments. Council member Holm, second by Walter-Ashby, to accept first consideration of ORDINANCE 1997. Ayes: Holm, Walter-Ashby, Bentz, Perry.

7. Ord 1998: An Ordinance amending Chapter 176 Mechanical Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Mechanical Code with amendments. Council Member Walter-Ashby, second by Bentz, to accept first consideration of ORDINANCE 1998. Ayes: Walter-Ashby, Bentz, Holm, Perry.
8. Ord 1999: An Ordinance amending Chapter 178 Plumbing Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Plumbing Code with amendments. Council member Holm, second by Bentz, to accept first consideration of ORDINANCE 1999. Ayes: Holm, Bentz, Perry, Walter-Ashby.
9. Ord 2000: An Ordinance amending Chapter 177 Property Maintenance & Housing Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Property Maintenance Code with amendments. Council member Walter-Ashby, second by Holm, to accept first consideration of ORDINANCE 2000. Ayes: Walter-Ashby, Holm, Bentz, Perry.
10. Ord 2001: An Ordinance establishing Chapter 184 Residential Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Residential Code with amendments. (Note: this was previously included within Chapter 175 Building Code prior to this split). Council member Holm moved, second by Bentz, to accept first consideration of ORDINANCE 2001. Ayes: Holm, Bentz, Perry, Walter-Ashby.
11. Ord 2002: An Ordinance amending Chapter 183 Swimming Pool and Spa Code, of the Municipal Code of the City of Ankeny, Iowa, by adopting the 2018 International Swimming Pool and Spa Code with amendments. Council member Walter-Ashby moved, second by Bentz, to accept first consideration of ORDINANCE 2002. Ayes: Walter-Ashby, Bentz, Holm, Perry.

#### Boards/Commissions Appointments:

12. Council member Walter-Ashby moved, Perry seconded, to adopt RESOLUTION 2020-009 approving appointments to the Polk County Emergency Management Commission. Ayes: Walter-Ashby, Perry, Bentz, Holm.

#### **NEW BUSINESS:**

1. Council member Holm moved, second by Walter-Ashby, to adopt RESOLUTION 2020-010 ordering construction on the 2020 PCC Pavement Preservation Program project and fixing a date for hearing thereon and taking of bids therefor. (Date of bid-letting: 01/28/20 @ 10:30 a.m./date of hrg: 02/03/20 @ 5:30 p.m.) Ayes: Holm, Walter-Ashby, Bentz, Perry.
2. Council member Walter-Ashby moved, second by Bentz, to adopt RESOLUTION 2020-011 ordering construction on the North Creek Channel Flood Repairs project and fixing a date for hearing thereon and taking of bids therefor. (Date of bid-letting: 01/28/20 @ 10:30 a.m./date of hrg: 02/03/20 @ 5:30 p.m. Ayes: Walter-Ashby, Bentz, Holm, Perry.
3. Council member Holm moved, second by Perry, to adopt RESOLUTION 2020-012 ordering construction on the SE East Lawn Area Utility Improvements - Phase 3 project and fixing a date for hearing thereon and taking of bids therefor. (Date of bid-letting: 01/28/20 @ 10:30 a.m./date of hrg: 02/03/20 @ 5:30 p.m.) Ayes: Holm, Perry, Bentz, Walter-Ashby.
4. Council member Walter-Ashby moved, second by Holm, to adopt RESOLUTION 2020-013 ordering construction on the SE Magazine Road Water Main Improvements 2020 project and fixing a date for hearing thereon and taking of bids therefor. (Date of bid-

letting: 1/28/20 @ 10:30 a.m./date of hrg: 2/3/20 @ 5:30 p.m.) Ayes: Walter-Ashby, Holm, Bentz, Perry.

5. Council member Perry moved, second by Bentz, to adopt a RESOLUTION 2020-0144 to enter into an agreement with the Metropolitan Coalition. Ayes: Perry, Bentz, Holm, Walter-Ashby.

## **ADMINISTRATIVE BUSINESS**

Report of the City Staff:

David Jones informed council that the Greater Des Moines Partnership Dinner was coming up and council needed to let him know if they were interested in attending.

He also informed them that Creative Services would be conducting interviews with Mayor and Council for the High Trestle Trail Plan.

Gary Lorenz, along with all of the council, welcomed Jeff Perry to his first meeting. Gary also let council know that there would be a Boy Scout Troop at the 1/20/2020 meeting that would like to ask council a few questions after the meeting as they are working on a badge.

Bobbi Bentz mentioned that the Metro Advisory Commission will meet next week with legislative topics on the top of the agenda. She is also following the Des Moines City Council's discussion on AIR BNB's.

## **ADJOURNMENT**

At 6:10 PM council adjourned the regular meeting and went into a work session to discuss a Stormwater Study and a Human Rights Ordinance.

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Denise L. Hoy, City Clerk

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Gary Lorenz, Mayor

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