

JOHNSTON CITY COUNCIL  
COUNCIL MEETING NO. 10-01  
Johnston City Hall, 6221 Merle Hay Road  
Monday, January 4, 2010  
7:00 p.m.

1. CALL TO ORDER

Mayor Dierenfeld called the meeting to order at 7:13 p.m.

2. ROLL CALL

Present: Clabaugh, Lindeman, Culbert, Hibbs, Kallen

Absent: None

3. WELCOME

Mayor Dierenfeld welcomed citizens and guests to the meeting.

4. AGENDA APPROVAL

Motion by Clabaugh second by Hibbs to approve the agenda as presented.

ROLL CALL: Aye: Culbert, Hibbs, Lindeman, Kallen, Clabaugh

Nay: None

Motion Approved: 5-0

5. PUBLIC COMMUNICATIONS

Andy Christenson, 6454 Merle Hay Road, addressed the City Council in opposition to item 8a. He addressed the ongoing legal issue between him and the City of Johnston.

6. PUBLIC HEARINGS

Consider the Following Items Relating to the Proposition of the Application of Excess Bond Proceeds:

- Resolution No. 10-02 – Ratifying, Confirming and Approving Publication of Notice of Public Hearing for the Application of Excess Bond Proceeds
- Public Hearing
- Resolution No. 10-03 – Instituting Proceeding to Take Additional Action for the Application of Excess Bond Proceeds of the General Obligation Bonds, Series 2005B, General Obligation Bonds, Series 2006B, and the General Obligation Bonds, Series 2007B.

Motion by Culbert second by Clabaugh to approve Resolution No. 10-02

ROLL CALL: Aye: Hibbs, Lindeman, Kallen, Clabaugh, Culbert

Nay: None

Motion Approved: 5-0

The public hearing opened at 7:21 p.m.

Teresa Rotschafer, Finance Director, reviewed the bond issuance.

The public hearing closed at 7:27 p.m.

Motion by Clabaugh second by Kallen to approve Resolution No. 10-03

ROLL CALL:                   Aye:   Lindeman, Kallen, Clabaugh, Culbert, Hibbs

                                  Nay:   None

Motion Approved:           5-0

7. CONSENT AGENDA

- a. Consider Minutes of Council Worksession 09-24
- b. Consider Minutes of Council Meeting 09-24
- c. Consider the Following Relating to the NW 86<sup>th</sup> Street PCC Pavement Widening Project:
  - Consideration of Construction Bids
  - Resolution No. 10-04 – Making award of Construction Contract
- d. Consider Resolution No. 10-01 – Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$2,800,000.00 General Obligation Refunding Capital Loan Notes, Series 2010A, of the City of Johnston, State of Iowa, and Providing for Publication of Notice Thereof.
- e. Consider approval of Out-Of-State Travel for Aaron Wolfe and David Wilwerding to Attend the 2010 National American Planning Association Conference from April 10-13, 2010 in New Orleans, LA.
- f. Consider approval of an Amendment to the Agreement for Professional Services with Nilles Associates, Inc. of Ankeny, Iowa to Complete the Watershed Assessment and Local Stormwater Management Plan.
- g. Consider approval of a Grant Agreement By and Between the Iowa Watershed Improvement Review Board and the City of Johnston which Authorizes a \$299,518 Grant for the Green Meadows Bioretention Project.
- h. Consider approval of an Agreement for Professional Services with Nilles Associates, Inc. of Ankeny, Iowa to Complete the Design of the Green Meadows Bioretention/Watershed Improvement Phase I project.
- i. Consider an Amendment to the Intergovernmental Agreement for the Promotion of Tourism and Convention Activities in the Greater Des Moines Area.
- j. Consider Approval of a Purchase Order to Keck Oil for the Purchase of Fuel.
- k. Consider Approval of a Blanket Purchase Order to Manatts for Concrete for the 2009-2010 Budget.
- l. Consider Approval of Purchase Order to Des Moines Water Works for their Services Providing Leak Survey for the City, in the amount of \$8,987.00.
- m. Consider Approval of Entering into a Five (5) Year Contract with Aramark to Supply Public Works with Weekly Uniform Rental and Laundering.
- n. Consider Approval of an Amendment No. 1 to the Agreement with Foth Infrastructure and Environment LLC for Johnston Community Fiber Optic System, Phase II Project.
- o. Receive and File the following reports:
  1. Johnston Library Board of Trustees Minutes – November 19, 2009
  2. Johnston Library Circulation Report – November 2009
  3. Planning & Zoning Commission Meeting Minutes – December 14, 2009 (revised)
  4. Watershed Assessment Steering Committee-December 16, 2009

Motion by Clabaugh second by Lindeman to approve the consent agenda

ROLL CALL:           Aye: Kallen, Hibbs, Culbert, Clabaugh, Lindeman  
                          Nay: None  
Motion Approved:       5-0

8. NON-CONSENT AGENDA

- a. First Consideration of Ordinance No. 818 – Amending Chapter 69 of the Code of Ordinances of the City of Johnston, Iowa, 2007 by amending Section 69.08 to modify parking on 59<sup>th</sup> Court.

The proposed ordinance would restrict parking to the west side of the street; parking is currently permitted on both sides of the roadway. Discussion took place regarding allowing parking on the street which is somewhat unimproved and does not have curb. Brian Carico, Johnston Middle School Principal, appeared on behalf of the Johnston Community School District. He noted the street is used as overflow parking for high school students who do not have a school-issued parking permit. Fire Chief Krohse noted his support for restricting parking to the west side. Police Chief Vaughn concurred and noted the School Resource Officer monitors parking on this street daily when school is in session and issues tickets when necessary for vehicles obstructing a hydrant. Clabaugh noted his concern the negative impact the proposed ordinance would have upon residents living along the street. Mayor Dierenfeld noted her support for the ordinance and indicated it is a positive step in restricting parking to one side of the street. Culbert and Hibbs concurred with Mayor Dierenfeld.

Motion by Hibbs second by Culbert to approve first consideration of Ordinance No. 818

ROLL CALL:           Aye: Lindeman, Culbert, Hibbs  
                          Nay: Clabaugh, Kallen  
Motion Approved:       3-2

- b. Consider Approval of Claims in the Amount of \$339,741.94

Motion by Clabaugh second by Culbert to approve claims as presented

ROLL CALL:           Aye: Hibbs, Kallen, Lindeman, Culbert, Clabaugh  
                          Nay: None  
Motion Approved:       5-0

9. CITY ADMINISTRATOR/STAFF COMMENTS

Jim Sanders, City Administrator, reminded the City Council about the January 18<sup>th</sup> budget worksession and the January 14<sup>th</sup> strategic planning session.

Dave Cubit, Public Works Director, reported on the new federal requirements for the traffic sign retro reflectivity levels (item continued from worksession).

David Wilwerding, Community Development Director, reported the City was successful in obtaining a \$100,000 I-Jobs grant for Green Meadows bio-retention project. Ron Ward, Parks and Recreation Director, reported on a \$10,000 grant from Prairie Meadows for trail signage.

10. CITY COUNCIL COMMENTS

Mayor Dierenfeld reported on communication received from Mary Golder thanking the City Council for their continued support of DART.

11. ADJOURNMENT

The meeting adjourned at 8:06 p.m.

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Paula S. Dierenfeld, Mayor

ATTEST:

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Cyndee D. Rhames, City Clerk