

JOHNSTON CITY COUNCIL
COUNCIL MEETING NO. 10-19
Johnston City Hall, 6221 Merle Hay Road
August 16, 2010
7:00 p.m.

1. CALL TO ORDER

Mayor Pro Tem Clabaugh called the meeting to order at 7:00 p.m.

Present: Clabaugh, Culbert, Hibbs, Kallen, Lindeman

Absent: None

2. WELCOME

Mayor Pro Tem Clabaugh welcomed citizens and guests to the meeting.

3. AGENDA APPROVAL

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

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

Nay: None

Motion Approved: 5-0

4. PUBLIC COMMUNICATIONS

a. Certificate of Appreciation presented to Pioneer Hi-Bred International, Inc. for their support of the Johnston Police Department's KID POWER program. Chief Vaughn introduced representatives from Pioneer and thanked them for their continued support of the police department and the community in general. Mayor Pro Tem Clabaugh presented certificates of appreciation to the representatives.

b. Certificates of Appreciation presented to Pioneer Hi-Bred International, Inc. and John Deere Credit for their support in the purchase of the Pictometry Critical 360™ Software, enhancing the safety of the community's school district facilities. Chief Vaughn introduced representatives from Pioneer and John Deere Credit and thanked them for their continued support of the police department and the community in general. Mayor Pro Tem Clabaugh presented certificates of appreciation to the representatives.

Andy Christensen, 6454 Merle Hay Road, invited members of the Council to meet with him at his home to discuss the ongoing situation relating to the replacement of a barn on his property.

5. PUBLIC HEARINGS

None

6. CONSENT AGENDA

a. Consider Minutes of August 2, 2010 Worksession.

b. Consider Minutes of August 2, 2010 Meeting.

c. Consider Resolution No. 10-137 approving construction contract and bond for the NW 107th Street /NW 70th Avenue Water Main Improvement project.

- d. Consider approval of Contract Amendment with McClure Engineering for the NW 107th Street /NW 70th Avenue Water Main Improvement project.
- e. Consider approving entering into an agreement with Foth Infrastructure and Environment, LLC for the NW 62nd Avenue, from NW 86th Street to NW 59th Court, project.
- f. Consider approval of a Purchase Order to Quality Pump & Control for replacement grinder pumps.
- g. Consider approval of a Purchase Order to Hutchinson Salt Company for the purchase of road salt for the 2010/2011 season.
- h. Consider Resolution No. 10-143 – Approving Change Order No. 7 for the PCC Pavement Widening, NW 86th Street from Chambery Boulevard to NW 62nd Avenue, project.
- i. Consider approval of Pay Request No. 7 for \$115,004.63 to Manatt’s, Inc. for work completed as of July 30, 2010 on the PCC Pavement Widening, NW 86th Street from Chambery Boulevard to NW 62nd Avenue, project.
- j. Consider Resolution No. 10-144 – Authorizing the City Administrator to sign the application and act on the City’s behalf in the filing of an application to the Iowa Department of Transportation for assistance under the Iowa’s Clean Air Attainment Program (I-CAAP).
- k. Consider the following items relating to the NW 100th Street Overlay, NW 62nd Avenue to NW 70th Avenue, project:
 - Consideration of construction bids
 - Resolution No. 10-146 – Making award of construction contract
 - Resolution No. 10-147 – Approving construction contract and bond
- l. Consider Resolution No. 10-138 – Establishing the deer management zones for the 2010/2011 urban bow hunt program.
- m. Consider Resolution No. 10-139 – Fixing a date for a meeting on the proposal to enter into a Development Agreement with Pioneer Hi-Bred International, Inc. and providing for publication of notice thereof for the Reid/Krug expansions.
- n. Consider Resolution No. 10-140 – Fixing a date for a meeting on the proposal to enter into a Development Agreement with Pioneer Hi-Bred International, Inc. and providing for publication of notice thereof for the Beaver Creek project.
- o. Consider Resolution No. 10-141 – Adopting corrected final plat and schedule of assessments for City of Johnston, Iowa, Schultz Acres Water Main.
- p. Consider setting September 7, 2010 at 7:00 p.m. as the date and time for a Public Hearing to amend the budget for year end June 30, 2011.
- q. Consider approval of Contract for Services with Shive-Hattery for Beaver Drive Trail Alignments study not to exceed \$19,000.00
- r. Consider agreement for Professional GIS web hosting services and purchase of Treesite software with Foth Infrastructure and Environment, LLC to host local GIS data online for public consumption via the internet and web-based editing for the tree inventory program.
- s. Consider Resolution No. 10-142 – A Resolution of intent to participate in the Des Moines metro application for a Sustainable Communities grant.
- t. Consider initiating a text amendment to the Zoning Ordinance for Chapter 173, Temporary Uses.
- u. Consider Resolution No. 10-145 – Approving Staff Appointment and Establishing Wage.
- v. Consider approval of the renewal application for a Class C liquor license for Joe’s Pub, 5500 Merle Hay Road, Suite D.
- w. Receive and File the following reports:
 1. Bank Reconciliation Report – July 31, 2010

Sanders noted that there had been no change to the proposed Ordinance since the first reading.

Motion by Culbert second by Hibbs to approve Second Consideration of Ordinance No. 833.

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

- c. Second Consideration of Ordinance 832- Amending the Official Zoning Map for 20.34 acres and adjoining right-of-way for A-R, Agricultural Reserve, to PC, Professional Commerce Park district. The subject property is located north of NW 62nd Avenue and east of NW 86th Street

- d. Senior Planner Aaron Wolfe noted that there were no changes to the proposed Ordinance since the first reading.

Motion by Lindeman second by Hibbs to approve Second Consideration of Ordinance No. 832.

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

- e. Second Consideration of Ordinance No. 830 Chapter 171 by adding 171.09 of the Johnston Municipal Code of Ordinances of 2007 establishing Administrative Approval for minor modifications to an approved site plan.
Planning Intern Dustin Powers noted that a change had been made to the proposed Ordinance following the discussion at the previous Council meeting. Powers noted that staff was recommending the deletion of Section 171.09.1(E), the Appeals Process, be stricken from the proposed Ordinance.

Motion by Culbert second by Kallen to approve the text amendment striking Section 171.09.1(E).

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

Motion by Culbert second by Lindeman to approve Second Consideration of Ordinance No. 830.

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

- f. Second Consideration of Ordinance No. 831 amending Chapter 166.27 of the Johnston Municipal Code of Ordinances of 2007 establishing special exceptions for six-foot fences on corner lots.

Powers noted there had been no change to the proposed Ordinance since the first reading.

Motion by second by to approve Second Consideration of Ordinance No. 830.

ROLL CALL: Aye: Hibbs, Kallen, Lindeman, Clabaugh, Culbert
Nay: None

Motion Approved: 5-0

- g. Consider correcting the Claims amount reflected on the August 2, 2010 agenda to read \$528,258.28 and Approval of current Claims in the Amount of \$528,152.04.

Motion by Hibbs second by Culbert to approve record correction and current claims.

ROLL CALL: Aye: Kallen, Lindeman, Clabaugh, Culbert, Hibbs
Nay: None

Motion Approved: 5-0

9. CITY ADMINISTRATOR/STAFF COMMENTS

- a. Discuss issuing and RFP to solicit proposals for a new Public Safety Facility consisting of the Johnston Police Department and Fire Headquarters.
Sanders noted that staff was looking for direction in preparing to send out an RFP for a Public Safety Facility.

Council Member Hibbs noted his support for the project, advising that the current facilities were not adequate and posed multiple problems from a safety perspective.

Council members noted their consensus with moving forward with the RFP.

City Administrator Sanders noted that the Iowa League of Cities was holding their annual conference September 22-24, 2010.

10. CITY COUNCIL COMMENTS

Council members noted their appreciation for the efforts of city staff during the recent storms.

11. UPCOMING MEETINGS

TUESDAY, September 7, 2010	City Hall	Worksession 6:00 p.m. Regular Session 7:00 p.m.
Monday, September 20, 2010	City Hall	Worksession 5:30 p.m. Regular Session 7:00 p.m.

12. ADJOURNMENT

The meeting adjourned at 7:42 p.m.

Paula S. Dierenfeld, Mayor

ATTEST:

Cyndee D. Rhames, City Clerk