



ANKENY CITY COUNCIL

Regular Meeting

Monday, December 18, 2023

5:30 PM

Ankeny Kirkendall Public Library - City Council Chambers

1250 SW District Drive, Ankeny, Iowa

Mark Holm, Mayor

Bobbi Bentz, Mayor Pro-Tem

Council Members: Jeff Perry, Joe Ruddy, Todd Shafer, Kelly Stearns

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ELECTRONIC MEETING INFORMATION

<https://zoom.us/j/97312992966?pwd=OEFocWZGS0NYUmtnVHNxcWZFak9Pd09>

Meeting ID: 973 1299 2966

Passcode: 1234

Dial in: +1 312 626 6799; Meeting ID: 973 1299 2966; Passcode: 1234

PROCEDURAL ACTIONS:

CALL TO ORDER:	Mark Holm, Mayor
ROLL CALL:	Michelle Yuska, City Clerk
PLEDGE OF ALLEGIANCE:	Mark Holm, Mayor

CEREMONY:

1. Oath of Office:

Bobbi Bentz - Mayor Pro tempore
Todd Shafer - Council Member

A. PUBLIC FORUM: none

B. APPROVAL OF AGENDA:

1. Approval of the December 18, 2023 Agenda

Action# B1-1. Consider motion to approve and accept the December 18, 2023 agenda, with or without amendment.

C. PUBLIC HEARING(S):

1. PH 2023-66 Proposed 2024 PCC Reconstruction Program - NW Ash Drive

Action# C1-1. Consider motion to close Public Hearing 2023-66.

2. PH 2023-67 Proposed 2024-2028 Capital Improvement Program

Action# C2-1. Consider motion to close Public Hearing 2023-67.

D. REPORTS OF ADVISORY BOARDS AND COMMISSION: none

E. APPROVAL OF CONSENT AGENDA:

• **Minutes**

- CA - 1** Approval of official council actions of the regular meeting of December 4, 2023, 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 November 21, 2023.
- CA - 3** Receive and file minutes of the Zoning Board of Adjustment meeting of November 7, 2023.

• **Licenses and Permits**

- CA - 4** Consider motion to approve the issuance of liquor licenses and/or beer/wine permits in the City of Ankeny.

• **Finance/Budget**

- CA - 5** Consider motion to receive and file Financial Reports for November 2023.
- CA - 6** Consider motion to receive and file Building Permit Report for November 2023.
- CA - 7** Consider motion to receive and file Utility Billing Report for November 2023.
- CA - 8** Consider motion to approve Change Order #1 increasing the contract amount by \$11,484.00 to Absolute Concrete Construction, for construction services on the Oralabor Gateway Trail - SW State Street Underpass and SW Oralabor Road and SW State Street Intersection Improvements project.

- CA - 9** Consider motion to approve Change Order #4 increasing the contract amount by \$137.90 to Elder Corporation, for construction services on the NE Delaware Avenue Reconstruction - NE 5th Street to Fourmile Creek project.
- CA - 10** Consider motion to approve Amendment No. 5 to the Professional Services Agreement increasing the contract amount by \$59,500.00 with Foth Infrastructure and Environment, LLC for additional construction engineering services on the West First Street Widening and Improvements - Phase 1 project.
- CA - 11** Consider motion to approve Amendment No. 1 to the Professional Services Agreement increasing the contract amount by \$528,787.00 with HDR Engineering, Inc. (HDR), for construction services on the NW Elevated Water Storage Tank Project.
- CA - 12** Consider motion to approve Payment #5 in the amount of \$345,787.70 to Absolute Concrete Construction, Inc. for construction services on the Oralabor Gateway Trail - SW State Street Underpass and SW Oralabor Road and SW State Street Intersection Improvements project.
- CA - 13** Consider motion to approve Payment #1 in the amount of \$53,934.59 to Alpha Landscapes, for construction services on the NW 36th Street Widening - NW Ash Dr to N Ankeny Blvd: Landscape Improvements project.
- CA - 14** Consider motion to approve Payment #4 in the amount of \$7,875.00 to Bolton & Menk, Inc., for engineering services on the SE Corporate Woods Drive & Crosswinds Drive Traffic Signalization project.
- CA - 15** Consider motion to approve Payment #7 in the amount of \$1,151.00 to Civil Design Advantage, for engineering services on the Otter Creek Trunk Sewer Extension - Phase 4 project.
- CA - 16** Consider motion to approve Payment #8 in the amount of \$45,495.56 to Civil Design Advantage for engineering services on the NW 36th Street and NW Weigel Drive HMA Resurfacing project.
- CA - 17** Consider motion to approve Payment #4 in the amount of \$27,950.00 to DIXON Engineering, Inc., for engineering services on the Delaware Ground Storage Reservoir Rehabilitation project.
- CA - 18** Consider motion to approve Payment #8 in the amount of \$903,093.19 to Elder Corporation, for construction services on the NE Delaware Avenue Reconstruction - NE 5th Street to Fourmile Creek project.
- CA - 19** Consider motion to approve Payment #7 in the amount of \$167,132.87 to Granite Excavating for construction services on the S. Ankeny Blvd Transmission Blvd project.
- CA - 20** Consider motion to approve Payment #9 in the amount of \$459.75 to HR Green, Inc., for engineering services on the NW Irvinedale Drive & NW 18th Street Intersection Improvements project.
- CA - 21** Consider motion to approve Payment #13 in the amount of \$27,985.75 to HR Green, Inc., for construction engineering services on the Oralabor Gateway Trail-SW State Street Underpass and SW Oralabor Road and SW State Street Safety Improvements project.
- CA - 22** Consider motion to approve Payment #5 in the amount of \$45,885.00 to J&K Contracting, for construction services on the North Four Mile Creek Trunk Sewer project.
- CA - 23** Consider motion to approve Payment #8 in the amount of \$10,635.50 to JEO Consulting Group, Inc., for engineering services on the Transportation Master Plan.

- CA - 24** Consider motion to approve Payment #13 in the amount of \$9,627.34 to Kirkham Michael and Associates, for engineering services on the Westwinds Storm Sewer Extension Project - SW Westwinds Drive.
- CA - 25** Consider motion to approve Payment #7 in the amount of \$13,585.00 to On Track Construction, LLC for construction services on the NW Northlawn Area Utility Improvements - Phase 2.
- CA - 26** Consider motion to approve Payment #6 in the amount of \$8,768.28 to Romtech Companies, for construction services on the restroom facility at Midway Park.
- CA - 27** Consider motion to approve Payment #35 in the amount of \$7,687.00 to Shive Hattery for construction administration services associated with the Ankeny Senior Community Center project.
- CA - 28** Consider motion to approve Payment #12 in the amount of \$32,972.60 to Synergy Contracting, LLC, for construction services on the HTT Water Transmission Main & Drainage Improvements project.
- CA - 29** Consider motion to approve Payment #8 in the amount of \$47,803.20 to SVPA Architects Inc. for design services associated with the Ankeny Fire Station No. 4 project.
- CA - 30** Consider motion to approve the December 18, 2023 Accounts Payable.
- CA - 31** Consider motion to adopt **RESOLUTION** naming depositories for the City of Ankeny.

- **Personnel Items - none**

- **Community Development Items**

- CA - 32** Consider motion to adopt **RESOLUTION** accepting final plat and platted easements for Heritage Commercial at Prairie Trail Plat 1.
- CA - 33** Consider motion to adopt **RESOLUTION** to allow Lot 9, Parkway North at Prairie Trail Plat 2, driveway access onto SW Des Moines Street, by removing note 12 from the Parkway North at Prairie Trail Plat 2 final plat.

- **Engineering Items**

- CA - 34** Consider motion to receive and file the 2023 Pavement Management Study and Master Plan as completed by Snyder & Associates, Inc.
- CA - 35** Consider motion to approve the **RESOLUTION** authorizing the City of Ankeny to submit an application for Federal Surface Transportation Block Grant Set-Aside Program Funding to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the Oralabor Gateway Trail Grade Separation of South Ankeny Boulevard and further approving the application which obligates the City of Ankeny to matching funds for the construction of said project.
- CA - 36** Consider motion to adopt **RESOLUTION** authorizing the execution of an Urban-State Traffic Engineering Program (U-STEP) funding agreement between the Iowa Department of Transportation (DOT) and the City of Ankeny, Iowa, for the sharing of construction costs for the proposed SW Oralabor Road and SW Edgewood Lane Intersection Improvements project.
- CA - 37** Consider motion to adopt **RESOLUTION** authorizing the execution of a Cooperative Agreement for Primary Road Project funding between the Iowa Department of Transportation (DOT) and the City of Ankeny, Iowa, for the sharing of construction costs for the proposed SW Oralabor Road and SW Edgewood Lane Intersection Improvements project.

- CA - 38** Consider motion to adopt a **RESOLUTION** authorizing the City of Ankeny to submit an application for Federal Surface Transportation Block Grant (STBG) Program funding to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the NE 18th Street Bridge Over Interstate 35 project and further approving the application which obligates the City of Ankeny to matching funds for the construction of said project.
- CA - 39** Consider motion to adopt **RESOLUTION** accepting public improvements for utilities in Copeland Commercial.
- CA - 40** Consider motion to adopt **RESOLUTION** accepting public improvements for utilities, paving, and subgrade prep for Kum & Go (965 SE Corporate Woods Drive).

- **Capital Improvement Projects**

- CA - 41** **2023 PCC Reconstruction Program - SE 8th Street**: Consider motion to approve: a) Final Change Order #1 decreasing the contract amount by \$9,572.50; b) Certificate of Completion; c) **RESOLUTION** accepting the public improvements with All Star Concrete, LLC in the amount of \$632,528.50; and d) Final Payment #5 in the amount of \$660.12 / Release of Retainage in the amount of \$31,626.43.
- CA - 42** **2023 City-Wide Surface Restoration**: Consider motion to approve: a) Final Change Order #1 increasing the contract amount in the amount of \$8,000.00; b) Certificate of Completion; c) **RESOLUTION** accepting the public improvement with Absolute Group in the amount of \$105,767.00; and d) Final Payment #1 in the amount of \$100,478.65 / Release of Retainage in the amount of \$5,288.35.
- CA - 43** **West First Street Widening and Improvements - Phase 1**: Consider motion to approve: a) Final Change Order #6 decreasing the contract amount by \$85,291.66; b) Certificate of Completion; c) **RESOLUTION** accepting the public improvements with Reilly Construction Co., Inc. in the amount of \$5,136,290.09; and d) Final Payment #20 in the amount of \$39,446.79 and Release of Retainage in the amount of \$30,000.00.
- CA - 44** Consider motion to adopt **RESOLUTION** ordering construction on the 2024 PCC Reconstruction Program - NW Westwood Street project and fixing a date for hearing thereon and taking of bids therefor. (date of bid opening: 01/09/24 @ 10:30 A.M. / date of hrg: 01/16/24 @ 5:30 P.M.)

- **Administrative Items**

- CA - 45** Consider motion to set public hearing on an Amendment of Current City Budget for Fiscal Year July 1, 2023 - June 30, 2024 and direct City Clerk to publish notice of such hearing (date of hrg: 01/02/24 @ 5:30 p.m.).
- CA - 46** Consider motion authorizing the Ankeny Police Department to enter into an agreement with agencies throughout the Des Moines / Polk County metropolitan area to establish common understandings of responsibility and define the purpose, policy, and procedures for Polk County Iowa Metropolitan OWI Blood Draw Policy.
- CA - 47** Consider motion to approve the fuel supply services contract with Key Cooperative of Roland, Iowa, and authorize the Mayor to sign Letter of Agreement.
- CA - 48** Consider a motion to adopt **RESOLUTION** authorizing the approval and acceptance of a warranty deed from TJL Investments, LLC and DNF, LLC for land associated with the development of Fire Station No. 4.

- **Approval of Consent Agenda Items**

1. Consent Agenda Items CA-1 through CA-48

Action# E1-1. Consider motion to approve the recommendations for Consent Agenda Items CA-1 through CA-48.

F. SUPPLEMENTAL AND REMOVED CONSENT AGENDA ITEMS: none

G. RECESS - Mark Holm, Mayor

H. LEGISLATIVE BUSINESS:

- **Boards/Commissions Appointments:**

1. Consider Mayoral Appointments to Boards and Commissions

Action# H1-1. Consider motion approving Mayoral appointments to Board and Commission Members as presented.

I. OLD BUSINESS: none

J. NEW BUSINESS:

1. Proposed 2024 PCC Reconstruction Program - NW Ash Drive (PH 2023-66)

Action# J1-1. Consider motion to adopt 1) RESOLUTION adopting plans, specifications, form of contract and estimate of cost \$820,005.25; 2) receive and file report of bids received December 12, 2023; 3) adopt RESOLUTION making award of construction contract with Concrete Technologies, Inc. in the amount of \$677,902.66; and 4) adopt RESOLUTION approving contract and bonds with Concrete Technologies, Inc. in the amount of \$677,902.66.

2. Proposed 2024-2028 Capital Improvement Program (PH 2023-67)

Action# J2-1. Consider motion to adopt RESOLUTION approving the 2024-2028 Capital Improvement Program.

K. ADMINISTRATIVE BUSINESS:

- **Report of the City Staff:**

City Manager
City Attorney

- **Report of the Governing Body:**

Mayor

City Council Members:
Council Member Bentz
Council Member Perry
Council Member Ruddy
Council Member Shafer
Council Member Stearns

- **Future Council Agenda Items:**

- *Public Hearing - Amendment to Current City Budget - FY 7/1/23 - 6/30/24 - 1/2/24 @ 5:30 p.m.*
- *Public Hearing - 2024 PCC Reconstruction Program - NW Westwood St - 1/16/24 @ 5:30 p.m.*
- *Council Action Planning Session - Department Budget Presentations - 1/19/24 @ 8:30 a.m.*
- *Regular City Council Meeting - 2/5/24 @ 5:30 p.m.*

L. ADJOURNMENT

1. Adjournment