MINUTES OF THE ANKENY CITY COUNCIL
Monday, July 17, 2023 5:30 p.m.
Ankeny Kirkendall Library - City Council Chambers
Mark Holm, Mayor
Bobbi Bentz, Mayor Pro tem
Council Members: Jeff Perry, Joe Ruddy, Todd Shafer, Kelly Stearns

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Mayor Mark Holm called the meeting to order at 5:30 p.m. Council Members Bobbi Bentz, Jeff Perry and Todd Shafer were in attendance. Council Member Joe Ruddy joined the meeting electronically. Council Member Kelly Stearns was absent. City Manager David Jones and City Attorney Amy Beattie were also present. Mayor Holm led in the Pledge of Allegiance.

PUBLIC FORUM

1. Paul Pedersen, 2706 NW 29th St, Ankeny, expressed concern of dangerous fireworks use in his neighborhood. He requested the code concerning fines for improper use be revisited.

APPROVAL OF AGENDA

1. Council Member Bentz moved, Shafer seconded, to approve and accept the July 17, 2023 agenda as presented. Ayes: 4.

APPROVAL OF CONSENT AGENDA

Minutes

1. Official council actions of the regular meeting of July 3, 2023, as published.
2. Receive and file minutes of the Plan and Zoning Commission meeting of June 20, 2023.
3. Receive and file minutes of the Civil Service Commission meeting of June 12,2023.

Licenses and Permits

4. Issuance of liquor licenses and beer/wine permits in the City of Ankeny.
5. Issuance of cigarette permits in the City of Ankeny.

Finance/Budget

6. Receive and file Financial Reports for June 2023.
7. Receive and file Building Permit Report for June 2023.
8. Receive and file Utility Billing Report for June 2023.
9. Change Order #1 increasing the contract amount by $2,200.00 to Alliance Construction Group, LLC, for construction services on the2023 PCC Reconstruction Program - SE Creekview Drive.
10. Change Order #1 increasing the contract amount by $2,420.00 to All-Star Concreate LLC, for construction services on the N Ankeny Boulevard and 18th Street Intersection Improvements project.
11. Change Order #2 increasing the contract amount by $8,856.00 to Elder Corporation, for construction services on the NE Delaware Avenue Reconstruction - NE 5th Street to Fourmile Creek project.
12. Change Order #1 increasing the contract amount by $2,400.00 to OMG Midwest DBA Des Moines Asphalt and Paving, for construction services on the 2023 Asphalt Street Resurfacing Program - SW Ordnance Road project.

13. Amendment 3 to the Professional Services Agreement increasing the contract amount by $11,500.00 with Snyder & Associates, Inc. for additional construction engineering services on the High Trestle Trail Extension - SE Magazine Road to SE Oralabor Road project.
14. Payment #1, $207,524.65 to Absolute Concrete Construction, Inc. for construction services on the NE Crestmoor Sanitary Sewer Replacement project.
15. Payment #,1 $340,429.59 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.
16. Payment #12, $181,322.13 to Absolute Concrete Construction, Inc. for construction services on the SE 3rd Street Utility Improvements - Phase 1 project.
17. Payment #13, $271,619.25 to Absolute Concrete Construction, Inc., for construction services on the NW 36th Street Widening - NW Ash Drive to N Ankeny Boulevard project.
18. Payment #2, $211,812.10 to Alliance Construction Group, LLC, for construction services on the 2023 PCC Reconstruction Program - SE Creekview Drive project.
19. Payment #1, $149,235.88 to Alliance Construction Group, LLC, for construction services on the SW State Street Reconstruction Project - Southbound Lanes.
20. Payment #1, $273,583.85 to All-Star Concreate, LLC, for construction services on the 2023 PCC Reconstruction Program - SE 8th St project.
21. Payment #1, $135,988.48 to All-Star Concreate, LLC, for construction services on the N Ankeny Boulevard and 18th Street Intersection Improvements project.
22. Payment #5, $2,717.25 to Civil Design Advantage for engineering services on the NW 36th Street and NW Weigel Drive HMA Resurfacing project.
23. Payment #2, $25,623.00 to Civil Design Advantage, for engineering services on the Otter Creek Trunk Sewer Extension - Phase 4 project.
24. Payment #1, $78,358.14 to Concrete Connection, LLC, for construction services on the 2023 Pedestrain Ramp Improvements Program - Barclay project.
25. Payment #4, $738,396.76 to Elder Corporation, for construction services on the NW 18th Street Reconstruction – NW Ash Dr. to N Ankeny Blvd. project.
26. Payment #4, $453,219.51 to Elder Corporation, for construction services on the NE Delaware Avenue Reconstruction - NE 5th Street to Fourmile Creek project.
27. Payment #3, $18,645.50 to HR Green, Inc., for engineering services on the NW Irvinedale Drive & NW 18th Street Intersection Improvements project.
28. Payment #22, $2,348.75 to JEO Consulting Group, Inc. for engineering services on the SE 3rd Street Utility Improvements Phase 1 project.
29. Payment #15, $67,406.96 to McClure Engineering Company, for engineering services on the NW 18th Street Reconstruction - NW Ash Dr. to N Ankeny Blvd. project.
30. Payment #11, $5,941.09 to McClure Engineering Company, for engineering services on the SW State Street Reconstruction - Southbound Lanes project.
31. Payment #1, $236,399.69 to OMG Midwest DBA Des Moines Asphalt and Paving for construction services on the 2023 Asphalt Street Resurfacing Program - SW Ordnance Road project.
32. Payment #3, $147,288.00 to On Track Construction, LLC for construction services on the NW Northlawn Area Utility Improvements - Phase 2.
33. Payment #14, $3,727.75 to RDG Planning & Design for engineering services on the Fourmile Creek and Tributary to Fourmile Creek Restoration project.
34. Payment #2, $33,405.88 to SVPA Architects Inc. for design services associated with the Ankeny Fire Station No. 4 project.
35. Payment #3, $21,514.71 to SVPA Architects Inc. for design services associated with the Ankeny Fire Station No. 4 project.
36. Payment #3, $241,559.83 to TK Concrete, Inc., for construction services on the 2023 PCC Street Patching Program project.
37. Jul 17, 2023 Accounts Payable by fund: General 482,696; Road Use Tax 59,053; Police/Fire Pension 2,782; Library Foundation 1,500; Solid Waste 98,595; Water 146,313; Sewer 615,313; Storm Water 16,441; Golf Course 55,365; Enterprise Project 518,738; Revolving

59,876; Risk Management 115,177; Health Insurance 671; Capital Projects 3,791,542; Payroll Totals 1,540,019; Transfers/ACH (201,390); Agenda Payments approved separately (4,208,451); Grand Total $3,094,240.

38. Generator maintenance services contract with Cummins Inc., of Des Moines, Iowa, and authorize the Mayor to sign Letter of Agreement.
39. Receive and file the Adopted Annual Budget Document for Fiscal Year 2024.

Personnel

40. Civil Service Commission certified list for appointment to Equipment Operator, subject to passing any further departmental requirements.

Community Development

41. **RESOLUTION 2023-293** accepting a public ingress/egress easement located on a part of Lot 14, Ankeny Industrial Park, and associated with the plat of survey creating Parcels 2023-49 and 2023-50.
42. Hope Crest Preliminary Plat.
43. **RESOLUTION 2023-294** accepting a public utility easement associated with the development of Lot 1, Delaware Landing Plat 1.
44. **RESOLUTION 2023-295** accepting the final plat for Delaware Landing Plat 2.

Engineering

45. **RESOLUTION 2023-296** setting a public hearing on the proposed adoption of an ordinance to establish a benefited district and connection fees for the Fourmile Sanitary Trunk Sewer Connection District 3. (date of hrg: 8/21/2023 @ 5:30 p.m.)
46. **RESOLUTION 2023-297** authorizing the City of Ankeny, Iowa, to make an application to the Iowa Department of Transportation's (Iowa DOT) Traffic Safety Improvement Program (TSIP) for the partial funding of South Ankeny Boulevard Improvements - SE Peterson Drive to 1st Street within the City Limits of Ankeny.
47. **RESOLUTION 2023-298** cancelling the subdivision bond and accepting the contract and bonds for the Park Sight Office Park Plat 4 project.

Capital Improvement Projects

48. **RESOLUTION 2023-299** approving construction contract and bond with Tanks Co, Inc. in the amount of $241,500.00 for the Delaware Ground Storage Reservoir Rehabilitation project.
49. **RESOLUTION 2023-300** approving contract and bonds with J & K Contracting in the amount of $156,598.50 for the Westwinds, Plat 9, Storm Sewer Extension Project.
50. **SE Crosswinds Drive RISE - Phase 2**: a) Final Change Order #4 decreasing the contract amount by $82,280.91; b) Certificate of Completion; c) **RESOLUTION 2023-301** accepting the public improvement with Sternquist Construction in the amount of $2,378,029.51; and d) Final Payment #9 in the amount of $36,373.98 / Release of Retainage in the amount of $118,901.48.
51. **2022 Bellagio Park Improvements Project**: a) Final Change Order #2 increasing the contract amount by $3,322.00; b) Certificate of Completion; c) **RESOLUTION 2023-302** accepting the public improvement with Howrey Construction Inc., in the amount of $309,287.30; and d) Final Payment #3 in the amount of $11,610.90; and Retainage Payment in the amount of $15,464.36.
52. **2022 Cherry Glen Ballfield Development Project**: a) Certificate of Completion; b) **RESOLUTION 2023-303** accepting the public improvement with Musco Sports Lighting dba

Iowa Sports Turf, in the amount of $588,029.01; and c) Final Payment #3 in the amount of $148,630.30; and Retainage Payment in the amount of $29,401.45.

53. **RESOLUTION 2023-304** adopting and amending the final schedule of assessments and providing for the payment thereof of the NW 18th Street Extension - NW Weigel Drive to NW Spruce Drive project.

Administrative

54. Authorize the Mayor to sign a Hold Harmless Agreement with the Ankeny Community School District for the use of their buildings during RAGBRAI.

Approval of Consent Agenda Items

1. Council Member Shafer moved, second by Bentz, to approve the recommendations for Consent Agenda Items CA-1 through CA-54. Ayes: Shafer, Bentz, Perry, Ruddy.

LEGISLATIVE BUSINESS

Approval of Ordinances

1. **Ord 2147.** 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. Council Member Bentz moved, Shafer seconded, to accept second consideration of ORDINANCE 2147. Ayes: Bentz, Shafer, Perry, Ruddy.

ADJOURNMENT

1. Moved by Bentz, second by Shafer, to go into Executive Session at 5:42 p.m., pursuant to the provisions of Iowa Code Section 21.5, subparagraph (i) “To evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual’s reputation and that individual requests a closed session.” Ayes: Bentz, Shafer, Perry, Ruddy.
2. Council returned to regular session and adjourned the meeting at 8:30 p.m.

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Michelle Yuska, City Clerk Mark Holm, Mayor

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