



ANKENY CITY COUNCIL

Regular Meeting

Tuesday, January 18, 2022

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, Kerry Walter-Ashby, Kelly Whiting

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Anyone seeking assistance in communicating with the City should contact Relay Iowa at 1-800-735-2942 (TDY), or 1-800-735-2943 (Voice).

ELECTRONIC MEETING INFORMATION

<https://zoom.us/j/97312992966?pwd=OEFocWZGS0NYUmtnVHNxcWZFak9PdZ09>

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: Denise Hoy, City Clerk

PLEDGE OF ALLEGIANCE: Mark Holm, Mayor

CEREMONY:

1. Oath of Office: Bobbi Bentz - Mayor Pro tempore

A. PUBLIC FORUM:

1. Special Presentation: Greg Edwards - Catch Des Moines

B. APPROVAL OF AGENDA:

1. Approval of the January 18, 2022 Agenda

Action# B1-1. Consider motion to approve and accept the January 18, 2022 agenda, with/without amendment.

C. PUBLIC HEARING(S):

1. PH 2022-04 Proposed SE 3rd Street Utility Improvements - Phase 1

Action# C1-1. Consider motion to close Public Hearing 2022-04.

2. PH 2022-05 Proposed NW 36th Street Widening - NW Ash Drive to North Ankeny Boulevard

Action# C2-1. Consider motion to close Public Hearing 2022-05.

3. PH 2022-06 ASR #3 - Bid Package #1 - Well Construction

Action# C3-1. Consider motion to close Public Hearing 2022-06.

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 January 3, 2021, as published, subject to correction, as recommended by the City Clerk.
- CA - 2** Receive and file minutes of the Civil Service Commission meeting of December 13, 2021
- CA - 3** Receive and file minutes of the Plan and Zoning Commission meeting of December 21, 2021.
- CA - 4** Receive and file minutes of the Zoning Board of Adjustment meeting of November 16, 2021.
- CA - 5** Receive and file minutes of the Zoning Board of Adjustment meeting of December 7, 2021.

- **Licenses and Permits**

- CA - 6** Consider motion to approve the issuance of liquor license(s) and/or beer / wine permit(s) in the City of Ankeny.

- **Finance/Budget**

- CA - 7** Consider motion to receive and file Financial Reports for December 2021.

- CA - 8** Consider motion to receive and file Building Permit Report for December 2021.
- CA - 9** Consider motion to receive and file Utility Billing Report for December 2021.
- CA - 10** Consider motion to approve Payment #22 in the amount of \$27,090.03 to Civil Design Advantage for engineering services on the NW 18th Street Extension - NW Weigel Drive to NW Spruce Drive project.
- CA - 11** Consider motion to approve Payment #1 in the amount of \$37,525.00 to Construct, Inc., for construction services on the Wastewater Plant Partial Demolition project.
- CA - 12** Consider motion to approve Payment #5 in the amount of \$176,184.01 to Cramer & Associates, Inc., for construction services on the High Trestle Trail Ext Magazine Rd to Oralabor Rd project.
- CA - 13** Consider motion to approve Payment #18 in the amount of \$2,737.77 to McClure Engineering Company, for engineering services on the Irvinedale Drive Water Main Improvements - Phase 3 project.
- CA - 14** Consider motion to approve Payment #4 in the amount of \$7,557.98 to McClure Engineering Company, for engineering services on the NW 18th Street Reconstruction - NW Ash Dr. to N Ankeny Blvd. project.
- CA - 15** Consider motion to approve the January 18, 2022 Accounts Payable. (Finance Committee: J. Perry, Chp, J. Ruddy, K. Whiting)
- CA - 16** Consider motion to adopt a **RESOLUTION** authorizing the purchase of traffic signal pole assemblies for installation with the NW 36th Street Widening: NW Ash Drive to N Ankeny Blvd.

• **Personnel Items**

- CA - 17** Consider motion to accept the Civil Service Commission certified lists for appointment to:
- Police Officer
 - Equipment Operator;
- subject to passing any further departmental requirements.

• **Community Development Items**

- CA - 18** Consider motion to adopt **RESOLUTION** accepting public utility easements associated with the development of The Crossings at Deer Creek Plat 14.
- CA - 19** Consider motion to adopt **RESOLUTION** providing for the notice and hearing of the City Council of the City of Ankeny, Iowa, to consider a request to vacate a portion of a public utility easement, located on Lot 20, Ashland Ridge Plat 2 (date of hrg: 2/7/22 @ 5:30 p.m.)
- CA - 20** Consider motion to receive and file correspondence from Nilles Associates, Inc. on behalf of DRA Properties, LC dated December 22, 2021, requesting to vacate a portion of public land, Lot 2, The District at Prairie Trail Plat 8; and refer to the Plan & Zoning Commission for its study and recommendation.
- CA - 21** Consider a motion to adopt **RESOLUTION** accepting final plat, platted easements and subdivision bond for seeding and erosion control for Vintage Business Park at Prairie Trail Plat 9.
- CA - 22** Consider motion to adopt **RESOLUTION** approving plans and specifications and accepting contracts, performance and maintenance bonds for the construction of water main and sanitary sewer for Vintage Business Park at Prairie Trail Plat 9.
- CA - 23** Consider motion to adopt **RESOLUTION** accepting a Public Ingress / Egress

Easement associated with the development of Lot 1, Vintage Business Park at Prairie Trail Plat 2.

- Engineering Items - none
- Capital Improvement Projects - none
- Administrative Items - none
- Approval of Consent Agenda Items

1. Consent Agenda Items CA-1 through CA-23

Action# E1-1. Consider motion to approve the recommendations for Consent Agenda Items CA-1 through CA-23.

F. SUPPLEMENTAL AND REMOVED CONSENT AGENDA ITEMS: none

G. RECESS - Mark Holm, Mayor

H. LEGISLATIVE BUSINESS:

- Boards/Commissions Appointments:

1. Consider Mayor Appointments to Boards and Commissions

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

Action# H1-2. Consider motion to amend RESOLUTION 2021-461 by replacing Makai Echer as the 2nd Representative to the Polk County Joint 911 Commission with Robert Chiappano.

- Approval of Ordinances:

1. Ord 2074 An Ordinance amending the Zoning Regulations, Chapter 195, Signs, of the Municipal Code of the City of Ankeny, Iowa, Clarifying and Modifying Requirements for Flags, Political Signs and Non-Commercial Signs.

Action# H1-1. Consider motion to accept third consideration of ORDINANCE 2074, sending it on its final passage and publication as required by law.

2. Ord 2092 An Ordinance amending Chapter 66, Load and Weight Restrictions, of the Municipal Code of the City of Ankeny, Iowa.

Action# H2-1.

Consider motion to accept third consideration of ORDINANCE 2092, sending it on its final passage and publication as required by law.

3. Ord 2093 An Ordinance amending the Zoning Regulations, Chapter 192, of the Municipal Code of the City of Ankeny, Iowa, by amending the PUD zoning of certain property owned by Stubbs Development and Lemar Koethe.

Action# H3-1. Consider motion to accept second consideration of ORDINANCE 2093.

4. Ord 2094 An Ordinance amending the Zoning Regulations, Chapter 192, of the Municipal

Code of the City of Ankeny, Iowa, by rezoning certain real estate owned by Dan and Beverly Jury.

Action# H4-1. Consider motion to accept second consideration of ORDINANCE 2094.

5. Ord 2095 An Ordinance amending Chapter 30, Economic Development Council, of the Municipal Code of the City of Ankeny, Iowa.

Action# H5-1. Consider motion to accept first consideration of ORDINANCE 2095.

I. OLD BUSINESS:

1. Consider action on the matter of a temporary appointment to fill the city council vacancy created by council person Mark Holm assuming the position of Mayor effective January 1, 2022.

Action# I1-1. Consider motion to approve the temporary appointment of Kerry Walter-Ashby until the special election to fill such vacancy is held by the City on March 29, 2022.

Action# I1-2. Mayor Mark Holm will administer oath of office to Kerry Walter-Ashby.

J. NEW BUSINESS:

1. Proposed SE 3rd Street Utility Improvements - Phase 1 (PH 2022-04)

Action# J1-1. Consider motion to adopt 1) RESOLUTION adopting plans, specifications, form of contract and estimate of cost \$1,890,000.00; 2) receive and file report of bids received January 11, 2022; 3) adopt RESOLUTION making award of construction contract with Absolute Concrete Construction, Inc. in the amount of \$1,816,990.10; and 4) adopt RESOLUTION approving contract and bonds with Absolute Concrete Construction, Inc. in the amount of \$1,816,990.10.

2. Proposed NW 36th Street Widening - NW Ash Drive to North Ankeny Boulevard (PH 2022-05)

Action# J2-1. Consider motion to adopt 1) RESOLUTION adopting plans, specifications, form of contract and estimate of cost \$3,833,383.00; 2) receive and file report of bids received January 11, 2022; 3) adopt RESOLUTION making award of construction contract with Absolute Concrete Construction, Inc. in the amount of \$3,996,224.75; and 4) adopt RESOLUTION approving contract and bonds with Absolute Concrete Construction, Inc. in the amount of \$3,996,224.75.

3. Proposed Well #7 - ASR #3 - Bid Package 1 - Well Construction (PH 2022-06)

Action# J3-1. Consider motion to adopt 1) RESOLUTION adopting plans, specifications, form of contract and estimate of cost \$2,950,000.00; 2) receive and file report of bids received January 11, 2022; 3) adopt RESOLUTION making award of construction contract with Gingerich Well & Pump Service LLC in the amount of \$3,234,033.00.

4. Proposed NW 36th Street & NW State Street Interim Improvements
Initiate Proceedings

Action# J4-1. Consider motion to adopt RESOLUTION ordering construction of the NW 36th Street & NW State Street Interim Improvements and fixing a date for hearing thereon

and taking of bids therefor. (date of bid letting: 2/15/22 @ 10:30 AM / date of hrg: 2/21/22 @ 5:30 PM)

5. Proposed NW 36th Street and NW Weigel Drive Water Main
Initiate Proceedings

Action# J5-1. Consider motion to adopt RESOLUTION ordering construction on the NW 36th Street and NW Weigel Drive Water Main project and fixing a date for hearing thereon and taking of bids therefor. (date of bid-letting: 2/15/22 @ 10:30 a.m. / date of hrg: 2/21/22 @ 5:30 p.m.)

6. Proposed ASR#3 - Bid Package #2 - Well Pump and Control Building
Initiate Proceedings

Action# J6-1. Consider motion to adopt RESOLUTION ordering construction on the ASR #3 - Bid Package #2 - Well Pump and Control Building project and fixing a date for hearing thereon and taking of bids therefor. (date of bid-letting: 2/15/22 @ 10:30 a.m./date of hrg: 2/21/22 @ 5:30 p.m.)

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 Walter-Ashby

Council Member Whiting

- **Future Council Agenda Items:**

- ***Staff Budget Presentations - 1/21/22 @ 8:30 a.m. - 2:00 p.m.***
- ***Public Hearing - vacate - Ashland Ridge Plat 2 - 2/7/22 @ 5:30 p.m.***
- ***Public Hearing - NW 36th St & NW State St Interim Improvements - 2/21/22 @ 5:30 p.m.***
- ***Public Hearing - NW 36th St & NW Weigel Dr Water Main - 2/21/22 @ 5:30 p.m.***
- ***Public Hearing - ASR #3 - Bid Package #2 - Well Pump & Control Building - 2/21/22 @ 5:30 p.m.***

L. ADJOURNMENT

1. Adjournment

Council Action Planning Session will commence following adjournment of regular meeting.