



ANKENY CITY COUNCIL

Regular Meeting

Monday, January 3, 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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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:**

Mark Holm - Mayor
Joe Ruddy- Council Member
Kelly Whiting - Council Member
Bobbi Bentz - Mayor Pro tempore

2. Proclamation: Martin Luther King Jr. Day, January 17, 2022

A. **PUBLIC FORUM: none**

B. **APPROVAL OF AGENDA:**

1. Approval of the January 3, 2022 Agenda

Action# B1-1. Consider motion to approve and accept the January 3, 2022 agenda, with/without amendment.

C. **PUBLIC HEARING(S):**

1. PH 2022-01 Proposed amendment to 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# C1-1. Consider motion to close Public Hearing 2022-01.

2. PH 2022-02 A proposed amendment to 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 to rezone property from R-1, One-Family Residence District, to R-3 Multi-Family Residence District, restricted to One-Family Residences and R-3 Multi-Family Residence District, restricted to 12 units per acre.

Action# C2-1. Consider motion to close Public Hearing 2022-02.

3. PH 2022-03 Proposed SE Crosswinds Drive RISE - Phase 2

Action# C3-1. Consider motion to close Public Hearing 2022-03.

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 20, 2021, 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 December 7, 2021.

• **Licenses and Permits**

CA - 3 Consider motion to approve the issuance of liquor license(s) and/or beer / wine permit(s) in the City of Ankeny.

• **Finance/Budget**

- CA - 4** Consider motion to approve Change Order #11 increasing the contract amount by \$3,882.79 to Graphite Construction Group for additional construction services on the Ankeny Senior Community Center project.
- CA - 5** Consider motion to approve Amendment No. 2 to the Professional Services Agreement increasing the contract amount by \$84,000.00 with HR Green, Inc. for Special Assessment Services and the development of the Interchange Operations Report (IOR) on the NE 36th Street Reconstruction Project - Interstate 35 to NE Four Mile Drive.
- CA - 6** Consider motion to approve Amendment #1 to the Professional Services Agreement increasing the contract amount by \$24,595.00 with JEO Consulting Group, Inc. for engineering services on the SE Delaware Avenue HMA Widening project.
- CA - 7** Consider motion to approve Change Order #4 increasing the contract amount by \$15,240.00 to Sternquist Construction, for construction services on the NW 18th Street Extension - NW Weigel Drive to NW Spruce Drive project.
- CA - 8** Consider motion to approve Payment #21 in the amount of \$667.40 to Calhoun-Burns and Associates, Inc., for engineering services on the NE 54th Street Bridge Replacement over Branch of Fourmile Creek - Construction Engineering project.
- CA - 9** Consider motion to approve Payment #15 in the amount of \$26,208.77 to Graphite Construction Group for construction services on the Ankeny Senior Community Center project.
- CA - 10** Consider motion to approve Payment #16 in the amount of \$23,652.17 to Graphite Construction Group, Inc. for construction services on the Ankeny Senior Community Center.
- CA - 11** Consider motion to approve Payment #10 in the amount of \$760.00 to MSA Professional Services, Inc., for engineering services on the High Trestle Trail Trailhead and Parking Lot Project.
- CA - 12** Consider motion to approve Payment #7 in the amount of \$6,417.70 to Olsson, Inc., for inventory services on the Fiber Network Data Conversion project.
- CA - 13** Consider motion to approve Payment #19 in the amount of \$3,003.33 to Shive Hattery for design\development services on the Ankeny Senior Community Center.
- CA - 14** Consider motion to approve Payment #17 in the amount of \$26,047.76 to Snyder & Associates, Inc., for engineering services on the High Trestle Trail Ext Magazine Rd to Oralabor Rd project.
- CA - 15** Consider motion to approve Payment #10 in the amount of \$15,796.50 to Snyder & Associates, Inc., for engineering services on the HTT Transmission Main and Drainage Improvements project.
- CA - 16** Consider motion to approve Payment #13 in the amount of \$4,001.00 to Snyder & Associates, Inc., for engineering services on the N Ankeny Blvd Landscape Improvements project.
- CA - 17** Consider motion to approve Payment #5 in the amount of \$30,772.95 to Snyder & Associates, Inc., for engineering services on the NE Delaware Ave Recon - NE 5th St to NE 18th St project.
- CA - 18** Consider motion to approve Payment #20 in the amount of \$2,266.00 to Snyder & Associates, Inc., for engineering services on the SE Delaware Ave and SE 8th St Widening and Traffic Signalization project.
- CA - 19** Consider motion to approve Payment #14 in the amount of \$1,736.00 to Snyder & Associates, Inc., for engineering services on the NW Northlawn Area Utility Improvements project.

- CA - 20** Consider motion to approve Payment #13 in the amount of \$35,693.78 to Snyder & Associates, Inc., for engineering services on the NW 36th St Widening - NW Ash Dr to N Ankeny Blvd project.
- CA - 21** Consider motion to approve Payment #9 in the amount of \$6,841.35 to Snyder & Associates, Inc., for engineering services on the NW 36th St and NW State St Interim Improvements project.
- CA - 22** Consider motion to approve Payment #9 in the amount of \$487,258.09 to Sternquist Construction, for construction services on the NW 18th Street Extension - NW Weigel Drive to NW Spruce Drive project.
- CA - 23** Consider motion to approve the January 3, 2022 Accounts Payable. (Finance Committee: B. Bentz, Chp, J. Perry, J. Ruddy)
- CA - 24** Consider motion to receive and file the City of Ankeny Annual Comprehensive Financial Report (ACFR) for the year ended June 30, 2021.
- CA - 25** Consider motion to adopt **RESOLUTION** related to the revision of the Financial Policy of the Standard Administrative Policy and Procedures Manual of the City of Ankeny, Iowa.
- CA - 26** Consider motion to adopt **RESOLUTION** naming authorized bank signers for the City of Ankeny.
- CA - 27** Consider motion to approve the bid from Central Iowa Fencing for the installation of a security fence and gates at the Ankeny Police Department.
- CA - 28** Consider motion to approve the bid from Walsh Door & Security for the installation of the hardware necessary to activate the security gates at the Ankeny Police Department.

- **Personnel Items - none**
- **Community Development Items**

- CA - 29** Consider motion to adopt **RESOLUTION** accepting Public Utility Easements associated with the development of Grove Landing Plat 1.
- CA - 30** Consider motion to adopt **RESOLUTION** accepting the final plat for Forest Ridge Estates Plat 1, subject to applicable Polk County Subdivision Requirements in lieu of City of Ankeny Subdivision Regulations.

- **Engineering Items**

- CA - 31** Consider motion to adopt **RESOLUTION** accepting a proposal from Redbud LLC in the amount of \$27,195.00 for the construction of the 2022 Native Vegetation Maintenance project.
- CA - 32** Consider motion to adopt **RESOLUTION** accepting public improvements to Dewey - SE Delaware Entrance (Turn Lane Addition) for paving.
- CA - 33** Consider motion to adopt a **RESOLUTION** authorizing the City of Ankeny to submit an application for Federal Surface Transportation Block Grant Program funding to the Des Moines Area Metropolitan Planning Organization (MPO) for the partial funding of the West First Street Widening Improvement Phase 2 project - east of Greenwood Street to just west of State Street, and further approving the application which obligates the City of Ankeny to matching funds for the construction of said project.
- CA - 34** Consider motion to approve the **RESOLUTION** authorizing the City of Ankeny to submit an application for Federal Surface Transportation Block Grant Program -

Transportation Alternative Program (TAP) 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.

- **Capital Improvement Projects**

- CA - 35** **High Trestle Trail Trailhead and Parking Lot Project:** Consider motion to approve: a) Certificate of Completion; b) **RESOLUTION** accepting the public improvements with Concrete Connections, LLC in the amount of \$215,036.50; c) Change Order #2 increasing the contract amount \$2,240.00; d) Final Payment in the amount of \$7,092.34 / Release of Retainage in the amount of \$4,300.73.

- **Administrative Items**

- CA - 36** Consider a motion approving a Recycling Agreement between Metro Waste Authority and the City of Ankeny.

- CA - 37** Consider motion to adopt **RESOLUTION** approving the City of Ankeny's membership in the Mid-Iowa Planning Alliance for Community Development.

- **Approval of Consent Agenda Items**

1. Consent Agenda Items CA-1 through CA-37

Action# E1-1. Consider motion to approve the recommendations for Consent Agenda Items CA-1 through CA-37.

F. SUPPLEMENTAL AND REMOVED CONSENT AGENDA ITEMS: none

G. RECESS - Mark Holm, Mayor

H. LEGISLATIVE BUSINESS:

- **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 second consideration of ORDINANCE 2074.

2. Ord 2090 An Ordinance vacating a Public Sanitary Sewer Easement associated with Outlot X, Vintage Business Park at Prairie Trail Plat 7.

Action# H2-1. Consider motion to accept third consideration of ORDINANCE 2090, sending it on its final passage and publication as required by law.

Action# H2-2. Consider motion to adopt RESOLUTION authorizing the sale of real estate vacated by the City of Ankeny to DRA Properties, LC.

3. Ord 2091 An Ordinance amending Chapter 3, Voting Precincts, of the Municipal Code of the City of Ankeny, Iowa.

Action# H3-1. Consider motion to accept second consideration or ORDINANCE 2091.

Action# H3-2. Consider motion to accept request to suspend the rule that all ordinances

must be considered on three different days and accept third consideration of ORDINANCE 2091, sending it on its final passage and publication as required by law.

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

Action# H4-1.

Consider motion to accept second consideration of ORDINANCE 2092.

5. 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. (PH 2022-01)

Action# H5-1. Consider motion to accept first consideration of ORDINANCE 2093.

6. 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 (PH 2022-02)

Action# H6-1. Consider motion to accept first consideration of ORDINANCE 2094.

I. OLD BUSINESS: none

J. NEW BUSINESS:

1. Proposed SE Crosswinds Drive RISE - Phase 2 (PH 2022-03)

Action# J1-1. Consider motion to adopt 1) RESOLUTION adopting plans, specifications, form of contract and estimate of cost \$2,240,491.50; 2) receive and file report of bids received November 30, 2021; 3) adopt RESOLUTION making award of construction contract with Sternquist Construction in the amount of \$2,500,025.00; and 4) adopt RESOLUTION approving contract and bonds with Sternquist Construction in the amount of \$2,500,025.00.

2. Recommendation to Terminate Contract Resolution No. 2021-070, authorizing the rebidding process for the NW 36th Street and NW Weigel Drive Water Main project.

Action# J2-1. Consider motion to adopt RESOLUTION rescinding Resolution No. 2021-070, authorizing the rebidding process for the NW 36th Street and NW Weigel Drive Water Main project.

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

Action# J3-1. Consider motion to approve RESOLUTION setting a special election for a city council member to fill a vacant unexpired term.

Action# J3-2. Consider motion to approve RESOLUTION providing for notice of intent to fill City Council vacancy by temporary appointment of Kerry Walter-Ashby until such time as a replacement appointment is made or a special election to fill such vacancy is held by the City, and authorize and direct the City Clerk to publish Notice of Intent to Appoint in the time and in the manner as required by law.

4. City of Ankeny's 2022 State Legislative Priorities

Action# J4-1. Consider motion to adopt RESOLUTION establishing the City of Ankeny's 2022 State Legislative Priorities.

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 Whiting

- **Future Council Agenda Items:**

- *Public Hearing - ASR #3 - Well Construction - 1/18/22 @ 5:30 p.m.*
- *Public Hearing - SE 3rd St Utility Imp - Phase 1 - 1/18/22 @ 5:30 p.m.*
- *Public Hearing - NW 36th St Widening - NW Ash Dr to N. Ankeny Blvd. - 1/18/22 @ 5:30 p.m.*
- *Staff Budget Presentations - 1/21/22 @ 8:00 a.m.*
- *Regular City Council Meeting - 2/7/22 @ 5:30 p.m.*

L. ADJOURNMENT

1. Adjournment