

JOHNSTON CITY COUNCIL
COUNCIL MEETING NO. 16-18 MINUTES
Johnston City Hall, 6221 Merle Hay Road
TUESDAY, September 6, 2016 – 7:00 p.m.

1. CALL TO ORDER

Mayor Dierenfeld called the meeting to order at 7:02 p.m.

2. ROLL CALL

Present: Clabaugh, Lindeman, Brown, Cope
Absent: Temple

3. WELCOME

Mayor Dierenfeld welcomed residents and guests to the meeting.

4. PLEDGE OF ALLEGIANCE

5. AGENDA APPROVAL

Motion by Lindeman; seconded by Clabaugh to approve the Agenda as presented with items 8s and 8u moved from the consent agenda to non-consent agenda.

ROLL CALL: Aye: Lindeman, Brown, Cope, Clabaugh
Nay: None

Motion Approved: 4-0

6. PUBLIC HEARINGS

- a. Conduct a Public Hearing to Consider Approving the Vacation of an Existing Conservation Easement within Lot 8 of The Reserve at Orchard Meadows, Located on NW 84th Circle and Consider Resolution No. 16-182 – Releasing and Vacating an Existing Conservation Easement Recorded in Book 11969 Pages 359-365 Within Lot 8 of the Reserve at Orchard Meadows
The Public Hearing opened at 7:05

Clayton Ender provided background information including the originators of the request for vacating the easement, the current property owners. They would like to clean up area; enlarge children's play area and landscaping and put in a storage shed. The property is at the top of the bluff so it is not an issue and staff endorses vacating the easement.

Councilmember Cope – this is not the first time we've had this come before the Council. We should think through standards / considerations for these types of requests in the future.

With no other comments or questions the hearing was closed at 7:07 p.m.

Motion by Cope; seconded by Lindeman to approve Resolution No. 16-182.

ROLL CALL: Aye: Brown, Cope, Clabaugh, Lindeman
Nay: None

Motion Approved: 4-0

7. CONSENT AGENDA

- a. Consider Minutes of August 15, 2016, Work Session
b. Consider Minutes of August 15, 2016, Council Meeting
c. Consider the renewal application of a Class "C" Liquor License to Include Sunday Sales for El Mariachi Restaurant, 5825 Merle Hay Road.

- d. Out-of-state travel – Consider Approval of Out-of-State Travel for Steve Nore and Kenny Agan to attend the Beyond Conflict Conference in Milwaukee, Wisconsin, October 21-22, 2016
- e. Out-of-state travel – Consider Approval of Out-of-State Travel for Cyndee Rhames to Attend the Neogov Annual Training Conference in Las Vegas, NV, October 12-13, 2016
- f. Consider Approval of Purchase Order No. 15-840 to Game Time C/o Cunningham Recreation for \$75,344.12 for Purchase of New Playground Equipment
- g. Consider Approval of Purchase Order No. 15-841 to Game Time C/o Cunningham Recreation for \$44,654.40 for Interlocking Tile Surfacing for the Playground at Crosshaven Park
- h. Consider Approval of Partial Pay Request No. 5 to Rochon Corporation of Iowa, Inc., in the Amount of \$204,156.55 for Terra Lake Park Improvements Phase 3
- i. Consider Approval of Purchase Order No. 15-836 to Arbor Vantage, Inc. for Removal of Ash Trees for \$52,533.00
- j. Consider Approval of Purchase Order No. 15-837 to Keltec, Inc. in the Amount of \$5,477.31 for the Purchase of Equipment and Technology to Up-fit One (1) New Police Investigations Unit Vehicle
- k. Consider Approval of Purchase Order No. 15-838, to Keltec, Inc. in the Amount of \$47,978.80 for the Purchase of Equipment and Technology to Up-fit Two (2) New Police Patrol Vehicles
- l. Consider Approval of a Purchase Order in the Amount of \$8,523.52 to Walsh Door for the Purchase and Installation of Security Doors at the Public Library Between Checkout and Staff Areas
- m. Consider Approval of Pay Request No. 2 to TK Concrete in the Amount of \$36,489.63 for Work on the Green Meadows Flume Repair Project
- n. Consider Approval of Resolution No. 16-184 – Approving and Authorizing an Amendment to Loan and Disbursement Agreement by and Between the City of Johnston and the Iowa Finance Authority, and Authorizing and Providing for the Reissuance of the \$2,800,000 Sewer Revenue Capital Loan Note, Series 2006A of the City
- o. Consider Approval of Resolution No. 16-188 - the Construction Plans for Greenwood Hills Plat 5; West of NW 86th Street and North of Long Meadow Drive
- p. Consider Approval of Resolution No. 16-185 - Setting a Public Hearing for September 19th, 2016, at 7:00 PM to Consider an Official Amendment to the Johnston 2030 Comprehensive Plan's Future Land Use Map and an Official Zoning Map Amendment for 7.7 acres and adjoining right-of-way from A-R, agricultural reserve district to R-1(75), single-family residential district, and an official zoning map amendment for 28.2 acres and Adjoining right-of-way from A-R, agriculture reserve district to C-2, Community retail commercial district, and an official zoning map amendment for 17.9 acres from A-R, agriculture reserve district to PC, professional commerce park district, and an official zoning map amendment for 12.8 acres from A-R, agriculture reserve district to R-3, medium density multiple-family residential district. the subject property is located on the southwest corner of the intersection at NW 86th Street and NW 70th Avenue
- q. Consider Approval of Resolution No. 16-192 – A Resolution Ordering Construction and Fixing a Date of October 3, 2016, at 7:00 p.m. for the Public Hearing on the Greenwood Hills Greenbelt Wetland Mitigation Area, Beaver Creek Natural Resource Area Phase IV
- r. Consider Approval of Resolution No. 16-194 – Approving Change Order No. 1 for Additional Erosion Control, Additional Storm Culvert and Extension of Contract to September 30, 2016, for the Green Meadows Flume Project
- t. Consider Approval of Resolution No. 16-191 – Approving the Economic Development Manager's Project Work in the City of Johnston's Urban Renewal Areas and Providing for the Advance Expenditure of Funds
- v. Consider Approval of Resolution No. 16-193 – Approving Change Order No. 2 for the East of Merle Hay Road NW 55th Ave Improvements Project Phase 1B
- w. Consider Approval of Pay Request No. 19 to H & W Contracting, LLC, in the Amount of \$137,206.60 for Work Completed as of August 26, 2016, on East of Merle Hay Road NW 55th Ave Improvements Project Phase 1B

- c. Consider Approval of the Following Items Related to PZ Case No. 16-23
 - i. Consider Approval of Resolution No. 16-187 – Site Plans for Advantage Homes Warehouse Located at 4845 NW 59th Avenue
 - ii. Consider Approval of Resolution No. 16-190 – Storm Water Management Facilities Maintenance Agreement for 4845 NW 59th Avenue

Clayton Ender provided initial background on the item: Advantage Homes submitted a site plan for two warehouse buildings and an outdoor storage area. No issues with City regulations including water / sewer access and storm water drainage. There will be two driveway access points. Trail along NW 49th St will be reworked to allow for access to one. Staff has requested architecture materials to verify percentages are in compliance with City requirements. P and Z voted unanimously in favor. One adjacent land owner had some questions that were satisfactorily answered by the applicant.

Kirk Hesse, developer, there is a significant amount of required buffer from other developer that is absent on the other side, but we are going above and beyond the requirements.

Mayor Dierenfeld inquired regarding color of metal siding and what is stored. There were also questions on lighting and snow removal from Council

Motion by Lindeman; seconded by Clabaugh to approve Resolution No. 16-187.

ROLL CALL: Aye: Lindeman, Brown, Cope, Clabaugh
 Nay: None
 Motion Approved: 4-0

Motion by Lindeman; Seconded by Cope to approve Resolution No. 16-190

ROLL Call: Aye: Brown, Cope, Clabaugh, Lindeman
 Nay: None
 Motion Approved: 4-0

- d. First Consideration of Ordinance No. 949 Amending Johnston Revised Ordinances of 2007, Chapter 65.05, Adding a School Stop on Windsor Parkway and Chapter 69.09 Regulating Parking on NW 63rd Place

Community Development Director David Wilwerding reviewed the need for the proposed changes, noting the issues had been discussed with the Police Department as well.

Motion by Brown; seconded by Cope to approve First Consideration of Ordinance No. 949.

ROLL CALL: Aye: Brown, Cope, Clabaugh, Lindeman
 Nay: None
 Motion Approved: 4-0

Motion by Cope; seconded by Lindeman to waive 2nd and 3rd readings and adopt and publish Ord. No. 949

ROLL CALL: Aye: Lindeman, Brown, Cope, Clabaugh
 Nay: None
 Motion Approved: 4-0

- e. Consider approval of Claims in the amount of \$1,723,637.12

Motion by Clabaugh; seconded by Cope to approve Claims as presented.

ROLL CALL: Aye: Cope, Clabaugh, Lindeman, Brown.
 Nay: None
 Motion Approved: 4-0

10. CITY ADMINISTRATOR/STAFF COMMENTS

Cost of service study from DMWW entails a potential 10% increase in charges incurred for us for purchase of water.

September 14th at 9:30 a.m. is the planned opening of Fareway.

Thank you to Council members Temple and Brown and Mayor Dierenfeld for assisting with the Fire Chief interview process.

Director of public works Dave Cubit provided an update regarding the ongoing projects including 107th West will be completed by September 19th.

Sanders indicated that he sent some information regarding 54th and 100th, and both bridges will be completed by end of construction season.

11. CITY COUNCIL COMMENTS

Councilmember Brown stated that he was curious about the Green Meadows West issue and would like to be part of more communication.

12. UPCOMING MEETINGS

September 19, 2016	City Hall	Work session 6:00 p.m. Meeting 7:00 p.m.
October 3, 2016	City Hall	Work session 6:00 p.m. Meeting 7:00 p.m.

13. ADJOURNMENT

The meeting adjourned at 8:34 p.m.

Paula S. Dierenfeld, Mayor

ATTEST:

Cyndee Rhames, City Clerk