

JOHNSTON CITY COUNCIL

COUNCIL MEETING NO. 08-13

Johnston City Hall, 6221 Merle Hay Road, Johnston, Iowa 50131

June 16, 2008

7:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. WELCOME

4. AGENDA APPROVAL

5. PUBLIC COMMUNICATIONS

6. PUBLIC HEARINGS

- a. Consider the following items related to the Iowa Heritage Village project, rezoning 3.8 acres located north of NW 57th Avenue and approximately 300 feet east of Merle Hay Road:
 - Approval of Resolution No. 08-76 – Approving a development agreement with Iowa Heritage Village, LLC (pursuant to Chapter 414 of Iowa Code, action on this item must occur prior to the close of the public hearing); and
 - First Consideration of Ordinance No. 784 – Amending the Official Zoning Map to rezone approximately 3.8 acres from R-1A Single Family Residential with Animal Keeping to R-4 high density residential.
- b. Consider the following items relating to the Winwood Lift Station Removal Project:
 - Approval of Resolution No. 08-89 – A Resolution Adopting Plans, Specifications, form of contract and estimate of cost.
 - Consideration of construction bids
 - Approval of Resolution No. 08-90 – Making award of construction contract.
- c. Consider Resolution No. 18-86 – A Resolution Adopting Plans, specifications, form of contract and estimate of cost for the NW 70th Avenue Beaver Creek Bridge Widening Project.

7. CONSENT AGENDA

- a. Consider Minutes of Worksession 08-11.
- b. Consider Minutes of Council Meeting 08-12.
- c. Consider Resolution No. 08-83 – A Resolution setting July 7, 2008 as the date for a Public Hearing to consider amending the Official Zoning Map to rezone approximately 3.1 acres from, R-1 (150). Single Family Residential and R-3, Medium Density Multiple Family Residential to R-1 (75), Single Family Residential. The application is known as Silver Birch Park.
- d. Consider renewal of the employment contract for the City Administrator.
- e. Consider renewal of the employment contract for the Chief of Police.
- f. Consider Resolution No. 08-82 – Establishing Salaries and Wages for Non-Bargaining Unit Professional and Administrative Employees for FY 08-09.

- g. Consider Resolution No. 08-79 – Charging off active accounts receivable which are delinquent.
- h. Consider Resolution No. 08-80 – Approving Staff Appointments and Establishing Wages.
- i. Consider approval for the purchase of four (4) complete sets of personal protective clothing (Bunker Gear) for fire department personnel.
- j. Approve and authorize the Fire Chief to sign a Hold Harmless and Indemnification Agreement with Metro Lodging.
- k. Consider approval of the renewal of a Class “C” Liquor License to include Outdoor Service and Sunday sales for Okoboji Grill of Johnston, 8481 Birchwood Court.
- l. Consider approval of the renewal of a Class “B” Wine Permit to include Sunday sales for Casa Di Vino, 8805 Chambery Boulevard, Suite 250.
- m. Consider approval of the renewal of a Class “A” Liquor License to include Sunday sales and outdoor service and a Class “B” Wine Permit to include Sunday sales for Hyperion Field Club, 7390 NW Beaver Drive.
- n. Consider approval for Out-of-State travel for Ron Ward to attend the National Recreation and Park Association annual conference in Baltimore, Maryland on October 14-18, 2008.
- o. Consider approval of a Purchase Order to Ditch Witch for the purchase of an Excavator tool carrier.
- p. Consider approval of Pay Request No. 15 in the amount of \$191,210.77 to Nuckolls Concrete Services for work completed as of June 6, 2008 on the NW 70th Avenue Phase 2 Improvement Project.
- q. Consider approval of Pay Request No. 5 in the amount of \$47,877.15 to Synergy Contracting, LLC for work completed as of June 3, 2008 on the Elmerodo Estates Water Main Project.
- r. Consider approval of Resolution No. 08-91 – A Resolution setting July 7, 2008 as the date for a Public Hearing on the Metropolitan Salt Storage Facility.
- s. Consider approval of Resolution No. 08-85 – Accepting a Petition and Waiver for public water system improvements in Elmerodo Estates.
- t. Consider mutual termination of Chapter 28E agreement between the Des Moines Metropolitan Wastewater Reclamation Authority (WRA) and the City of Johnston, Iowa regarding the Silverstone Subdivision.

8. NON-CONSENT AGENDA

- a. Consider Resolution No. 08-20 – Approval of PZ Case 08-20 A Site Plan for a 3950 square foot single story Casey’s convenience store and gas station. The subject property is located at the southeast corner of Northglenn Drive and NW 70th Avenue within the Johnston Commons subdivisions.
- b. Consider the following items relating to the Ontuet project in the West Park PUD:
 - Resolution No. 08-84 – A Resolution approving the Site Plans for Ontuet, 5435 NW 100th Street.
 - Resolution No. 08-88 – A Resolution approving an amendment to Ordinance No. 673, the West Park Planned Unit Development by allowing an increase in permitted building height on Lot 17, West Park Office Plaza Plat 1 from 50 feet to 65 feet.
- c. Consider Resolution No. 08-87 – A Resolution approving the Amended Site Plan for a temporary/seasonal Tropical Sno facility to be located at 6125 Merle Hay Road (formerly Holub Gardens site).

- d. Second Consideration Ordinance No. 785 – Amending Code section 166.23, accessory buildings and garages to include setbacks for accessory buildings in the R-2 Zoning District and for detached accessory buildings for animal keeping purposes in the A Animal Keeping Overlay District.(Staff requests Council waive the final reading, and adopt and publish.)
- e. Second of Ordinance No. 786 – An amendment to the Official Zoning Map to rezone 11.8 acres from R-1 (100) Single Family Residential to R-1 (100) Single Family Residential with Animal Keeping Overlay District. The subject property is located at 8533 NW Beaver Drive.
- f. Consider approval of claims in the amount of \$1,107,734.98

9. REPORTS

- a. Receive and File the following reports:
 - 1. Bank Reconciliation Report – May 30, 2008
 - 2. Treasurer’s Investment Report – May 2008
 - 3. Year to Date Treasurer’s Report – May 31, 2008
 - 4. Monthly Report Summarization – May 31, 2008
 - 5. Senior Citizen’s Report – May 2008
 - 6. Neighborhood Improvement Grant Updates
 - Country Ridge
 - Johnston Girls Softball Association
 - Northglenn Neighborhood
 - 7. Planning and Zoning Commission Meeting Minutes – June 9, 2008
 - 8. Building Permit Report – May 2008
 - 9. Johnston Fire Department Incident Report – May 2008

10. CITY ADMINISTRATOR/STAFF COMMENTS

- a. Emergency Plan Update

11. CITY COUNCIL COMMENTS

12. CLOSED SESSION

Per *Iowa Code* §21.5 .1 (c): To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation

13. UPCOMING MEETINGS

July 7, 2008	City Hall	Worksession 6:00 p.m. Regular Session 7:00 p.m
July 21, 2008	City Hall	Worksession 6:00 p.m. Regular Session 7:00 p.m.

14. ADJOURNMENT

Posted on June 13, 2008 at the following:
Johnston Library, Johnston City Hall, Public Works Building