

JOHNSTON CITY COUNCIL  
COUNCIL MEETING NO. 17-09  
Johnston City Hall, 6221 Merle Hay Road  
May 1, 2017  
7:00 p.m.

1. CALL TO ORDER

Mayor Dierenfeld called the meeting to order at 7:00 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

Numerous children in attendance led the Chambers in the Pledge of Allegiance.

5. AGENDA APPROVAL

Motion by Clabaugh, which was seconded by Lindeman to approve the Agenda

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

6. PUBLIC COMMUNICATIONS

a. Police Officer Recognition

- Adam Criswell – Lifesaving Award
- Travis Hamilton – Letter of Appreciation
- Dan Steck – Letter of Commendation
- Bryan Townes – Letter of Commendation

Chief of Police Dennis McDaniel provided background on each of the awards presented and recognition of the officer achievements that led to the officer receiving the award. Family members were invited up to the podium area during the award presentation and participated in the ceremony.

b. Oath of Office – Police Officer Katie Schimerowski

Chief McDaniel provided background on the hiring process for Officer Schimerowski and acknowledged that she achieved the number one ranking of her entire law enforcement academy class. Mayor Dierenfeld then administered the Oath of Office to Officer Katie Schimerowski.

c. Bike Month Proclamation – May

Mayor Dierenfeld promoted the Mayor’s Bike Ride on May 12<sup>th</sup> along with touting the City’s 38 miles of bike trails following the May bike month proclamation. Mayor Dierenfeld also thanked sponsor Hy Vee for the Mayor’s Bike Ride.

d. Kites on the Green Proclamation and Recognition

Mayor Dierenfeld read the proclamation and thanked the many sponsors and volunteers for their contributions.

7. PUBLIC HEARINGS

- a. Conduct a Public Hearing to Consider a Proposal to Enter into a Second Amendment to the Development Agreement with Windsor Office Park, L.L.C., and Providing for Publication and Notice Thereof

- This Public Hearing will be Opened and Continued Until June 5, 2017, at 7:00 p.m. for Which Proper Public Notice will be Provided

The Public Hearing was opened at 7:33 p.m. and there were no questions or comments. Economic Development Manager Adam Plage stated that the reason for the delay was another project has been identified and it is being put together in the next couple of weeks. It will be added to this item for consideration of both.

Motion by Lindeman, which was seconded by Clabaugh to continue the Public Hearing until June 5, 2017, at 7:00 p.m.

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

- b. Conduct a Public Hearing and Consider Ordinance No. 973 - An Amendment to the Amber Ridge PUD (Adam Ridge) to Change the Allowed Uses of 4.78 Acres Within Parcel 'D' from PC, Professional Commerce and C-2, Community Retail Commercial by Creating New Parcel 'N' Allowing Uses of the R-4, High Density Residential District. The Subject Property is Located South of NW 62<sup>nd</sup> Avenue and West of NW 100<sup>th</sup> Street
- At the Request of the Applicant (Jerry's Homes) this Hearing will be Opened and then Continued to May 15, 2017, at 7:00 p.m. for Which Proper Public Notice will be Provided

The Public Hearing was opened at 7:35 p.m. Community Development Director David Wilwerding stated that the applicant would like to have all Council members present and requested it be continued. Wilwerding stated that notices were provided to those affected that the meeting would be continued until May 15, 2017, at 7:00 p.m.

Motion by Clabaugh, which was seconded by Lindeman to continue the Public Hearing until May 15, 2017 at 7:00 p.m.

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

- c. Conduct a Public Hearing and Consider the Following Related to the Johnston Community Fiber Optic System, Phase IV:
- Resolution No. 17-137 – Adopting Plans, Specifications, Form of Contract and Estimate of Cost
  - Consideration of Construction Bids
  - Resolution No. 17-138 – Making Award of Contract

The Public Hearing opened at 7:36 p.m.

Public Works Director Matt Greiner, provided background regarding these items. Greiner mentioned that there were two companies that bid. Staff and the engineer recommend approving the project and awarding to the low bidder, Iowa Signal.

The Public Hearing closed at 7:38 p.m.

Motion by Lindeman, which was seconded by Brown to approve Resolution No. 17-137.

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

Motion by Brown, which was seconded by Cope to approve Resolution No. 17-138.

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

8. CONSENT AGENDA

- a. Consider Approval of Minutes of April 17, 2017, Worksession
- b. Consider Approval of Minutes of April 17, 2017, Council Meeting
- c. Consider Resolution No. 17-132 – Approving Staff Appointments and Establishing Wages
- d. Consider Resolution No. 17-131 – Accepting an Easement for Sanitary Sewer on Property Located at 4901 NW 57<sup>th</sup> Avenue (PZ Case 17-09)
- e. Consider approval of a Purchase Order in the amount of \$12,947.07 to Emergency Apparatus Maintenance for an Emergency Pump Repair on Fire Engine 392
- f. Consider Resolution No. 17-133 - Adopting the 2017 Edition of the SUDAS Standard Specifications for Public Improvements, and Amending and Adopting the Supplemental Specifications to the SUDAS Standard Specifications for Public Improvements for the City of Johnston, Iowa
- g. Consider Approval of Pay Request No. 7 to Weidner Construction, Inc., in the Amount of \$2,375.00 for Work Completed as of April 12, 2017, on the 86<sup>th</sup> Street Booster Pump Station Improvements
- h. Consider Resolution No. 17-136 – Accepting the 86<sup>TH</sup> Street Booster Pumping Station Improvements
- i. Consider Approval of a Purchase Order to Iowa Department of Transportation to Purchase Traffic Paint in the Amount of \$11,536.65
- j. Consider Approval of Pay Request No. 2 to Kingston Services in the Amount of \$211,575.45 for Work Completed as of April 19, 2017, on East of Merle Hay Road NW 57<sup>th</sup> Avenue Improvements Project, Phase 2
- k. Consider the Following Related to the NW 60<sup>th</sup> Avenue Improvements (Phase 4A) Merle Hay Road to 667 Feet East of Merle Hay Road:
  - Resolution No. 17-139 – A Resolution Accepting the Project
  - Resolution No. 17-140 – Ordering Preparation of Final Plat and Schedule of Assessments
  - Resolution No. 17-141 – Adopting and Levying Final Schedule of Assessments

Motion by Cope, which was seconded by Brown to approve the Consent Agenda.

ROLL CALL: Aye: Brown, Cope, Clabaugh, Lindeman

Nay: None

Motion Approved: 4-0

9. NON-CONSENT AGENDA

- a. Consider Third and Final Reading of Ordinance No. 964 - An Official Zoning Map Amendment for Approximately 5.73 Acres from M-1, Light Industrial Zoning District, to MUC-ROC-2, Mixed Use Center Zoning District, and for Approximately 0.50 Acres from CD, Conservation Zoning District, to MUC-ROC-2 Mixed Use Center Zoning District. The Subject Property is Located on the North of 6506 Merle Hay Road and South of 6508 Merle Hay Road; and to adopt and publish.

Community Development Director David Wilwerding confirmed Mayor Dierenfeld's inquiry that there were no changes made. There were no questions on the proposed ordinance.

Motion by Brown, which was seconded by Cope to approve Third and Final Reading of Ordinance No. 964 and to adopt and publish.

ROLL CALL: Aye: Cope, Clabaugh, Lindeman, Brown

Nay: None

Motion Approved: 4-0

- b. Consider Third and Final Reading of Ordinance No. 972 – An Ordinance Amending Speed Limits Along NW 62<sup>nd</sup> Avenue, NW 70<sup>th</sup> Avenue, NW 100<sup>th</sup> Street and NW 107<sup>th</sup> Street; and to adopt and publish.

Motion by Lindeman, which was seconded by Cope to approve Third and Final Reading of Ordinance No. 724 and to adopt and publish.

ROLL CALL: Aye: Lindeman, Brown, Cope

Nay: Clabaugh  
Motion Approved: 3-1

- c. Consider Second Reading of Ordinance No. 974 – An Official Zoning Map Amendment for Approximately 4.223 Acres from PUD to R-3 and for Approximately 3.694 Acres from PUD to R-4. The Subject Property is Located West of NW 90<sup>th</sup> Street and North of Windsor Parkway (PZ Case 17-11).

Motion by Cope, which was seconded by Brown to approve Second Reading of Ordinance No. 974.

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

Motion Approved: 4-0

- d. Consider Approval of Claims in the Amount of \$326,643.91

Motion by Clabaugh, which was seconded by Lindeman to approve Claims as presented.

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

Motion Approved: 4-0

10. CITY ADMINISTRATOR/STAFF COMMENTS

Addressed during the Worksession

11. CITY COUNCIL COMMENTS

Councilmember Brown stated that he appreciated the help with regard to the zip code issue being resolved. Sanders stated it could be up to six months still to be fully resolved, but once the date is known it will be reported back. Councilmember Cope stated that he is attending the Des Moines Parternship's Washington D.C. trip utilizing his own funding sources and not City funds.

12. UPCOMING MEETINGS

May 15, 2017	City Hall	Worksession 6:00 p.m. Meeting 7:00 p.m.
June 5, 2017	City Hall	Worksession 6:00 p.m. Meeting 7:00 p.m.

13. ADJOURNMENT

The meeting adjourned at 8:14 p.m.

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Paula S. Dierenfeld, Mayor

ATTEST:

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Cyndee Rhames, City Clerk