

Urbandale City Council Minutes
October 4, 2011

The Urbandale City Council met in regular session on Tuesday, October 4, 2011, at 7:00 p.m. in the Council Chambers, 3600 86th Street, with Mayor Robert D. Andeweg presiding. Answering roll call were the following Council Members: Mike Carver, John Forbes, Ron Pogge, Mary Polson. Absent: Tom Gayman. Also present were City Manager A.J. Johnson, City Attorney Bob Laden, Assistant City Manager Su Zanna K. Prophet, Assistant to the City Manager John Konior, Community Development Director Paul Dekker, Human Resources Director Jennifer Hubbard, Director of Engineering and Public Works Dave McKay, Assistant Director of Engineering John Larson, Director of Parks and Recreation/Community Education Jan Herke, Assistant Director of Parks Scott Hock, Fire Chief Jerry Holt, Police Chief Ross McCarty, City Clerk Deb Mains.

Mayor Andeweg recited the CHARACTER COUNTS! statement.

Forbes moved, seconded by Pogge to approve the Agenda, as amended to delete Item No. 7. Consider Request to Use City Property – Walnut Creek Hills Park. On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Eileen Boggess, Urbandale Food Pantry Coordinator, gave an update on the Food Pantry and the services it provides to the community. The number of clients has tripled since its inception three years ago, and the Food Pantry is always in need of non-perishable food and personal items. Mayor Andeweg thanked the Food Pantry volunteers for all of the hours they put in.

Mayor Andeweg presented a proclamation and encouraged residents to join others across the State and participate in a Start Somewhere Walk on Friday, October 7, 2011, at noon. The Urbandale Senior Citizen Center is sponsoring a walk and welcomes all who would like to participate.

Jarad Gronau, 12912 Westbrook Drive, was present to discuss a surface water flowage problem in his neighborhood and asked that the City take action to remedy the problem. Staff will follow up with the neighbors and their developer in an attempt to resolve the issue.

Polson moved, seconded by Pogge to approve the September 20, 2011 Council minutes as written. On roll call, Ayes: Polson, Pogge, Forbes, Carver. Nays: none. Motion carried.

Polson moved, seconded by Pogge to approve the September 27, 2011 Council minutes as written. On roll call, Ayes: Polson, Pogge, Forbes, Carver. Nays: none. Motion carried.

Forbes moved, seconded by Pogge to approve the Consent Agenda as listed under Item No. 5. On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Forbes moved, seconded by Pogge to authorize the payment of warrants as listed on Bill Lists 09-22-11 and 09-29-2011. On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Forbes moved, seconded by Pogge to approve renewal Class C Liquor Licenses for Great China Restaurant, 8569 Hickman Road, and Living History Farms, 2600 111th Street (Farmstasia Special Event), and renewal Class C Beer Permits for Git and Go Store #30, 8701 Hickman Road, and Pilot Travel Center #373, 11957 Douglas Avenue. On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Forbes moved, seconded by Pogge to approve the third and final reading of Ordinance No. 2011-14 Amending Chapters 65 And 69 Of The Code Of Ordinances Of The City Of Urbandale, Iowa 1999, To Update Various Traffic Regulations (Prohibit parking along Plum Drive, between 86th Street and NW Urbandale Drive; Install Stop signs on 152nd Street, at Brookshire Drive; Install traffic signal at 100th Street and Plum Drive). On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Forbes moved, seconded by Pogge to receive the September 12 and 26, 2011 Planning and Zoning Commission minutes. On roll call, Ayes: Forbes, Pogge, Polson, Carver. Nays: none. Motion carried.

Mayor Andeweg stated that publication had been completed as required by State law for the public hearing to consider the "Bent Creek Rezoning" amendment to the Comprehensive Plan and rezoning from "A-1" Agricultural Reserve District to "R-1S" Suburban Density Single-Family District (150th Street and Brookview Drive) and asked if there were any objections to the form of the notice. There were none.

Polson moved, seconded by Pogge to open the public hearing. On roll call, Ayes: Polson, Pogge, Forbes, Carver. Nays: none. Motion carried.

Paul Dekker reviewed the proposed rezoning with the Council. The petitioner voiced support for the rezoning.

Carver moved, seconded by Forbes to close the public hearing. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Following discussion, Carver moved, seconded by Forbes to approve an amendment to the Comprehensive Plan in order to allow rezoning in the vicinity of 150th Street and Brookview Drive. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Carver moved, seconded by Forbes to approve the first reading of Ordinance No. 2011-16 Amending Title VII, Chapter 2, Section 3.5 Of The Code Of Ordinances Of The City Of Urbandale, Iowa, 1999 To Change The Official Zoning Map And To Rezone Certain Properties (150th Street and Brookview Drive from A-1 to R-1S), subject to conditions of rezoning, as recommended by the Planning and Zoning Commission. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Following discussion, Forbes moved, seconded by Carver to approve Resolution 137-2011 Approving "Walnut Creek Estates Plat 11" Final Plat (147th Street and Aurora Avenue), subject to recommendations of the Planning and Zoning Commission. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Following discussion, Carver moved, seconded by Forbes to approve the revised "Carmax" Site Plan No. 012-2010-17.01 (10315 Hickman Road), subject to recommendations of the Planning and Zoning Commission. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Following discussion, Carver moved, seconded by Forbes to suspend the rules requiring three readings of an ordinance for Ordinance No. 2011-15. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Carver moved, seconded by Forbes to waive the first and second readings and to approve the final reading of Ordinance No. 2011-15 Amending The Code Of Ordinances of The City Of Urbandale, Iowa 1999, By Amending Chapter 55.06 Animal Protection And Control. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Following discussion, Polson moved, seconded by Pogge to approve the expenditure of \$12,251.43 from cell tower lease revenue in the Parks Improvements Fund for the Play System Project, and approve the bid of GameTime, in the amount of \$17,251.43, for the purchase of the play equipment. On roll call, Ayes: Polson, Pogge, Forbes, Carver. Nays: none. Motion carried.

Following discussion, Forbes moved, seconded by Carver to approve an Agreement for Repayment of Residential Acreage Assessment Reduction for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Forbes moved, seconded by Carver to approve a Settlement Agreement Related to Drainage for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Forbes moved, seconded by Carver to approve a supplemental contract with Manatt's Inc. for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Forbes moved, seconded by Carver to approve Resolution 138-2011 Accepting Work for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Forbes moved, seconded by Carver to approve Resolution 139-2011 Ordering Preparation of Final Plat and Schedule of Assessments for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Forbes moved, seconded by Carver to approve Resolution 140-2011 Adopting and Levying Final Schedule of Assessments, and Providing for the Payment Thereof for the Douglas Parkway Paving Project, West of 156th Street. On roll call, Ayes: Forbes, Carver, Polson, Pogge. Nays: none. Motion carried.

Following discussion, Carver moved, seconded by Forbes to approve a development agreement with Hy-Vee, Inc. and Resolution 141-2011 Approving Petition and Waiver for the 86th Street and Douglas Avenue Intersection Improvements. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Other items of discussion included the UCAN/Caring Corps Cleanup Day set for Saturday, November 5; the recent 911 call from the 4 year old boy and the response from the dispatch, Fire/EMS and Police Department staff; the October 16, 2:00 p.m., Tri-City Memorial Dedication at Fire Station #42; the October 7, noon, Start Somewhere Walk, beginning at the Senior Center; and the October 9, 1:00 p.m. Tour de Parks and Mayor's Walk, beginning at Walnut Hills Elementary School on 156th Street.

Polson moved, seconded by Pogge to go into closed session pursuant to Iowa Code §20.17(3) and §21.5(1)(c). On roll call, Polson, Pogge, Forbes, Carver. Nays: none. Motion carried.

The meeting was closed to the public at 8:12 p.m.

The meeting was opened to the public at 8:50 p.m.

Carver moved, seconded by Forbes to accept the negotiated settlement regarding an outstanding workers compensation claim. On roll call, Ayes: Carver, Forbes, Pogge, Polson. Nays: none. Motion carried.

Polson moved, seconded by Pogge to adjourn at 8:51 p.m. On roll call, Ayes: Polson, Pogge, Carver, Forbes. Nays: none. Motion carried.

Robert D. Andeweg, Mayor

Attest:

Debra Mains, City Clerk