

**CITY COUNCIL MEETING**  
Tuesday, April 12, 2011  
**Grimes City Hall 5:30 P.M.**

The regular meeting of the Grimes City Council was called to order by Mayor Thomas M. Armstrong on Tuesday, April 12, 2011 at 5:30 P.M. at the Grimes City Hall.  
Roll Call: Present: Evans, Shatava, Altringer, Tapper Absent: Patterson

Council Member Patterson arrives at 5:31 pm.

**GENERAL AGENDA ITEMS.**

**APPROVAL OF THE AGENDA**

Moved by Altringer, Seconded by Evans; the agenda shall be approved with the removing of Item E under the Public Agenda and to hold the closed session after the patrol report.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

**Approval of the Consent Agenda**

A.Minutes from the March 22, 2011 B.Request from Cutty's Des Moines Camping Club's for a Fireworks Display Sat July 2, 2011 C. Request for Approval of Bobcat Snow blower and Truck Chute from Capital City Equipment Company - \$6,279 D. Request for Approval of Bobcat Grading Bucket from Capital City Equipment Company - \$881.36 E.Request for Approval of Bobcat Track Kit from Capital City Equipment Company - \$2,081 F. Request for Approval of Brillion Slit Seeder for Weisberg Implement \$11,825 G.Request for Approval of Concrete Saw from Star Equipment \$16,460 H.Request for Approval to Repair Fence at Sports Complex Tennis Court by Gary Young Fencing \$4,900 I.Gortz Haus Gallery Special Class C Liquor License (Beer/Wine) Class B Native Wine, Outdoor Service and Sunday Sales J.Pay Request No. 19 to Riley Construction for the IA44 Improvement Project in the amount of \$60,669.50 K. Request from Fat Boyz Saloon for Alcohol for an Outdoor Service Area L. Award Bid to Premier Recreation Products for Playground Equipment at the Grimes Community Complex not to exceed \$50,000 M. Request for Reduction in Ambulance Bill N.Finance Report for March 2011 O. Claims dated 4/5/11 in the amount of \$90,054.68, 4/6/11 in the amount of \$502.29 and 4/12/11 in the amount of \$329,816.52

Moved by Evans, Seconded by Tapper; the consent agenda shall be approved.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

Mar-11

Funds	Beg Balance	Receipts	Expenses	Ending Balance
General Fund	2,489,951.64	126,685.42	306,458.80	2,310,178.26
Special Revenue Fund	1,085,761.62	164,975.73	57,825.40	1,192,911.95
Debt Service	2,199,331.21	25,407.46	0.00	2,224,738.67
Capital Improvements	4,109,247.11	2,532.50	120,095.82	3,991,683.79
Enterprise Fund	2,839,809.38	235,422.52	114,944.40	2,960,287.50
Total	12,724,100.96	555,023.63	599,324.42	12,679,800.17

**Fire Chief Report**

Fire Chief Krohse reported that they received 40 calls for the month of March with 30 of them being ambulance calls.

## **Patrol Report**

Deputy Shane Grego from the Polk County Sheriff's department was present to answer any questions from the Council. He advised that they had responded to 436 calls this month with 234 of them being traffic stops. The other 202 were call outs and of those 50 were being looked into further.

## **7. Recess Open Session**

Mayor Armstrong asked to take a short recess at 5:40 pm.

## **8. Reconvene Open Session**

Mayor Armstrong reconvened open session at 5:40 pm.

## **9. Resolution 04-0211 providing for Closed Session ref 21.5 1 c. Potential matters in litigation.**

Moved by Patterson, Seconded by Evans; that Resolution 04-0211 providing for Closed Session referencing 21.5 1 (c); shall be approved.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

## **10. Rise from Closed Session**

Moved by Tapper, Seconded by Evans to rise from closed session at 6:04 pm.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

## **11. Reconvene Open Session**

Moved by Tapper, Seconded by Evans to reconvene open session at 6:05 pm.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

## **12. Open Session**

Mayor Armstrong states that the meeting is back in session this April 12, 2011.

Continue to Public Agenda Items

## **PUBLIC AGENDA ITEMS AND COUNCIL ACTION**

### **A. Board of Adjustment Appointment: Bill Lego**

Moved by Shatava, Seconded by Patterson; that the appointment of Bill Lego to the Board of Adjustments shall be approved.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0.

### **B. Site Plan for Iowa Health Physicians and Clinics – Lot 1, Destination Ridge Plat 2, 101 SE Destination Drive**

Jerry Oliver of CEC, Inc. 2400 86<sup>th</sup> Street in Des Moines, Iowa was present along with representatives from Iowa Health Physicians and Clinics. Also in attendance was Evan Oster the architect for the project and representing the property owner. Oliver gave an over view of the site plan proposed by Iowa Health Physicians and Clinics. Oliver stated that the new building would be 8,500 square feet medical clinic with room on the site for expansion at a later date. City Engineer John Gade advised that all concerns had been addressed and that he would recommend approval as per the Planning and Zoning's recommendation, knowing that the SWPP and post construction documents would be addressed. Oliver advised they would be breaking ground in 3 weeks with fall occupancy.

Moved by Patterson, Seconded by Tapper; that the Site Plan for Iowa Health Physicians and Clinics, Lot 1, Destination Ridge Plat 2, 101 SE Destination Drive as per Planning and Zoning's recommendation; shall be approved.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0

**C. Agreement Between City of Grimes and Grimes IOOF Building Revitalization Effort**

City Administrator Brown advised that this agreement had not been received from the attorney so neither party had details on the grant. She recommended postponing any action on the agreement.

Moved by Patterson, Seconded by Evans; to postpone action on this agreement.

Roll Call: Ayes: All, Nays: None Motion passes: 5-0

**D. Resolution No. 04-0111 Authorizing Internal Advance to Tax Increment Revenue Fund**

City Administrator Brown advised the Council that in order to keep things moving along on this project she was comfortable with having the Council approve this Resolution without the agreement. John Kester of 517 NW Morningside was present representing the Grimes IOOF Revitalization Effort.

Moved by Evans, Seconded by Tapper that Resolution No. 04-0111 Authorizing Internal Advance to Tax Increment Revenue Fund; shall be approved.

Roll Call: Ayes: All, Nays: None. Motion passes: 5 to 0

**E. Update on Storm Drainage – Fox Engineering**

Item removed from agenda.

**F. S James & SE 37<sup>th</sup> Street Intersection Discussion – Fox Engineering**

City Engineer John Gade advised that 5 accidents have happened at the intersection of S James and SE 37<sup>th</sup> Street in the last twelve months. Gade reminded the Council that a letter had been received from businesses off of SE 37<sup>th</sup> Street area a year ago, asking to have this intersection reviewed. He advised that at some point this intersection will be improved with turn lanes and signals. Council Member Evans asked if we could get further information on the accidents that have happen at this location. Gade reviewed several options for control at this intersection. After discussion the Council instructed Gade to get more information on the accidents that have occurred in this area and get back to the Council.

**G. Hwy 141 & SE 37<sup>th</sup> Street Intersection Discussion – Fox Engineering**

City Engineer Gade advised that there have been several calls from motorists regarding the intersection of Hwy. 141 and SE 37<sup>th</sup> Street. Gade advised that the IDOT wanted the traffic on Hwy 141 to have more of the green light than the side streets to keep the traffic moving. Gade advised that part of the issue with this intersection is that side traffic is not getting into the right area of the pavement to trip the light. He gave several options to correct the problem which includes repainting the side streets. The Council advised Gade to move forward with getting bids for the painting.

**H. Hwy 44 Eastbound Painting Plan – Fox Engineering**

City Engineer Gade advised that there has been concern regarding the west bound traffic on Hwy 44 weaving as they move along this street. Gade advised that he felt the traffic could be moved along more safely by painting the street and using signage. He advised that this would be a change order on the Hwy 44 Project to cover this work. Council Member Shatava invited Gade to the next board meeting of the Public Health and Safety Board to discuss such issues. Council consensus to move forward with the painting scheme as presented if there weren't any concerns from the Public Health and Safety Board.

**I. Drainage Channel Update – Fox Engineering**

Aaron Bousset of Fox Engineering provided a presentation on the drainage channel study. Mayor Armstrong reminded the Council that the City will be holding neighborhood meetings to discuss different areas of town and the channels.

### **J. Preliminary Design Presentation for the Outfall Trunk Sanitary Sewer – Fox Engineering**

City Engineer Gade presented goals of the project, background on the existing collection system and preliminary design options for the trunk sewer and a design recommendation. Gade advised that one of the goals of this project would be to reduce the amount of basement backups and to evaluate the outfall trunk sanitary sewer capacity. Gade provided 4 Options to the Council. Council instructed him to move forward with Option 4.

### **K. Public Forum**

Bruce Schmiedlin of 522 NW 6<sup>th</sup> Street, Grimes, Iowa address the Council regarding his concerns over the flooding of the channels and the bank stabilization in his area. Mayor Armstrong thanked Schmiedlin for his comments.

Dawn and James Wood of 301 NE 11<sup>th</sup> Street, Grimes, Iowa address the Council regarding the current dog ordinance. She advised that there have been multiple times that they have had family member bitten by neighbor dogs, with the most recent happening today. Dawn Wood stated that after talking with animal control she found that the current ordinance needs to be more specific on what action can be taken in the event that a dog bites. Wood asked that the ordinance be reviewed. The City is assisting Wood with taking action on this incident and will review the current dog ordinance.

## **COUNCIL DISCUSSIONS**

### **1. Mayor's Report**

Mayor Armstrong had nothing new to report.

### **2. City Attorney's Report**

City Attorney Henderson had nothing new to report

### **3. City Engineer's Report**

City Engineer Gade discussed the wetlands in the north recreation park and a letter received from the Army Corp of Engineers regarding the wetlands in this area. The Corp is stating that there are 1.338 acres found on this site that are wetland and they are asking the City to mitigate those onsite or off site at a ratio of 1 to 5 or approximately 2 acres. Gade stated that as part of this process we need to prove the following to the Corp: that this sports park can not be built anywhere else, this is the best location and that we can not build around this wetland. Gade advised that the Corp prefers that these wetland be mitigated off site in one of the Corp's banks. This bank would be a cost of \$25,000 per acre. Gade advised that after filing the paper with the Corp it would take about 60 to 80 days to get back an answer on mitigating the wetlands. Gade advised that building a wetland area would actually be more costly than buying from the bank. The Council approved the acceptance of the letter from the Corp and to proceed with filing of the 404B papers to the Corp.

### **4. City Staff Report**

Public Works Director, Joe McAreavy advised that the roof on the City Hall needs to be patched or replaced. McAreavy will get bids and the Council can then decide if they want to patch or replace the City Hall roof.

**5. Old Business**

**6. New Business**

Moved by Altringer, Seconded by Shatava; there being no further business, this meeting shall be adjourned at 8:20 p.m.

ATTEST:

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Rochelle Williams, City Clerk

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Thomas M. Armstrong, Mayor