

CITY COUNCIL MEETING

Tuesday, June 12, 2012

Grimes City Hall 5:30 P.M.

The regular meeting of the Grimes City Council was called to order by Mayor Thomas Armstrong on Tuesday, June 12, 2012 at 5:30 P.M. at the Grimes City Hall.

The Pledge of Allegiance was lead by Mayor Armstrong

Roll Call: Present: Tapper, Patterson, Evans, Shatava, via teleconference Altringer

GENERAL AGENDA ITEMS.

APPROVAL OF THE AGENDA

Moved by Patterson, Seconded by Evans; the agenda shall be approved with a change in wording of Public Agenda item A to read: Public Hearing and Action on a request from Beaverbrook Development to amend the Comprehensive Plan/Transportation Plan. Roll Call: Ayes: All. Nays: None. Motion passes: 5 to 0.

Approval of the Consent Agenda

A. Minutes from the May 22, 2012 & May 4, 2012 Meetings B. Tobacco Permits for July 1, 2012 – June 30, 2013 1. Casey's General Store – 206 E 1st Street 2. Fareway Store 351 SE Gateway Drive 3. Johnson's 66, 101 SE Mail 4. Krueger BP 1905 SE 37th 5. Quik Trip 1900 SE 37th Street 6. Kum & Go #141 1880 SE Princeton Drive 7. Kum & Go #237 801 E 1st Street 8. Walmart, 2150 E 1st 9. Spirits 109 E 1st Street C. Repairs to John Deere tractor in the amount of \$6,044.01 D. MES –MIDAM Fire Gear \$3,776 E. Alcohol License Renewal for Stevie C's Class C Liquor License with Sunday Sales and Outdoor service F. Subscription Renewal Agreement between Emergency Services Marketing Corp. Inc and Grimes Fire Rescue – 3 year subscription – annual payment of \$725 G. Renovation at the Grimes Community Complex Room 106 & 107 award to FirstCall Construction - \$10,122.50 H. Jazzercise Room Remodel- not to exceed \$5,000 I. Kitchen Office Space Addition- not to exceed \$5,000

J. Install Emergency Lighting at the Grimes Community complex – A & W Electrical Contractors \$2,900 K. Change Order #1 from Grimes Asphalt and Paving Corp. for the Fire Station Parking Lot changing HMA Areas to 3: Depth and increase area – no change in contract amount L. Pay Request from Grimes Asphalt and Paving Corp for the HMA Parking Lot at Fire Station \$25,146 M. Request to removed sewer charges in the amount of \$112.32 at 1000 SE Polk Street N. Resolution 06-0112 A Resolution Providing for a Partial Property Tax Exemption for certain Improvements to the FedEx Ground Package System, Inc. located at 2900 SW Brookside Drive Grimes, Iowa O. Request from Cutty's Des Moines Camping Club Inc. for fireworks display for Sat. June 30th at 10500 NW 54th Avenue with J & M Displays (rain date July 1) P. Request for street closure for annual block party at NE 25th Court on July 7, 2012 Q. Pay Request #6 to Keller Excavating for the Grimes Outfall Trunk Sewer and Drainage Channel Maintenance - \$51,110 R. Pay Request No. 1 to All Pro Electrical Technology for the Grimes Community Complex Generator - \$11,875 S. Claims dated June 12, 2012 \$3,083,629.82

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

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

Fire Chief Report

Fire Chief Krohse advised that for the month of May the department went on 53 calls with 283 calls year to date. He stated that had gone to a minor structure fire and assisted Johnston with a garage fire.

Patrol Report

Deputy Ballinger from the Polk County Sheriff's Department advised that they had received 385 calls for service which became 75 cases.

PUBLIC AGENDA ITEMS Council may consider and potentially act on the following Public Agenda Items.

A. Public Hearing and Action on a Request from Beaverbrook Development to amend the Comprehensive Plan/Transportation Plan

Mayor Armstrong opened the Public Hearing at 5:35 pm. Chuck Bishop of Bishop Engineering was present to review the request from Beaverbrook Development and Gabus Development. Bishop stated Gene Gabus was also present for the proposed revision the Land Use Plan along with the Transportation Plan. Bishop stated that the first thing they were asking for was a revision to the Comprehensive Plan which shows currently that Gabus Drive is a collector and they would like it changed to a local or residential street. He stated that the second request was to change the Comprehensive Plan to change the west end of Beaverbrook Development from medium density of low density residential. He stated that they lost would be the first lots to be developed and would be larger more expensive lots. Bishop advised that the third request was a request to amend the Transportation Plan with NW Brookside Drive to change it from a collector street to a local street. He stated that the request included no extending the street up to NW 27th Street as this would go through a considerable amount of green belt along with a creek crossing. He stated that further concerns would be that this road would go along the current Sport Complex which would inquire City money. There being no oral or written communication, Mayor Armstrong closed the Public Hearing at 5:45 p.m.

City Engineer Gade stated that Planning and Zoning and Fox Engineering agreed with the developer to recommend amending the Comprehensive Plan and the Transportation Plan as proposed. Gade stated that the developer has been working off a master plan that has been in place for a period of time and then when the Comprehensive Plan was approved this changed this area. He agreed that extending this road did not make sense. Gade advised that the recommendation included that the trail extension not be eliminated.

Moved by Patterson, Seconded by Tapper; the request from Beaverbrook Development to amend the Comprehensive Plan/Transportation Plan be approved as per the recommendation from Planning and Zoning meeting June 5, 2012 and Fox Engineering letter dated June 6, 2012 shall be approved.

Roll call. Ayes: all. Nays: none. Motion passes 5 to 0

B. Chevalia Trace Plat 2 Final Plat 2

Keven Crawford of Cooper Crawford & Associates, 475 S 50th Street, Suite 800, West Des Moines, Iowa was present representing owner developer JBTT LLC for the final plat 2 Chevalia Trace Plat 2. Crawford advised that this plat is 8.1 acres with 29 single family lots. City Engineer Gade advised that he had a few legal issues and some bond needed but asked that this be approved subject to his letter dated May 31, 2012. Council Member Patterson asked about the

trails in this area. Gade advised that there is a nice trail around the pond and sidewalk that connects up to the area.

Moved by Shatava, seconded by Tapper; the Chevalia Trace Plat 2 Final Plat 2 shall be approved subject to Fox Engineering letter dated May 31, 2012.

Roll call. Ayes: all. Nays: none. Motion passes 5 to 0

C. Second Reading of Ordinance #601 An Ordinance to amend the Grimes Code of Ordinances Chapter 158 Electrical Code to adopt the 2011 National Electrical Code.

Moved by Patterson, Seconded by Tapper; the Second Reading of Ordinance #601 an Ordinance to amend the Grimes Code of Ordinances Chapter 158 Electrical Code to adopt the 2011 National Electrical Code; shall now pass.

Roll call. Ayes: all. Nays: none. Motion passes 5 to 0

Moved by Patterson, Seconded by Shatava; The Third Reading shall be waived and Ordinance #601 to amend the Grimes Code of Ordinances Chapter 158 Electrical Code to adopt the 2011 National Electrical Code shall now pass

Roll call: Ayes: all. Nays: none. Motions passes 5-0

D. Second Reading of Ordinance #603 An Ordinance Amending the Grimes Code of Ordinance Chapter 4, Municipal Infractions, to add a Habitual Violator Provision

Moved by Patterson, Seconded by Tapper; the second Reading of Ordinance #603 an Ordinance amending the Grimes Code of Ordinance Chapter 4, Municipal Infractions, to add a Habitual Violator Provision shall be approved. Motion passes 5 to 0.

Moved by Patterson, Seconded by Tapper; the Third Reading shall be waived Ordinance #603 amending the Grimes Code of Ordinance Chapter 4, Municipal Infractions, to add a Habitual Violator Provision shall now pass. Motion passes 5-0

E. Public Hearing on Ordinance #604 An Ordinance to Amend the Grimes Code of Ordinance Chapter 108.6 to provide for the increase in the charge for the collection of recyclable materials from \$2.58 to \$2.59 effective July 1, 2012

Mayor Armstrong opened the Public Hearing at 6:06 pm on Ordinance #604 an Ordinance to Amend the Grimes Code of Ordinance Chapter 108.6 to provide for the increase in the charge for the collection of recyclable materials from \$2.58 to \$2.59 effective July 1, 2012. There being no oral or written communication, Mayor Armstrong closed the Public Hearing at 6:07 p.m.

F. First Reading of Ordinance #604 An Ordinance to Amend the Grimes Code of Ordinance Chapter 108.6 to provide for the increase in the charge for the collection of recyclable materials from \$2.58 to \$2.59 effective July 1, 2012

Moved by Evans, Seconded by Patterson; the First Reading of Ordinance #604; an Ordinance to amend the Grimes Code of Ordinances Chapter 109.6 to provide for the increase in the charge for the collection of recyclable materials from \$2.58 to \$2.59 effective July 1, 2012; shall be approved.

Roll call: Ayes: all. Nays: none. Motions passes 5-0

Moved by Patterson, Seconded by Shatava; the Second and Third Readings shall be waived and Ordinance #604 shall now pass. Council Member Evans questioned since this involved a rate

increase should the public be given more time to respond. Mayor Armstrong stated that in order to get it published before July 1 it would be best to move it through.

Roll call: Ayes: all. Nays: none. Motion passes 5-0

PUBLIC FORUM

Brian Buethe of Grimes Chamber and Economic Development addressed the Council. Buethe stated that the recent Governors Days was a very successful event with record attendance at most of the events. He thanked the City for all their help along with the volunteers who make this event possible. Buethe invited any comments to help them make next year even better. Council Member Patterson stated that this event is a source of pride for the community and thanked the Chamber for all their work on this festival.

COUNCIL ACTIONS

1. Mayor's Report

Mayor Armstrong stated that they were happy to have had the Hwy 44 Ribbon Cutting this last Saturday during Governors Day. He also thanked everyone for the successful Governors Day event.

2. City Attorney's Report

City Attorney Fisk had nothing new to report

3. City Engineer's Report

City Engineer Gade stated that another public meeting had been held regarding the Main Renovations. He informed the Council that the parking and lighting options were discussed and input was received from those who attended.

4. City Staff Report

Staff had nothing new to report.

5. Old Business

6. New Business

Council Member Evans asked if the ice cream trucks were getting peddlers licenses. City Administrator advised that they were and that Public Works Director Joe McAreavy had asked for a list of the drivers which he did backgrounds checks on and asked for a copy of their liability insurance. Mayor Armstrong advised that they would also be regulated under their food permit.

Council Member Shatava asked about a curfew in Grimes. City Administrator Brown advised that a draft has been written that is ready to be reviewed by the Public Health and Safety Advisory Board which will then forward it back to the Council.

Council Member Shatava also asked about looking at making a smoke free zone in front on the businesses on Main Street. Mayor Armstrong advised that this could be part of the redevelopment.

Adjournment

Moved by Altringer, Seconded by Shatava; there being no further business, this meeting shall be adjourned at 6:20 p.m.

ATTEST:

Rochelle Williams, City Clerk

Thomas M. Armstrong, Mayor