

**MINUTES OF THE REGULAR MEETING OF THE AMES AREA METROPOLITAN  
PLANNING ORGANIZATION TRANSPORTATION POLICY COMMITTEE AND  
REGULAR MEETING OF THE AMES CITY COUNCIL**

**AMES, IOWA**

**MAY 22, 2007**

**AMES AREA METROPOLITAN PLANNING ORGANIZATION  
TRANSPORTATION POLICY COMMITTEE MEETING**

The Ames Area Metropolitan Planning Organization (AAMPO) Transportation Policy Committee met at 7:00 p.m. on the 22<sup>nd</sup> day of May, 2007, in the City Council Chambers in City Hall, 515 Clark Avenue, pursuant to law with Mayor Ann Campbell presiding. Voting members present were Campbell, Doll, Goodman, Larson, Mahayni, Popken, and Rice, representing the City of Ames; Wayne Clinton of the Story County Board of Supervisors and Warren Madden, Ames Transit Agency. Mike O'Brien of the Boone County Board of Supervisors was absent. Mike Clayton, Iowa Department of Transportation, and Tracy Troutner, Federal Highway Administration, were also in attendance.

**HEARING ON PROPOSED FISCAL YEAR 2008 TRANSPORTATION PLANNING WORK PROGRAM (TPWP):** Municipal Engineer Tracy Warner explained that the AAMPO Policy Committee approved the draft TPWP on March 27, 2007. A public input session was conducted on April 26, 2007, however, no revisions were requested at the public meeting. A few minor administrative changes were made at the request of the Federal Highway Administration, i.e., to add specific names of the people on various committees.

Moved by Mahayni, seconded by Rice, to approve the final FY 2008 Transportation Planning Work Program.

Vote on Motion: 9-0. Motion declared carried unanimously.

**HEARING ON PROPOSED 2008-2011 TRANSPORTATION IMPROVEMENT PLAN (TIP):** Ms. Warner stated that the Policy Committee approved the draft TIP on March 27, 2007. A public input session was held on April 26, 2007; no revisions were requested. According to Ms. Warner, the only change from the draft version was the addition of the Southeast Entryway Project. Since the receipt of the Statewide Enhancement Grant, the Project now gets incorporated into the TIP to be administered by the AAMPO.

Moved by Clinton, seconded by Goodman, to approve the FY 2008-2011 Transportation Improvement Plan.

Vote on Motion: 9-0. Motion declared carried unanimously.

**FY 2007 TIP AND LONG-RANGE TRANSPORTATION PLAN (LRTP) AMENDMENTS:** Ms. Warner advised that there had been a revision to the Council Action Form (CAF), and the new CAF had been placed around the dais. The amendment is to include an ISU Intermodal Facility within the Long-Range Transportation Plan. Ms. Warner explained that the LRTP was set up under the previous Highway Bill, and in order to make any amendments after July 1, 2007, the entire LRTP would need to be brought into compliance with the new Highway Bill, which would be quite extensive. Even though the ISU Intermodal Facility is not going to be brought into the Plan in the current year, an amendment at this time to incorporate it into the LRTP would allow the AAMPO. to move forward with a future TIP to include that project prior to adoption of a new LRTP.

Shari Atwood, Transit Planner, advised that Transit was notified approximately two months ago that grant monies were available. It was determined that the ISU Intermodal Facility met the application criteria. It was initially thought that an application would be submitted, however, it has now been decided that more work is needed to resolve some issues before grant funding is

requested. The possibility exists that the project might occur in the next year, however, and in order for that to happen, it needs to be incorporated into the LRTP. Transit Agency Representative Madden said that there is a desire for this project to happen; however, more work on potential sites needs to be done and issues of parking structures and meeting the federal requirements need to be resolved. They are not in a position to apply at this particular time, but the LRTP needs to include such a project to enable the AAMPO to apply for grant funding in the future.

Moved by Goodman, seconded by Mahayni, to approve an amendment to the LRTP to include the ISU Intermodal Facility.

Vote on Motion: 9-0. Motion declared carried unanimously.

**ADJOURNMENT:** Moved by Doll, seconded by Goodman, to adjourn the meeting at 7:08 p.m.

### **REGULAR MEETING OF THE AMES CITY COUNCIL**

The regular meeting of the Ames City Council was called to order by Mayor Ann Campbell at 7:12 p.m. on May 22, 2007, in the City Council Chambers in City Hall, 515 Clark Avenue. Present from the Ames City Council were Doll, Goodman, Larson, Mahayni, Popken, and Rice. *Ex officio* Member Luttrell was also present.

Mayor Campbell announced that Agenda Item No. 18, which pertained to the request for an extension of Preliminary Plat approval for Dayton Park Subdivision, 5<sup>th</sup> Addition, had been pulled by staff because the Final Plat had been timely filed.

**PROCLAMATION FOR PUBLIC WORKS WEEK:** Mayor Campbell proclaimed May 20 - 26, 2007, as Public Works Week. Accepting the Proclamation were Municipal Engineer Tracy Warner, Traffic Engineer Damion Pregitzer, and Civil Engineer Corey Mellies.

**CONSENT AGENDA:** Council Member Goodman requested that Item No. 3 pertaining to the approval of minutes of City Council meetings held May 5, 8, and 15, 2007, be pulled for separate discussion.

Moved by Doll, seconded by Larson, to approve the following items on the Consent Agenda:

1. Motion approving payment of claims
2. Motion approving renewal of the following beer permits and liquor licenses:
  - a. Class B Beer - Pizza Hut #4303, 436 S. Duff Avenue
  - b. Class C Liquor - Dangerous Curves 2, 122 Welch Avenue, Lower level
  - c. Class C Liquor - Indigo Joe's, 114 S. Duff Avenue
  - d. Class C Liquor - Old Chicago, 1610 S. Kellogg Avenue
  - e. Class B Liquor & Outdoor Service Privilege - Hotel at Gateway Center, 2100 Green Hills Drive
3. Motion directing the City Attorney to draft an ordinance to prohibit parking along Apple Place
4. RESOLUTION NO. 07-230 approving Bid Awards and Purchases, \$25,000-\$50,000, for the period May 1-15, 2007
5. RESOLUTION NO. 07-231 approving amendment to ASSET Policies and Procedures
6. MGMC Hope Run/Walk on June 16, 2007:
  - a. RESOLUTION NO. 07-232 approving closure, from 6 to 10 a.m. of E. 24<sup>th</sup> Street; Broadmoor Avenue; east half of northbound lane of Duff Avenue from Broadmoor Avenue to E. 20<sup>th</sup> Street; north half of westbound lane of E. 20<sup>th</sup> Street from Duff Avenue to Meadowlane Avenue; Meadowlane Avenue from E. 20<sup>th</sup> Street to E. 13<sup>th</sup> Street; south

- parking lot at Inis Grove Park, and west parking lot at North River Valley Park
- b. RESOLUTION NO. 07-233 setting temporary no-parking restrictions from 6 to 10 a.m. on both sides of E. 24<sup>th</sup> Street, Broadmoor Avenue, Duff Avenue from Broadmoor Avenue to E. 20<sup>th</sup> Street, E. 20<sup>th</sup> Street from Duff Avenue to Meadowlane Avenue, and on east side of Meadowlane Avenue
  - c. RESOLUTION NO. 07-234 approving request for waiver of Road Race fee
7. RESOLUTION NO. 07-235 approving Engineering Services Agreement for South Dayton Avenue Improvements Project
  8. RESOLUTION NO. 07-236 approving digger derrick and aerial platform truck leases for Power Line Relocation Program on South 16<sup>th</sup> Street from Global Rental Company of Birmingham, Alabama
  9. RESOLUTION NO. 07-237 approving contract to QualityOne Commercial Cleaning for cleaning services performed at City Hall
  10. RESOLUTION NO. 07-238 approving contract to Resco of Ankeny, Iowa, for Electric Distribution Transformers
  11. RESOLUTION NO. 07-239 approving Change Order for 161-kV Interconnection Project Engineering Services Agreement
  12. RESOLUTION NO. 07-240 approving contract and bond for River Valley Park Softball Fencing Project
  13. RESOLUTION NO. 07-241 accepting completion of supplemental construction contract for CyRide Bus Storage Addition
- Roll Call Vote: 6-0. Resolutions declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**MINUTES OF SPECIAL MEETINGS OF MAY 5 AND MAY 15, 2007, AND REGULAR MEETING OF MAY 8, 2007:** Council Member Goodman said that he had a question about the Council's goal-setting session minutes of May 5, 2007, and had not had an opportunity to discuss it with staff. He would like to postpone approval of those minutes until the Council's next regular meeting.

Moved by Goodman, seconded by Popken, to approve the minutes of the regular meeting of May 8, 2007, and the special meeting of May 15, 2007.

Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Mahayni, to postpone approval of the minutes of the special meeting of May 5, 2007, until the next regular meeting of the City Council.

Vote on Motion: 6-0. Motion declared carried unanimously.

**PUBLIC FORUM:** Reverend Brian Eslinger, 721 Arizona Avenue, Ames, introduced himself as the Minister of the Unitarian Universalist Fellowship. Mr. Eslinger also noted the attendance of Reverend Randy Gehring from Bethesda Lutheran Church and Reverend Linda Butler from Collegiate United Methodist Church. Mr. Eslinger advised that the three were present as representatives of AMOS (A Mid-Iowa Organizing Strategy), which he defined as a broad-based community organization of religious and other organizations/institutions in the Ames and Des Moines Areas. AMOS addresses concerns of the community that affect the common good of all the people. According to Mr. Eslinger, concern about the environment was one of the major issues raised at the small group meetings held in 2006. As a result of those "house meetings," an Environmental Research Team was formed to explore possible solutions to address environmental concerns. Reverend Eslinger urged Mayor Campbell to sign the U. S. Mayors' Climate Protection Agreement. He also encouraged the City Council to participate in the "Cool Cities" initiative and volunteered the AMOS organization to host a public forum on that topic.

**OUTDOOR AQUATIC CENTER:** Mayor Campbell noted that public input had been received at the City Council meeting of May 8; however, additional public input would be accepted at this meeting.

Moved by Goodman, seconded by Popken, to adopt RESOLUTION NO. 07-242 approving recommendations from the Parks & Recreation Commission, to wit:

1. Establish July 24, 2007, for a special bond referendum election to determine the public's support for the sale of General Obligation Bonds to pay for an outdoor aquatics center along with the overall site improvements, including environmental sustainability practices
2. Approve the site for the facility along 13<sup>th</sup> Street, east of Squaw Creek
3. Incorporate elements of Option A (20,000 square-foot facility) into the project, which includes a lazy river, zero-depth recreational area, and an 8-lane, 25-yard lap pool area and also including a bid alternate to determine the cost of expanding the 8-lane lap pool to 25 meters
4. Ensure that the overall site will be graded to allow the lap pool to be expanded to 50 meters in the future
5. Include in the base bid the wetlands, riparian zone, and grasses to ensure that the entire site utilizes sustainable environmental practices and including, as deemed appropriate, bid alternatives incorporated into the bid document to address other identified environmentally sound practices (grass block parking lot, bio-swales, rain gardens, etc.)
6. Negotiate a long-term lease agreement with Iowa State University for property located on 13<sup>th</sup> Street for this development, with the School District's sport fields incorporated into the Site Master Plan
7. Demolish Carr Pool and transition the site into open green space upon opening of the new facility

Steve Martens, 3218 Ross Road, Ames, advised that he is in favor of constructing the aquatic center at 13<sup>th</sup> Street. He and his family have been going to the Nevada pool since it opened, and it would be nice to have such a facility in Ames. Mr. Martens indicated that the 13<sup>th</sup> Street site would be somewhat protected from the wind. He sees that site as a beautiful place with a nice view. It is bike-friendly and in the center of the community.

Alisa Frandsen, 919 Gaskill Drive, Ames, referenced a letter sent last Friday to the Mayor and City Council from 13 families in Ames indicating their support for the aquatic center proposed by the Parks & Recreation Commission; an additional five families have now extended their support. The families come from different neighborhoods in Ames; they cover all four wards and children from those families attend every elementary school in the District. Ms. Frandsen pointed out the proposals provided by RDG have been extensive and thorough. She advised that she and her family live just east of the Towers Residence Halls and thought they would be in favor of the Mortensen site; however, after attending a public forum, they realized that the 13<sup>th</sup> Street site will provide for broader community access via bike trails. She said that their opinion of the location was also influenced by the collaboration between the City and the Ames Community School District in planning for additional athletic fields. Per Ms. Frandsen, also notable was the unanimous support for the 13<sup>th</sup> Street location by the Ames School Board, which she thinks "speaks volumes" towards a collaborative effort between the City and School District in the future. Ms. Frandsen asked the Council to allow democracy to run its course by allowing the Ames Community to offer its support, or otherwise, in a vote on July 24. Her personal belief is that the aquatic center is a much-needed amenity in the City to offer recreation for all ages, attract new families to the community, and allow Ames to develop a stronger sense of community. Ms.

Frandsen urged the City Council to approve the recommendation of the Parks & Recreation Commission and the election date of July 24.

Philip VandeVoorde, spoke, stating that he had been a resident of 1122 Scott Avenue, Ames, for 40 years. Accompanying Mr. VandeVoorde was his grandson, David Livingston, also an Ames resident. Mr. VandeVoorde spoke in support of the Parks & Recreation Commission recommendations because he wants the young people in Ames to have an aquatic center that meets their needs. He supports the 13<sup>th</sup> Street site because it is most centrally located and would be part of a bicycle path system. Mr. VandeVoorde wants the City to be proud of the amenities it offers. He said he had looked at the estimated cost per \$100,000 valuation and would be happy to pay the additional tax to benefit the young people of the community.

Scott Bauer, Chair of the Ames Chamber of Commerce (ACC) Board of Directors, 2415 Yorkshire Circle, Ames, applauded the consensus-building process followed by Director Nancy Carroll, City staff, and the Parks & Recreation Commission to engage and educate the community. He reported that 100% of the Ames Chamber of Commerce Board members and the majority of the ACC members responding to a survey are in support of the construction of an aquatic center. In addition, 100% of the Board members and 75% of the survey respondents support the recommendations of the Parks & Recreation Commission. He shared some comments given by Chamber members. In summary, they preferred the 13<sup>th</sup> Street site because it is centrally located, would improve the ground environmentally, and would continue usable greenspace. Mr. Bauer said that the ground next to the Middle School is too valuable to be developed as an aquatic center that would be used for only three months out of the year; the 13<sup>th</sup> Street property would never be more than a park-like setting. He also indicated that the Ames School District Board and Administration do not want the facility next to the Middle School, and their judgment should be respected. Mr. Bauer asked the City Council to support the Parks & Recreation proposal so that the next steps may be taken to bring an aquatic center to the community.

Erica Fuchs, 4014 Marigold Drive, Ames, encouraged the Mayor and City Council to choose the Middle School site for the proposed outdoor aquatic center, instead of accepting the Parks & Recreation Commission recommendation. She cited six reasons:

1. A door-to-door poll that she conducted found 79% of those surveyed preferred the Middle School Site. The 286 adult respondents were from three different Ames neighborhoods: one near the Middle School, of which 94% were in favor of the Middle School site; one near the 13<sup>th</sup> Street site, with 58% favoring the Middle School site; and one by Carr Pool, where 28% wanted the Middle School site.

Ms. Fuchs presented a petition signed by 249 adults asking the City Council to select the Middle School site.

2. The Parks & Recreation Commission appears to have overlooked that its recommendation of the 13<sup>th</sup> Street site was based, in part, on the results of a well-intended, but undemocratic straw poll process at public hearings that had potential sources of bias, e.g., people could vote more than once by attending multiple meetings, three of which were held nearer the 13<sup>th</sup> Street site.
3. Two benefits that may have been overlooked by the Ames School District representatives in stating that it saw no direct benefit of a Middle School outdoor aquatic center were a direct monetary benefit and an educational benefit to the Middle School and other children.

Ms. Fuchs referenced a yet-unknown amount of money that would be paid to the School District for use of existing infrastructure if the aquatic center were built at the Middle School site. Likewise, if no funds were paid to the School District, then the aquatic center would cost

much less than an identical facility on 13<sup>th</sup> Street. She believes that having additional overflow parking for the High School football games is of lower priority than having more funds to maintain and improve aging school buildings. Ms. Fuchs also pointed out that there was one School Board member who did not vote in favor of the 13<sup>th</sup> Street site.

4. Building an outdoor aquatic center in Southwest Ames would be in keeping with the City's goal of minimizing infrastructure costs by encouraging growth in the Southwest. It would also support neighborhood development and give many more Ames residents a neighborhood pool that can be easily reached by walking or biking.

Ms. Fuchs said that Northeast Ames residents already have the Municipal Pool at the High School and a Brookside Park summer wading area.

5. Building the pool at the Middle School site would be a more efficient use of resources, which promotes sustainability. There would be no need for major site improvements to deal with drainage and no need to install a new traffic light or widen a street, which would be necessary at the 13<sup>th</sup> Street site.
6. The 13<sup>th</sup> Street site is a poor choice for an outdoor aquatic center because flood-prone shady areas spawn mosquitoes, and it is in the floodway.

Ms. Fuchs advised that she had been told by City Sanitarian Kevin Anderson that insecticide fogging occurs weekly from June 1 through Labor Day in eight City parks, including Brookside Park. She said that the chemicals used are highly toxic to fish, birds, bees, and wildlife. Ms. Fuchs stated that her research (at [www.aerias.org](http://www.aerias.org)) indicates Chlorpyrifos poses a risk to children because of its potential effects on the nervous system and possibly brain development. She feels that the Middle School site, which is on higher ground in an open area is much less likely to harbor mosquitoes and inspire insecticide use.

Ms. Fuchs urged the Council to approve the Middle School as the site for a new aquatic center and also to preserve Carr's Pool.

Mike Hamilton, 2941 Eisenhower Avenue, Ames, voiced his support for the construction of the aquatic center. He began advocating for such a project when his children were six and eight, and they are now 18 and 20 years old; he does not want another generation to pass by before the project is finished. In anticipation of the Council approving the project, the bond issue passing on July 24, and the pool being built, Mr. Hamilton proposed a pool party be held. Anticipating such a pool party, he distributed swimming attire that he purchased from the Salvation Army to those seated around the dais. For the record, Mr. Hamilton presented a receipt evidencing that none of the attire cost more than \$2.99/each.

Neala Benson, 614 Hodge Avenue, Ames, spoke in favor of the aquatic center recommended by the Parks & Recreation Commission. As a long-time resident of Ames, she has seen the public pools deteriorate with "band-aid" repairs holding them together. Besides benefitting children and families of Ames, she pointed out that the aquatic center will also serve as a recruitment tool for businesses and the University as prospective employees are interviewed; it is a great way to show that Ames values families and healthy activities. Alluding to the concerns over declining enrollment in the School District, Ms. Benson believes that the proposed aquatic center is one more reason why families would want to live in Ames. Ms. Benson also indicated support for the 13<sup>th</sup> Street site as it is centrally located and easily accessible by foot or bicycle. Ms. Benson urged the City Council to accept the recommendations of the Parks & Recreation Commission.

Don Erickson, 3626 Story Street, Ames, advised that he was representing the Ames Foundation Board, a 24-member organization comprised of community residents. At its meeting held last Wednesday, 100% of that Board supported the aquatic center being constructed at the 13<sup>th</sup> Street location. Mr. Erickson said the mission of the Ames Foundation is to make Ames a better place to live and grow; this project helps accomplish that goal.

Mike Roof, Chairman of the Ames Economic Development Commission, said that the Commission Board of Directors unanimously supported the construction of an aquatics center and its three major components, which make it a driving and positive project, i.e., the 13<sup>th</sup> Street location, Option A plan, and the July 24, 2007, Special Election date for the bond issue. The Commission Board sees the project as a vital amenity for the community, but also for recruitment of new families and businesses to the City.

Holly Fuchs, 806 Brookridge Avenue, Ames, asked the City Council to delay further action on this issue and refer the project back to the Parks & Recreation Commission for further review from a broader perspective. She believes that there are questions remaining to be answered. Specifically, she asked:

1. For more data to document the need for an outdoor aquatic center other than that obtained by the “pool parties”
2. If there was a better way to reach consensus; there was not enough time to discuss alternatives at the “pool parties”
3. Why build a pool at the 13<sup>th</sup> Street site rather than the Middle School site when to do so will mean the loss of undeveloped green space, cost more, make it subject to damage by flooding, put the swimmers at more risk from mosquitos, and concentrate all Ames swimming facilities near the High School
4. Is building a pool at the 13<sup>th</sup> Street site fair to all residents of Ames in terms of cost, sustainability, and access
5. Can the 13<sup>th</sup> Street site be leased, without building a pool there, to the Ames School District for athletic fields
6. Does the Ames School District need or only want to have parking lots at the 13<sup>th</sup> Street site? What is the cost of the parking lot proposed for the 13<sup>th</sup> Street site and where is it included in the costs
7. Why wasn't the Middle School site given the same attention as the 13<sup>th</sup> Street site
8. Why is it being said that the School Board's decision was unanimous for the 13<sup>th</sup> Street site when it was 5-1
9. Why is it being said that there are no benefits of the Middle School site for the Ames School District when they are going to get at least \$500,000
10. Is it hoped that homes will be built east of I-35 or a new elementary school will be built on that site
11. What are the long-range plans for bond issues in Ames
12. Is a July vote necessary if the aquatic center were built at the Middle School
13. Where will the money come from to demolish Carr Pool

Ms. Fuchs pointed out that the City went to “a lot of trouble” to encourage students to register to vote in Ames; to have an election when more than half of the students are out of town, which is one-third of Ames registered voters, feels like disenfranchisement to her.

Chuck Winkleblack, 105 S. 16<sup>th</sup> Street, Ames, voiced his support for the aquatic center to be constructed at the 13<sup>th</sup> Street site. He believes that this project has been entrusted to dedicated people who have done a thorough job of researching what is best, and he hopes the community will come together and build such an amenity. It is not realistic to think that there will be a time when all people agree or that every last question is answered. Mr. Winkleblack advised that his business takes him to different communities, and Ames is definitely lacking in recreational

opportunities. He urged the City Council to set a date for a special election to let the community residents decide whether the project is appropriate or not.

Angie Strotman, 4820 Hemingway, Ames, said that she has been a competitive swimmer since she was ten years old. She swam competitively at Iowa State. Swimming has had a huge influence on her life and she hopes it will on her children's lives as well. She would like to see Ames have a facility of the same caliber as Nevada or Boone. Ms. Strotman advised that her husband is a homebuilder, and they want to encourage families to move to Ames. She indicated that she is passionate about this proposal and urged the City Council to approve the Parks & Recreation Commission proposal.

Cindy Stark, 2115 Hughes, Ames, representing the Ames Cyclone Aquatics Board of Directors, advised that it wholeheartedly supported this project. Ames is definitely lacking in such facilities and desperately needs an outdoor aquatic center. She applauded the Ames Parks & Recreation Commission for doing an outstanding job researching this issue.

Council Member Goodman pointed out that not one person stood up and said that Ames didn't need an aquatic center. He will support the recommendation of the P & R Commission, although he doesn't support every element of it.

Council Member Doll stated that he lives near the Middle School site and would like to see the aquatic center built there; however, he doesn't believe that there is support for it at that location. Mr. Doll said he thinks the support is there for the 13<sup>th</sup> Street site, and it is time for the Council to move towards getting it built. He asked *ex officio* Member Luttrell to contact as many students as possible to inform them that they may vote absentee if they are not going to be in Ames on July 24.

*Ex officio* Member Luttrell voiced the support of Iowa State University students for holding the Special Election on July 24, 2007.

Regarding environmental concerns, Council Member Popken read the letter from Jim Pease, representing the Outdoor ISU Teaching Laboratories, indicating support for the 13<sup>th</sup> Street site as long as it contains certain elements as part of the development. Those elements were also listed by Mr. Popken. He believes that those elements are addressed in the Parks & Recreation Commission recommendations.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

Moved by Goodman, seconded by Rice, to adopt RESOLUTION NO. 07-243 setting the date of special election for July 24, 2007, and the following public measure text: "Shall the City of Ames in Story County, Iowa, issue its bonds in an amount not exceeding the amount of \$8,488,000 for the purpose of paying the cost, to that extent, of the acquisition, designing, constructing, and equipping an outdoor aquatic center and of developing a wetland protection and riparian buffer area, necessary and useful for the health and welfare of its citizens, on and adjacent to the area known as the 13<sup>th</sup> Street Site east of Squaw Creek.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

Moved by Goodman, seconded by Mahayni, to adopt RESOLUTION NO. 07-244 approving an allocation of \$22,000 from the General Fund balance to pay costs of the Special Election.



Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

Moved by Mahayni, seconded by Goodman, to adopt RESOLUTION NO. 07-245 approving an allocation in the amount of \$4,500 from 2006/07 Contingency for an educational brochure.

Council Member Larson emphasized that the brochure would be educational for the community on the issue and not urge voters to take a stand for or against the issue.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

Moved by Mahayni, seconded by Doll, to adopt RESOLUTION NO. 07-246 approving an allocation in the amount of \$15,000 from the Park Development Fund for site survey and soil borings.

City Manager Schainker said that this request was unusual; it is not normally recommended to expend funds before the results of the bond issue are known. It is being requested to spend \$15,000 and potentially save over \$500,000 and have the pool in place a year earlier. He asked Nancy Carroll to explain staff's recommendation.

Parks & Recreation Department Director Nancy Carroll explained that, if approved, it would allow for the City to expend approximately \$6,500 for soil borings to be taken throughout the 30-acre site and another approximately \$6,500 to \$7,000 for a site survey to establish exactly where the facility will be built. To get those two things accomplished will take approximately six to eight weeks, and, if approved tonight, both would be done prior to the Special Election. If the bond issue passes, the plans and specifications for the earthwork would be drawn up in August, and an earthwork contract could be approved and begin in mid-September or early-October and be completed in the next six to eight weeks. That would allow approximately 90 days to allow the earthwork to settle and provide the most firm foundation for the center. Construction then could occur in 2008 with plans and specifications coming before the Council in January. This is a very aggressive schedule, and weather may delay these plans. If this were not done before the Special Election, it would move the completion of the aquatic center back a year. Ms. Carroll pointed out that there is some risk to approving this allocation because the bond referendum might fail.

Council Member Larson agreed that there is some risk to expending public funds before it is known if the project will move forward. He asked the City Manager if there were other times when the City had taken similar action on other projects. Mr. Schainker advised that there had not been other times when the City took a risk before a bond issue; however, the City had expended funds upfront on projects, such as getting an appraisal done or paying for surveying, without a guarantee that the project would move forward. He pointed out that the City had always followed through with those projects. Mr. Schainker further explained that when the City has purchased or sold land, monies have been spent for environmental studies before the projects actually come to fruition. He pointed out that the City would be spending \$15,000 to possibly save over \$500,000. Council Member Rice said that having the soil borings done would be valuable even if a pool is not built on that site.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**ENCROACHMENT PERMIT AND DOWNTOWN FACADE GRANT FOR 218 MAIN STREET:** Planner Jeff Benson explained that the business owner of Hoshaw Fine Violins and the building owner are requesting a \$2,140 Downtown Facade Grant for a new fabric awning and masonry work at 218 Main Street. The project is slated to cost \$4,280.

Moved by Doll, seconded by Rice, to approve an Encroachment Permit for an awning.  
Vote on Motion: 6–0. Motion declared carried unanimously.

Moved by Mahayni, seconded by Goodman, to adopt RESOLUTION NO. 07-247 approving a Downtown Facade Grant in the amount of \$2,140.  
Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**EXTENSION OF PRELIMINARY PLAT APPROVAL FOR DAYTON PARK SUBDIVISION, 5<sup>TH</sup> ADDITION:** This item is moot; the Final Plat had been filed within the one-year deadline.

**REPORT ON “COMPLETE STREETS”:** Municipal Engineer Tracy Warner reminded the City Council that they had referred to staff a request for the City to implement a “Complete Streets” policy. She gave the National Complete Streets Coalition definition as follows: “Complete Streets are designed and operated to enable safe access for all users. Pedestrians, bicyclists, motorists, and bus-riders of all ages and abilities are able to safely move along and across a complete street.”

Civil Engineer Corey Mellies explained the main issues that should be addressed in order to create a good Complete Streets policy according to the National Complete Streets Coalition. Mr. Mellies and Traffic Engineer Damion Pregitzer showed examples of projects in Ames that were designed according to criteria specified in “Complete Streets” guidelines, i.e., Ontario Street from Hyland Avenue to Idaho Avenue and the State Avenue and Mortensen Road Shared-Use Path.

Mr. Mellies advised that there are only three entities in Iowa that have passed a “Complete Streets” policy: City of Cascade, Johnson County Council of Governments, and Iowa City. Ames City staff also studied which of the eight Metropolitan Planning Organizations use “Complete Streets” policies, and only one had officially adopted such a policy; that being, Johnson County Council of Governments. Nationally, the Cities of Boulder, Colorado, and Chicago, Illinois, have successfully implemented a “Complete Streets” policy. Mr. Mellies gave a brief description of each of those.

Council Member Goodman said that when there is a series of driveways entering the roadway, a shared-use path can be quite dangerous. He cited Hyland Avenue as an example of a great solution to that; it has the bike path integrated into the street. Mr. Goodman suggested that the City consider exploring the construction of additional lanes for bicyclists on some minor/major arterial streets. Ms. Warner indicated that the City will take that into consideration; however, oftentimes it is a matter of the availability of rights-of-way. Mr. Goodman also feels that crosswalks need to be better marked. He believes that a true commitment to bicycle transportation involves a similar program as that for street rehabilitation; the same appropriations need to be made for shared-use paths.

Holly Fuchs, 806 Brookridge, Ames, advised that her husband is concerned about the “bump outs” in the street because they force bicyclists riding on the street to move out into the traffic. She believes that the “bump outs” should not be more than six feet.

Council Member Popken also asked the City to look into Municipal Code language specifying that if a bicyclist is crossing a street, the bicyclist must get off the bicycle and walk it across the street. He believes that language should be omitted.

Council Member Rice said he believes that Ames is a prime candidate for a “Complete Streets” policy.

Council Member Popken asked what the City Council should do with this report as he doesn’t want it to be lost in the system. He said that he was looking for a mechanism to address some of the concerns about pedestrian and bicycle traffic in the City. City Manager Schainker pointed out that the City has a policy; it might not be as complete as the City Council would like, however, and if the Council wants to concentrate on certain areas, they should so direct staff. Council Member Rice said that he believes the City of Ames does a good job with shared-use paths and crosswalks.

**HEARING ON FINAL AMENDMENTS TO FISCAL YEAR 2006/07 BUDGET:** Finance Director Duane Pitcher explained the changes to the various fund balances since the earlier estimate in January. He also summarized the conditions of various Funds.

Mr. Pitcher specifically pointed out that the Electric Fund is expected to reduce the fund balance below the City’s target balance in 2008/09. That is the result of increased expenses due to costly Power Plant repair costs and the delay (cost increase) in some Capital Improvement Plan projects. It is very likely that City staff will recommend a 3.5% electric rate increase for January 1, 2008. Initiating this rate increase six months early is expected to generate an additional \$500,000 in metered sales revenue. Mr. Pitcher said that implementing the rate increase in January will lessen the impact on customers since winter rates will be in place and electric usage is lower for most of the customers. He said that implementing an electric rate increase on January 1, 2008, will require Council action by the November 13, 2007, City Council meeting to allow time for notice to customers in all billing cycles.

Mayor Campbell opened the public hearing. No one asked to speak, and the hearing was closed.

Moved by Popken, seconded by Goodman, to adopt RESOLUTION 07-249 amending the current budget for Fiscal Year ending June 30, 2007.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**HEARING ON 2007/08 SLURRY SEAL PROGRAM:** The hearing was opened by the Mayor and closed after no one wished to speak.

Moved by Rice, seconded by Goodman, to adopt RESOLUTION NO. 07-250 approving final plans and specifications and awarding a contract to Fort Dodge Asphalt Company of Fort Dodge, Iowa, in the amount of \$94,000.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**HEARING ON 2007/08 WATER SYSTEMS IMPROVEMENT PROGRAM (WATER SERVICE TRANSFER):** The Mayor opened the public hearing. The hearing was closed after no one asked to speak.

Moved by Mahayni, seconded by Doll, to adopt RESOLUTION NO. 07-251 approving final plans and specifications and awarding a contract to Ames Trenching & Excavating, Inc., of Ames, Iowa, in the amount of \$99,421.00.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**HEARING ON TEXT AMENDMENT TO ZONING ORDINANCE TO ALLOW FUNERAL FACILITIES IN HIGHWAY-ORIENTED COMMERCIAL (HOC) ZONE:** Mayor Campbell opened the public hearing. No one asked to speak, and the hearing was closed.

Moved by Mahayni, seconded by Doll, to pass on first reading a zoning text amendment to allow funeral facilities in the Highway-Oriented Commercial (HOC) Zone.  
Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Mahayni, seconded by Doll, to suspend the rules necessary for the adoption of an ordinance.  
Roll Call Vote: 4-2. Voting aye: Doll, Larson, Mahayni, Rice. Voting nay: Goodman, Popken.  
Motion failed.

**ORDINANCE ESTABLISHING SITE PLAN STORMWATER POLLUTION PREVENTION PLAN REVIEW FEE AND STORMWATER LOT DEVELOPMENT PERMIT FEE:** Moved by Goodman, seconded by Mahayni, to pass on first reading an ordinance establishing a Site Plan Stormwater Pollution Prevention Plan Review Fee and a Stormwater Lot Development Permit Fee.  
Roll Call Vote: 6-0. Motion declared carried unanimously.

**ORDINANCE INCREASING STORM SEWER UTILITY FEE:** Moved by Goodman, seconded by Mahayni, to pass on second passage an ordinance increasing the Storm Sewer Utility Fee with an effective date of July 1, 2007.  
Roll Call Vote: 6-0. Motion declared carried unanimously.

**ORDINANCE ESTABLISHING 3:00 TO 6:00 AM PARKING REGULATION FOR METERED STALLS IN DOWNTOWN BUSINESS DISTRICT:** Moved by Larson, seconded by Popken, to pass on second reading an ordinance establishing a 3:00 to 6:00 a.m. parking regulation for metered stalls in the Downtown Business District.  
Roll Call Vote: 6-0. Motion declared carried unanimously.

**ORDINANCE MAKING REVISIONS TO HIGH-STRENGTH SURCHARGE PROGRAM:** Moved by Mahayni, seconded by Doll, to pass on second reading an ordinance making revisions to High-Strength Surcharge Program.  
Roll Call Vote: 6-0. Motion declared carried unanimously.

**ORDINANCE REZONING PROPERTY AT 799 SOUTH BELL AVENUE:** Moved by Larson, seconded by Goodman, to pass on third reading and adopt ORDINANCE NO. 3915 rezoning property at 799 South Bell Avenue from Residential Low Density Park (RLP) to General Industrial (GI).  
Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**ORDINANCE AMENDING INSURANCE REQUIREMENTS AND CITY MANAGER'S DISCRETIONARY POWERS WITH RESPECT TO TEMPORARY OBSTRUCTION PERMITS:** Moved by Goodman, seconded by Rice, to pass on third reading and adopt ORDINANCE NO. 3916 amending insurance requirements and City Manager's discretionary powers with respect to Temporary Obstruction Permits.  
Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**COMMENTS:** Moved by Goodman, seconded by Rice, to refer to staff letters from Monte Parrish from September 22, 2006, and April 19, 2007, regarding a Transportation Enhancement Grant for the Southeast Entryway.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Council Member Doll pointed out that the Iowa Legislature did not pass the bill allowing cities to enact rules governing smoking in public spaces. He thought it would be wise to get an opinion from the City Attorney on whether the “smoking ordinance” passed by the City Council, but ruled unenforceable by the Court, should be removed from the books. Council Member Mahayni recalled that City Attorney Marek had indicated that even the state has ordinances on its books that are not enforceable.

Moved by Doll, seconded by Goodman, requesting an opinion from the City Attorney on keeping unenforceable ordinances on the books.

Vote on Motion: 4-2. Voting aye: Doll, Goodman, Larson, Rice. Voting nay: Mahayni, Popken. Motion declared carried.

**ADJOURNMENT:** Moved by Doll, seconded by Goodman, to adjourn the meeting at 9:05 p.m.

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Diane R. Voss, City Clerk

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Ann H. Campbell, Mayor