

**MINUTES OF THE BUDGET WRAP-UP SESSION  
AND REGULAR MEETING  
OF THE AMES CITY COUNCIL**

**AMES, IOWA**

**FEBRUARY 12, 2008**

The Ames City Council met for the budget wrap-up session at 5:15 p.m., followed by its regular meeting, on the 12<sup>th</sup> day of February, 2008, in the City Council Chambers in City Hall, 515 Clark Avenue, pursuant to law with Mayor Ann Campbell presiding and the following Council members present: Doll, Goodman, Larson, Mahayni, Popken, and Rice. *Ex officio* Member Luttrell was also present.

**FY 2008/09 BUDGET WRAP-UP**

**ARTS FUNDING (COTA):** Assistant City Manager Lundt introduced Fred Lewis, Chairperson. Other members of the COTA attending were Joel Jacobsen, Andi Smith, and Christopher Sutch. Mr. Lewis stated that this year marks the 20<sup>th</sup> anniversary of the creation of the Commission On The Arts. He advised that the COTA received funding requests totaling \$144,000 with approximately \$109,500 available for distribution. He reviewed the criteria followed by the Commission in evaluating the requests. It was stated that organizations are urged not to become dependent on the COTA funding.

According to Mr. Lewis, the COTA reviewed applications for funding at hearings held on November 10, 2007. Recommendations were made on December 10, 2007, and reviewed again on January 7, 2008, after another agency raised concerns about one of the Commission's funding recommendations. Mr. Lewis explained that a request for funding was received from a new organization, i.e., Story Theater Company. It is a new arts organization aimed at meeting the needs of children and youth. According to Mr. Lewis, that agency submitted an outstanding application, and COTA members made the decision to fund it. A letter of concern was received from Ames Town & Gown over the amount of funding for Story Theater Company, and that letter was reviewed at the Commission's meeting of February 11, 2008. Discussion will continue on the concerns expressed by Ames Town & Gown at the COTA's next meeting.

Mr. Lewis invited the City Council to meet with the COTA members on June 2, 2008, for the purpose of reviewing funding guidelines.

Assistant City Manager Sheila Lundt explained the funding request in the amount of \$109,529 for the Commission On The Arts (COTA); this is an 4.0% increase over 2007/08. She pointed out that each application for funding is judged on its own merits. Ms. Lundt stated that approximately \$7,000 of the \$109,529 was set aside for Spring and Fall Mini-Grants.

After Council Member Larson inquired, Ms. Lundt explained that several organizations subsidize the cost of participation through scholarships or reduced ticket prices.

It was noted that the COTA does not fund salaries, but some applications list them in their budgets. Ms. Lundt explained that the salaries are listed as a means of showing the total expenses incurred by each organization.

**HUMAN SERVICES FUNDING (ASSET):** Ms. Lundt introduced the City volunteers present: Michelle Clark, Jim Pearson, and Dorothy Sally.

Ms. Lundt noted that the biggest change will be that ASSET no longer makes a recommendation on the County's Juvenile Court dollars. Organizations will still receive funding, but it will be handled by the Juvenile Court Office.

According to Ms. Lundt, United Way's recommended increase is approximately 1.1%, but it is also funding the Foster Grandparent Program. She said that Story County's recommended allocation is down \$331,458, which is reflected in mental health and Juvenile Court dollars. The allocation from the Government of the Student Body (GSB) is 3.9% over its 2007/08 allocation.

Ms. Lundt presented ASSET's funding request and briefly reviewed the criteria associated with the funding recommendations. She noted that ASSET is made up of four panels, and funding requests are separated into those panels for decisions on specific areas of service. Ms. Lundt gave a summary of notable recommendations by agency, as follows:

Community of Family Resources (CFR). Treatment programs at CFR continue to see more clients from within Ames, and this service is highly rated within the City's priority list. This also provides service for the increasing number of students in the program.

Center for Creative Justice (CCJ). The allocation to CCJ has decreased due to the dropping of the mediation program.

Foster Grandparents Program. The sponsoring organization, Good Connections, has ceased operations. The interim sponsor for the Program is not located in Story County (not a part of the ASSET process), so the City could not fund the program for 2008/09. United Way will fund the Program outside of the ASSET process, and the City has picked up some of United Way's obligations in similar service areas.

Heartland Senior Services. Heartland's home-delivered meal program, which is not offered in Ames, will be shifted to other programs in 2009/10. The City's 2008/09 allocation for home-delivered meals was lowered in this budget request.

Lutheran Services of Iowa. This agency has not drawn down its former requests, and the recommendation has been based on what has actually been spent for the last two years.

Mid-Iowa Community Action (MICA). MICA's recommendation was increased by a higher percentage based on the increasing numbers of local families being served.

Volunteer Center. It is being recommended that the City provide some support for the Center's general volunteer program. The agency actively recruits volunteers to assist the other human services agencies.

Good Neighbor. This is an organization that is new to the ASSET process. The volunteers felt that the basic assistance program (rent and utilities) was the more established program, and the bulk of City funding was allocated there. Staff will be working with the organization on the Unit of Service and the Employment Training Program.

Ms. Lundt advised of a couple corrections made to the information provided to the City Council. On the "Allocation by Agency" page, the Camp Fire allocation should be \$5,354 and the CCJ allocation should be \$41,450.

Volunteer Jim Pearson advised that ASSET's Web site is up and running (storycountyasset.com). Assistant Manager Lundt acknowledged the excellent help provided by ASSET Administrative Assistant Donna Scherr.

Council Member Mahayni asked to have a report on the total number of volunteer hours donated through the ASSET process. Ms. Lundt indicated that she had that information and it will be provided to the Council.

Ms. Lundt advised that, of the total amount available for distribution (\$956,700), the City's recommended allocation is \$935,934, which represents a 5.0% increase over the current 2007/08 funding level. Volunteer Jim Pearson noted that the volunteers worked very hard to match services with funder priorities. Volunteer Dorothy Sally indicated that the City was the only funder with substantial new dollars for the process, but the panels were especially careful to make sure that additional funds were only used where service to City of Ames residents could be demonstrated. Volunteer Michelle Clark said that she appreciated the flexibility for the panels to make their decisions, and she noted a true nature of collaboration among the panels.

**PUBLIC ART FUNDING (PAC):** Assistant City Manager Bob Kindred introduced Steve Kawaler, Treasurer of the Public Art Commission.

Mr. Kawaler highlighted activities undertaken by the Commission. He specifically described the art education component and Art Around the Corner. Mr. Kawaler advised that the Ames Resource Recovery Artist-in-Residency Program did not come to fruition as the PAC was unsuccessful in securing state funding. The PAC is requesting that funds be reallocated from this Program in the amount of \$5,000 for any unforeseen expenses associated with the Ada Hayden Park project and \$2,500 for the City Hall Collection Committee to begin artwork appraisal and restoration.

In addition to the reallocation of funds from the Artist-in-Residency Program, Assistant City Manager Kindred requested funding for PAC in FY 2008/09 in the amount of \$18,000 to support the following: (1) \$3,000 for City Hall artwork appraisal and restoration, (2) \$3,000 for the Art for the Parks project at Ada Hayden Heritage Park, (3) \$4,500 for Art Around the Corner, (4) \$2,500 for Arts Education, (5) \$4,000 for Neighborhood Sculpture Program, and (6) \$1,000 for operating funds.

**AMES INTERNATIONAL PARTNER CITIES ASSOCIATION, INC., (AIPCA) FUNDING:**

Assistant City Manager Bob Kindred introduced Laura Lynn Boettger, President, and Charlie Martinson, Treasurer, of the AIPCA. Ms. Boettger recapped the activities of the AIPCA for the past year. Funding in the amount of \$3,000 is being requested. It allows Youth and Adult Delegations to visit Kosshu and Frydek-Mistek. The City's allocation covers approximately 65% of the costs with the remainder coming from AIPCA members and donations. The mission of the AIPCA is to foster and promote friendly relations and mutual understanding between the people of Ames and its partner cities. The AIPCA has received an invitation for a youth delegation and adult delegation to visit Japan, most likely in June and October 2008, respectively. An Ames delegation will visit Frydek-Mistek in late September. Ms. Boettger also stated that the AIPCA is in the final stages of hiring an Assistant English Teacher for Kosshu and is beginning the process of hiring another teacher for Fall 2008.

Mayor Campbell advised that allocations have been included in the proposed 2008/09 budget for the COTA in the amount of \$109,529; ASSET in the amount of \$935,934; and Partner Cities in the amount of \$3,000.

**OTHER REQUESTS:** City Manager Steve Schainker indicated that a list summarizing 17 funding requests had been forwarded previously to the City Council. These requests had been received during the past five months from outside groups.

**PUBLIC INPUT ON CIP AND BUDGET:** Mayor Campbell asked for public input on the Capital Improvements Plan and/or the annual budget.

Rick Sanders, 3133 Sycamore Road, Ames, advised that he was a Board member for Story Theater Company (STC). He said that, although there were many persons present to speak in support of Story Theater Company, those present had asked him to speak on their behalf. Mr. Sanders advised that the main mission of the Story Theater Company is to encourage young persons to learn and grow in confidence. He gave details of the number of participants and volunteers in a recent production held in the Ames City Auditorium. In addition, as of this date, 3,000 audience members have attended Story Theater Company productions. Addressing a concern expressed by Ames Town & Gown, Mr. Sanders stated that, to date, Story Theater Company has paid no administrative salaries; it is a volunteer organization and will remain as such. Mr. Sanders advised that STC is committed to participation regardless of ability to pay. To date, 100% of the requests for waiver of fees has been granted. A testimonial from a parent whose child is involved in the STC was given.

Mr. Sanders indicated that the budget submitted included \$36,000 for administrative salaries for the next fiscal year. He advised that it is his expectation that STC would not expend \$36,000 on administrative salaries. If salaries are paid, it would be on a part-time basis; however, at this point, all has been on a volunteer basis.

Mayor Campbell read brief descriptions of the 17 funding requests that had received from outside groups. These requests had either been submitted in writing or raised at the Town Budget Meeting.

Kathy Svec, Chairperson, presented the Ames Historical Society's request for \$15,000 in FY 2008/09. The funds would support rent and utilities at the facilities. There has been a substantial increase in the number of visitors and those seeking assistance with research. The Society is open three afternoons per week and is receiving requests to be open more often.

It was noted by Council Member Popken that funding in the amount of \$10,000 was allocated in 2007/08. He asked to know the reason behind the increased funding request. Ms. Svec stated that the Society moved to 416 Douglas last March; however, they have retained the old site at 108 Fifth Street for storage and work area. Rent for both buildings has caused the request for the increase, and it is anticipated that the request for that support will be ongoing. Ms. Svec advised that the City's support is leveraged by grants and in as many other ways as possible.

Matt Carney, 3719 Bridgeport Drive, Ames, requested that continued operational assistance be given to the Hunziker Youth Sports Complex in the amount of \$25,000 for five years. He indicated that participation in programs at the Complex is up ten percent (10%) over last year; 1,300 youth participated in activities in 2007. Participation fees have remained at last year's

level due to the City's contribution. Council Member Goodman asked that the City Council be provided with a copy of the budget for the Complex.

Julie Weeks, representing the Convention & Visitors Bureau, 1601 Golden Aspen Drive, Ames, advocated for continued funding for the HYSC. She said that tournaments and events hosted by the HYSC have provided an economic boost to Ames.

Brian Agnitsch, 611 Ridgewood, Ames, representing Ames Little League, advised that 470 children participated in baseball programs at the Complex. There has been a large increase in requests for scholarships to pay for participation fees. Business partners have provided some funding for the scholarships, but the remainder of the funds for scholarships has come from the City's allocation.

Mark Hagley, 1430 Stafford Avenue, Ames, a member of the Board of Directors for the Ames Girls Softball Association, advised that league fees have remained the same due to the funding provided by the City. Eight full and three partial scholarships were provided. The program served 276 girls. Three tournaments were hosted in addition to the spring and fall leagues. Those events brought a total of 5,600 out-of-town people to Ames.

Joe Merchant, 3319 Woodland Street, Ames, representing the Ames Soccer Club Board, also spoke in favor of the funding request for HYSC. Mr. Merchant indicated that the reduction to participation fees was made possible by the City's financial support. Scholarships to 37 children were given. Participation in the soccer programs has increased by 100 youth. He noted that the Soccer Club had been asked to look at partnering opportunities with the City of Ames Parks & Recreation. Mr. Merchant provided a report summarizing discussions held between May 2006 and May 2007.

*Ex officio* Member Luttrell requested funding in the amount of \$2,000 for a Student Appreciation Year-End Event that would occur on April 21, 2008, at the Campustown Fire Station.

Harold Ault, 57154 - 245<sup>th</sup> Street, Ames, expressed his concerns over the allocation shown in the Capital Improvements Plan (CIP) in the Electric portion of the budget in the amount of \$100,000 for a SCADA Upgrade scheduled for 2008/09 and a SCADA Upgrade listed in the 2007/08 budget for \$150,000. Mr. Ault indicated that he has some knowledge of the SCADA system at the Ames Electric Utility since he worked for the City for 35 years, retiring in 2005. He advised that, prior to his retirement, and since 1972, he was the SCADA engineer and project manager for a complete replacement of the system, which occurred in 1988-1990, and a replacement of the SCADA master station in 2000-2001.

Mr. Ault defined SCADA as the system that permits control and recovery of data from remote locations over one or two pairs of wires. The original purpose of SCADA was to operate the gas turbine (GT-1) from the Power Plant Control Room. He said that, in 1988-1990, the replacement system had an open protocol for communications so that other vendors could supply a master station and communication with existing remotes. That was also the case in 2000-2001 when Open Systems International (OSI) was chosen as the vendor for the new master station. At that time, OSI presented its philosophy for maintaining the SCADA master and proposed a \$25,000/year fee. Of that annual maintenance fee, Mr. Ault estimated that \$5,000 - \$10,000 was for the software upgrade. He said that the annual fee increased to \$30,000. A software upgrade was done in 2002, but Mr. Ault does not believe any have been done since. He thinks the City

has probably paid for upgrades that were never installed as he was told not to install them after 2002.

Approximately five years ago, when the \$800,000 first appeared in the CIP, Mr. Ault alleges that he asked the Electric Utility Director (Merlin Hove) why it was needed since an annual maintenance fee was being paid by the City so a complete replacement of the master station would not be needed. He did not receive an answer. According to Mr. Ault, he has repeatedly asked that same question, and has never received an answer. The \$800,000 was included in the CIP last year; however, it now shows \$150,000 for 2007/08 and \$100,000 for 2008/09. Mr. Ault said that it was reported to be a savings from the \$800,000 because the SCADA system is being upgraded rather than completely replaced; however, he believes that it is not really a savings because the City has been paying annually to keep the system current.

Regarding the FY 2008/09 budget, Mr. Ault is concerned why there is \$100,000 budgeted for SCADA upgrades. He is assuming that it is for the master station, but enough money was included in the 2007/08 budget for that purpose. It is possible, according to Mr. Ault, that the funds are budgeted for SCADA RTU upgrades, but that does not make sense to him because that should have been upgraded last year with the controls at GT-1. Mr. Ault stated that he has asked the present Electric Utility Director what the \$100,000 is for, but has not received an answer. Mr. Ault urged the City Council not to approve the \$100,000 in the CIP until the Electric Utility can explain what it is for.

**SALARIES FOR COUNCIL APPOINTEES:** Council Members Doll and Larson reported on the review procedure for City Council appointees Steve Schainker, City Manager, and Doug Marek, City Attorney.

Moved by Mahayni, seconded by Rice, to set the City Manager's salary for FY 2008/09 at \$166,494.34 (an increase of \$6,787.54), and to set the City Attorney's salary at \$126,068.80 (an increase of \$5,428.80).

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

**AMENDMENTS TO 2007/12 CAPITAL IMPROVEMENTS PLAN (CIP):** City Manager Schainker distributed a corrected Page 10 to the CIP relating to Mobile Data Terminals for Police Vehicles. The FEMA Grant was not received, so the sources of funding have changed.

Moved by Popken, seconded by Goodman, to amend the CIP to reflect the correct funding for the Mobile Data Terminals for Police Vehicles.

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

Moved by Goodman, seconded by Popken, to strike the paragraph of text that involves the decommissioning of the Brookside Park Wading Pool, which is contained within the Water Feature (Interactive Fountain) budget on Page 122 of the CIP.

Council Member Goodman noted that the subsidy for the Brookside Park Wading Pool is \$4,000 annually. He believes that the assets provided by the Wading Pool are greater than its relatively low operating costs, and the environment in a park setting is a unique experience that cannot be duplicated by a water park. According to Mr. Goodman, he also sees this as a completely different issue than Carr Pool, which requires a large ongoing subsidy.

City Manager Schainker said that he saw this as a separate policy issue from the funds being requested in the future for an interactive fountain.

Council Member Larson pointed out that there were no costs associated with the Brookside Wading Pool contained in the Interactive Fountain allocation. Mr. Goodman concurred; it would just be a text change. It was pointed out that this item was located in a future year's allocation, and the merit of Brookside Wading Pool will be evaluated at that time. City Manager Schainker stated that by striking the text pertaining to Brookside Park Wading Pool merely decouples it from the Interactive Fountain. Council Members Mahayni and Larson indicated that the Parks & Recreation Commission had made the recommendation to include the decommissioning of Brookside Wading Pool in the text with the Interactive Fountain. Parks & Recreation Department Director Nancy Carroll advised that the Interactive Fountain could be decoupled from the Brookside Wading Pool; however, there has been discussion that it might be the time to publicly share that the Wading Pool could be closed in the future. It has not been a major issue for the Parks & Recreation Commission. Brookside Wading Pool has to be formally evaluated. In light of the pending construction of the new Aquatic Center and the fact that the Wading Pool is over 25 years old, staff and the Commission want the public to be aware that the closure of the Wading Pool is a possibility in the future.

Vote on Motion: 5-1. Voting aye: Doll, Goodman, Mahayni, Popken, Rice. Voting nay: Larson. Motion declared carried.

**APPROVAL OF 2007/12 CIP:** Moved by Mahayni, seconded by Larson, to approve the Capital Improvements Plan for 2008/13, as amended.

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

**AMENDMENTS TO PROPOSED FY 2007/08 BUDGET AND TO FY 2008/09 BUDGET:**

Moved by Popken, seconded by Mahayni, to amend the FY 2007/08 budget in the amount of \$25,000 (\$15,000 for monitoring equipment and \$10,000 for contractual services) to provide water testing at Ada Hayden Heritage Park; funding to be provided by the Water Fund.

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

Moved by Popken, seconded by Rice, to allocate \$30,000 in FY 2008/09 for continued water testing at Ada Hayden Heritage Park; funding to be provided by the Water Fund.

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

It was noted that the details for the request for flowers from the Main Street Cultural District (MSCD) were unknown, and there were no representatives of the MSCD present to answer questions.

Regarding the request for funding for the Student Year-End Event, City Manager Schainker reminded the City Council that VEISHEA 2008 will be requesting funds in the amount of \$6,300, which is a \$3,300 increase over last year's request. *Ex officio* Member Luttrell explained that the Student Year-End Event is a completely different activity from VEISHEA's activities. She said that the Year-End Event is proposed to occur before "Dead Week" and finals. Ms. Luttrell said that GSB and the Student Affairs Commission support the Year-End Event. She does not have anything in writing, but has received verbal support. Council Member Doll asked if there was a budget for the Year-End Event. Ms. Luttrell indicated that the requested funding of \$2,000

would pay for water bottles to be handed out; that amount is approximately \$1,700 and \$300 would be for miscellaneous expenses associated with the event. Council Member Mahayni pointed out that the cost of this event is much more than \$2,000 when City staff time is taken into consideration. Council Member Larson added that this event would occur shortly after VEISHEA, which requires a lot of staff time to coordinate. He recommended that additional funding be put into VEISHEA rather than this event. Council Member Doll concurred, stating that putting efforts towards VEISHEA would guarantee participation of an estimated 40,000 people.

Moved by Rice, seconded by Goodman, to amend the FY 2007/08 budget in the amount of \$2,000 for the Student Year-End Event, contingent upon support from the GSB.

Council Member Mahayni asked if Ms. Luttrell would be willing to combine the Year-End Event with VEISHEA. Ms. Luttrell advised that her main objective is to provide information about the City organization to students. Council Member Goodman pointed out that participants in the two events will be quite different; a great many of those attending VEISHEA come from outside of Ames and are not affiliated with the University.

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

Moved by Popken, seconded by Rice, to amend the FY 2007/08 budget in the amount of \$5,000 for AMOS' (A Mid-Iowa Organizing Strategy) request for global warming indoctrination education.

Mayor Campbell asked if funding this organization, which is religious based, was a violation of church-and-state regulations. City Attorney Marek advised that the City could contract for specific services. He noted that AMOS was a 503-C agency.

Council Member Mahayni indicated that because a group wants to educate the public about global warming does not warrant funding from the City. City Manager Schainker indicated that AMOS' motive supports the City's "Cool Cities" initiative, and a contract for specific services would need to be prepared and approved if funds were allocated.

Council Member Larson pointed out that the request from AMOS was similar to that of the Ames Smart Growth Alliance. He also noted that AMOS' request was for FY 2008/09. Mr. Larson is concerned that, although the request states that the funding will be used for education on global warming, it is not detailed as to how that would be done.

Motion withdrawn.

City Manager Schainker again stated that it would be preferable to fund as many requests from the 2007/08 Contingency Fund so that taxes would not be unnecessarily raised to fund them in the future.

Discussion ensued on the requests for funding from AMOS and Ames Smart Growth Alliance. Council Member Larson expressed his concerns that staff's payroll had decreased from the previous year, given the work load, and funding had not been included for an intern for the City Manager's office. He suggested that funds should be added to the City Manager's Office (CMO) to fund an intern, who would perform the projects being recommended by AMOS and Smart



Growth. Also, recognizing that the projects of AMOS and Smart Growth were worthy, Council Member Larson said that neither organization had provided much structure as to how the funds will be spent. City Manager Schainker advised that it was unknown if the intern's salary could be substantial enough to attract the right person to perform these tasks. He also said that AMOS is proposing to bring in speakers to educate the public on the effects of global warming, and an intern would not be able to do that.

Council Member Popken pointed out that there is energy from passionate volunteers involved with AMOS, and he would like to see the request funded.

Council Member Mahayni said that he had philosophical differences with funding these groups as the City does not have a history of financially supporting advocacy groups, such as AMOS or Smart Growth. He said that the City shares the goals behind the requests, but the agencies' proposals lacked specificity.

Council Member Goodman recommended that funding be set aside for the goals proposed by AMOS and Smart Growth.

Moved by Goodman, seconded by Popken, to approve \$20,000 to deal with two major goals: climate change education and sustainability, as practiced by similarly sized cities with the funding source to be determined.

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

Moved by Mahayni, seconded by Goodman, to approve funding in the amount of \$25,000 to subsidize operations at the Hunziker Youth Sports Complex.

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

Moved by Rice, seconded by Mahayni, to approve funding in the amount of \$15,000 for the Ames Historical Society.

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

Moved by Popken, seconded by Goodman, to approve funding in the amount of \$18,000 for Public Art Commission.

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

Moved by Larson, seconded by Mahayni, to approve funding up to an additional \$3,500 for the FACES celebration in both FY 2007/08 and FY 2008/09.

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

Moved by Goodman, seconded by Rice, to designate the source of funding for the Student Year-End Celebration to be the 2007/08 Council Contingency.

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

Moved by Goodman, seconded by Rice, to designate the funding source for climate change education and sustainability to be the FY 2007/08 Council Contingency.

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

Moved by Goodman, seconded by Mahayni, to designate the funding source for the operations subsidy for the Hunziker Youth Sports Complex to be the FY 2008/09 Local Option Tax Fund.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Mahayni, to designate the funding source for the allocation to the Ames Historical Society as the 2008/09 Local Option Sales Tax.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Mahayni, to designate the funding source for the allocation to the Public Art Commission to be the 2008/09 Local Option Sales Tax.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Mahayni, seconded by Goodman, to designate the funding source for the additional \$3,500 allocation for the FACES celebration to be the Hotel/Motel Tax Fund for both 2007/08 and 2008/09.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Mahayni, seconded by Popken, to approve the proposed budget amendments for FY 2007/08.  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Popken, to set March 4, 2008, as the date of public hearing on the proposed budget amendments for FY 2007/08.  
Vote on Motion: 6-0. Motion declared carried unanimously.

**APPROVAL OF PROPOSED BUDGET FOR FY 2008/09, AS AMENDED:** (Motion made during the budget hearing on February 4, 2008.)  
Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Popken, to set March 4, 2008, as the date of final public hearing on the proposed budget for FY 2008/09.  
Vote on Motion: 6-0. Motion declared carried unanimously.

The meeting recessed at 8:14 p.m. and reconvened at 8:20 p.m..

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

**CALL TO ORDER:** Mayor Campbell called the Regular Meeting of the City Council to order at 8:20 p.m.

**VEISHEA 2008:** Megan Todd and Kyle Peterson, VEISHEA General Co-Chairs, gave the history of VEISHEA. Adam Theis and Dan Determan described activities that will be occurring on April 6 through 13, 2008. It was stated that the stage will be on the west side, facing east away from the residential area. Emphasis will again be on providing students with late-night entertainment options during the weekend. One of the activities attended by over 3,500 students last year was the midnight pancake feed held on both Friday and Saturday nights. This tradition will be continued this year and a walking taco feed will be added on Saturday night. VEISHEA charges students \$3 for all-you-can-eat pancakes and \$3 for a walking taco. The total cost will be

approximately \$19,000. Financial support from the City in the amount of \$6,300 was requested. Mr. Peterson emphasized that all plans are tentative at this time and subject to approved by Iowa State University administrators. Street closures will be requested at the Council's meeting of February 26, 2008.

Moved by Mahayni, seconded by Goodman, to refer to staff the request for funding in the amount of \$6,300 for the VEISHEA 2008 pancake feed.

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

**CONSENT AGENDA:** Moved by Goodman, seconded by Mahayni, to approve the following items on the Consent Agenda:

1. Motion approving payment of claims
2. Motion approving minutes of the regular meeting of January 22, 2008, and special meetings of January 19, February 1, 4, 5, and 6, 2008
3. Motion approving certification of civil service applicants
4. Motion accepting Report of Contract Change Orders for January 16-31, 2008
5. Motion approving renewal of the following beer permits/liquor licenses:
  - a. Class B Liquor - Holiday Inn Ames, 2609 University Boulevard
  - b. Class C Liquor & Outdoor Service Privilege - Dublin Bay, 320 South 16th Street
  - c. Class C Liquor & Outdoor Service Privilege - West Towne Pub, 4518 Mortensen Road
  - d. Class C Liquor - New Tradewinds Lounge, 115 Fifth Street
  - e. Class C Beer - Fareway Stores, Inc., 619 Burnett Avenue
6. Motion approving new Class E Liquor License with B Wine and C Beer Permits for Wal-Mart Supercenter #4256, 534 South Duff Avenue, pending passing of final Building, Fire, and Sanitation Inspections
7. Motion approving 5-day Class C Liquor License for Olde Main Brewing Company for an event on February 16 at 2321 North Loop Drive
8. Motion authorizing submission of grant application to/participation in Governor's Traffic Safety Bureau to support additional overtime traffic enforcement
9. Motion accepting 2007 Resource Recovery Annual Report
10. RESOLUTION NO. 08-031 confirming appointment of GSB Senator Peter Holleman to fill vacancy on Ames Transit Agency Board of Trustees
11. RESOLUTION NO. 08-033 approving Urban Revitalization Tax Exemption requests for 2008
12. RESOLUTION NO. 08-034 authorizing Mayor to sign economic development assistance agreements with Ag Leader Technology, Inc., and Iowa Department of Economic Development
13. RESOLUTION NO. 08-035 awarding contract to Burmeister Electric of Fort Dodge, Iowa, for Padmount Distribution Transformers in the amount of \$82,506 plus applicable sales taxes
14. RESOLUTION NO. 08-036 approving amendment to Engineering Services Agreement with DGR and Associates for new Elevated Water Storage Tank
15. RESOLUTION NO. 08-037 approving partial completion of public improvements for Wal-Mart Subdivision and reducing security
16. RESOLUTION NO. 08-038 accepting final completion of 2006/07 Water System Improvements  
Roll Call Vote: 6-0. Resolutions declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**PUBLIC FORUM:** Joe Rippetoe, 419 Pearson Avenue, Ames, spoke again about Wolford Development being in default of terms of the Developer's Agreement. He pointed out that Wolford Development is now 70 days late. Mr. Rippetoe advised that Dillard's had canceled its

agreement with Wolford Development. He said that the City Attorney has recommended that the City Council take some type of action. According to Mr. Rippetoe, Kohl's would like to build a store on S. 16<sup>th</sup> Street, and the Council's failure to act is preventing the addition of a new commercial retailer and costing the City an important retail opportunity. Mr. Rippetoe told the Council that its continued lack of action is a loser for Ames. He suggested that the Council move to rezone the affected land to Industrial.

**HUMAN SERVICES CAMPUS:** Assistant City Manager Sheila Lundt requested approval of a contract for professional services to assist with the original Human Services Campus Feasibility Study. The City received only one bid; that was from RDG Rudi Lee Dreyer.

Ms. Lundt advised that time is of the essence since several organizations are currently needing additional space. The City was advised today that the ACPC Board of Directors met yesterday and unanimously approved being part of this project. At this time, it is believed that six organizations definitely want to be involved in this project; however, Letters of Intent need to be signed by March 1, 2008. It needs to be determined, relatively quickly, how much space is needed. Also, the fundraising committee for this venture needs to have specifics for their efforts to move forward and be successful.

The major aspects of the contract will include:

1. Developing Code analysis and site utilization plans
2. Providing a general condition assessment of the church structure
3. Verifying agencies' needs and preparation of space assignment options
4. Developing pre-design opinions of construction costs (for fund-raising basis)
5. Preparing Site Development Plan and architectural elevations necessary for Special Use Permit application
6. Assisting with meetings with neighbors and interested members of the public
7. Preparing a final report

According to Ms. Lundt, to move forward, agencies needing a combined total of at least 35,000 square feet must be identified, and agencies need to confirm their participation by the first part of March. Compatibility issues also need to be worked out. If Community Development Block Grant funds are going to be utilized to help fund this effort, those decisions must be made by March.

Council Member Larson pointed out that much depends on obtaining a Special Use Permit for the proposed site, and things could also change based on the input received at the neighborhood meetings. He said that the price of the feasibility study is set not to exceed \$30,000, but it could be that, early in the process, it would become evident that the project would not be possible at the church location. Bill Dreyer, RDG, explained that the study needs to be done to resolve many issues; however, if it is determined early in the process that the project is not feasible, the study would cease. Concerning price of the proposed site, Ms. Lundt indicated that an appraisal has been done.

Frankee Oleson, United Way of Story County, 215 Clark Avenue, Ames, stated that the United Way Board of Directors did approve funds to assist with this project; it is anticipated those funds would be used for a fund-raising feasibility study.

Council Member Larson recommended that the agencies confirm their participation by the City Council's February 26, 2008, meeting. It was noted that a report on the usage of CDBG funds was to be made at that meeting.

Moved by Doll, seconded by Mahayni, to adopt RESOLUTION NO. 08-039 approving a Professional Services Contract with RDG Rudi Lee Dreyer at a cost not to exceed \$30,000 (from the Local Option Sales Tax Fund) for a continued feasibility study of a Human Services Campus.

Council Member Goodman indicated that he does support funding this study, but not before the City's role specifically regarding CDBG funding is known. He would prefer to table this issue until February 26 when the report on CDBG funding is presented. Council Member Mahayni pointed out that this is a big project with many steps. The feasibility study is a necessary step to define the project. It was his belief that CDBG funding would only constitute approximately 10% of the total project cost. Council Member Larson said he thought that the consultants would not begin the study until after the Letters of Intent are signed.

Council Member Popken asked to know the consequences of approving the contract tonight if it becomes clear by February 26 that the project is not feasible. Ms. Lundt said that the project would not go forward. Council Member Rice emphatically urged the Council to approve the contract at this meeting. He prefers that the City show its continued commitment to the project. Council Member Mahayni concurred.

Roll Call Vote: 5-1. Voting aye: Doll, Larson, Mahayni, Popken, Rice. Voting nay: Goodman. Resolution declared adopted, signed by the Mayor, and hereby made a portion of these minutes.

#### **ORDINANCE REVISIONS REGARDING TERMS OF APPOINTMENTS FOR BOARDS**

**AND COMMISSIONS:** City Attorney Doug Marek reminded the Council that on January 8, 2008, they were provided with a recommendation for amendments to the Municipal Code that would standardize the terms of appointment to boards and commissions. At that meeting, the Legal Department was directed to prepare ordinances that would amend the Code to allow reappointment of members for two consecutive full terms of three years.

According to Mr. Marek, boards and commissions were provided copies of the recommended changes and asked to comment. Two commissions responded with suggestions. The Human Relations Commission suggested clarifying provisions for special one-year terms of appointment, and the draft ordinance was revised to specify that the "term limits" of two consecutive terms applied only to three-year terms and not to one-year terms. The ordinance pertaining to the Parks and Recreation Commission was similarly revised. The Historic Preservation Commission recommended that members be eligible for up to three consecutive full terms rather than two, and that, following an absence from the Commission for one year, a person would again be eligible for appointment. Since the recommendation to allow for a third consecutive term was contrary to Council's direction and since all current members of the Commission remain eligible for reappointment under the terms of the draft ordinance, it was not revised.

Moved by Mahayni, seconded by Goodman, to pass on first reading an ordinance amending the terms of appointments for the Building Code Board of Appeals, Electric Utility Operations

Review & Advisory Board, Board of Electrical Examiners & Appeals, Historic Preservation Commission, Human Relations Commission, Human Relations Commission–Hearing Officers, Human Relations Commission– Investigative and Conciliation Officers, Parks & Recreation Commission, Planning & Zoning Commission, and the Plumbing & Mechanical Board.

It was noted that suspension of the rules and adoption of these ordinances had been requested so that they could be published prior to appointments to boards and commissions being made on March 4, 2008. Because the City Council members had just received the ordinance language late in the day today, it was not believed that the rules should be suspended and the ordinances adopted at this meeting. The Mayor indicated that she would like the ordinances to be in effect by March 4, 2008, when the appointments are to be approved by the City Council. In order to facilitate that, Mayor Campbell recommended that the final readings and adoption be placed on the Council’s workshop agenda of February 19.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Doll, to pass on first reading an ordinance amending Section 2.10 of the Municipal Code regarding general appointment authority for administrative agencies, boards, and commissions.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Goodman, seconded by Doll, to adopt RESOLUTION NO. 08-040 approving a revision to the terms of appointment for the Public Art Commission.

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

**CITY COUNCIL GOALS FOR 2008-2010:** City Manager Schainker reminded the Mayor and City Council members that the facilitator had recommended that they apply a “sanity check” to their goals before they were formally adopted.

Council Member Popken suggested that, under the second bullet under “Go Green,” it would be best to add language to indicate that the program will be explored, and if City staff determines that it is not feasible, staff would so advise the City Council. Other members of the City Council felt that that was implied.

Council Member Larson added that he felt it was important for the City Council to meet on a more frequent basis to discuss its goals and objectives. At that time, updates would be given by City Manager Schainker as to the tasks.

Moved by Popken, seconded by Goodman, to approve the City Council goals for 2008-10.

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

**161-kV TRANSMISSION LINE:** Electric Services Director Donald Kom explained the need for easements due to expire in February and March 2008 to further the proposed route of the 161-kV Transmission Line. He also advised that the Ruling on the route is being reviewed by the Iowa Utilities Board.

Moved by Mahayni, seconded by Goodman, to adopt RESOLUTION NO. 08-041 authorizing

exercise of options to acquire easements on the proposed route of the 161-kV Transmission Line in the amount of \$43,788.

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

**AQUATIC CENTER:** Parks and Recreation Director Nancy Carroll explained that staff is recommending that the general contractor be required to include, as part of the bid submission, a separate qualification form related to constructing the basin structures for the new aquatic center. This was also the recommendation of the architect/engineering firm retained by the City. City Manager Schainker explained that the Council was only approving the concept of the requirement, not the exact wording to be in the plans and specifications. Ms. Carroll said that staff does not believe this requirement will be a disadvantage to the bid process; it will help ensure that the City hires a responsible, competent contractor.

Council Member Larson asked if the City had talked to the architect or engineer about have a pre-qualification procedure for the subcontractors in advance of the actual bid letting. Ms. Carroll advised that there had been discussion with the architect on whether the contractor qualification information should be submitted 14 days prior to the bid due date or with the bid. Mr. Larson said that, from past experience, he would suggest that the City receive the information in advance. City Attorney Marek said he was familiar with other cities that have had specialized projects, and they will have an advanced deadline with objective prequalification criteria. Council Member Larson said a list then can name the prequalified bidders.

Moved by Larson, seconded by Popken, to instruct City staff to ask the architect to build into the new aquatic center plans and specifications a pre-qualification procedure based on objective criteria for both the basin and mechanical systems (i.e., constructed three of comparable size to the City's within the past five years) and designating that the pre-qualification be submitted to the architect 14 days prior to the bid due date.

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

**LITTERING ORDINANCE:** City Attorney Marek explained that two different ordinances related to littering had been adopted; one is specific to tobacco products, but it currently does not include parks.

Moved by Popken, seconded by Goodman, to direct the City Attorney to draft an amendment to the Littering Ordinance to include parks and parking lots.

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

**CITY HALL DOORS:** Moved by Mahayni, seconded by Doll, to adopt RESOLUTION NO. 08-042 approving State Historical Society Grant contract with local match.

Council Member Larson asked if there were stipulations placed on the grant funding to require that all doors be included. Public Works Director John Joiner advised that all the doors need to be done at the same time. Council Member Goodman said that it would be more fiscally responsible to replace only the doors that needed replacement at this time. He asked if the State could be asked if all the doors could be purchased and installed, as needed.

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. 08-043 approving the Agreement with RDG Rudi Lee Dryer for architectural services in the amount of \$27,000.  
Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**SECURITY SYSTEM IMPROVEMENTS FOR WATER TREATMENT PLANT:** Moved by Larson, seconded by Goodman, to adopt RESOLUTION NO. 08-044 approving single-source solicitation and awarding a contract to The Baker Group of Des Moines, Iowa, in the amount of \$49,000 for Security System Improvements for Water Treatment Plant.  
Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**RAW WELL WATER TRANSMISSION PIPELINE PROJECT:** Christina Murphy, Assistant Director of Water and Pollution Control, gave the background for this project. She advised that the pipeline will serve all customers of the Water Utility by providing increased reliability and redundancy for the raw water delivery system. It will increase the available raw water capacity.

Ms. Murphy indicated that the Notice of Intent provided to the City Council would be amended to list the location of the public hearing. She advised that an open house concerning this project had been held on November 27, 2007, and the potentially affected property owners were invited. There will be a total of 11 property owners affected, and all will be receiving notification of the public hearing date as well as detailed information about the project. The process to obtain the necessary easements was detailed by Ms. Murphy. It is hoped that plans and specifications for this project will be approved in July 2008. Construction of the pipeline is planned to begin in October 2008, and it is likely to take one year to complete. Ms. Murphy gave the location of the proposed route. It is hoped that voluntary agreements on the purchase of easements can be reached; if not, eminent domain procedures would move forward.

Moved by Goodman, seconded by Mahayni, to adopt RESOLUTION NO. 08-045 approving the Notice of Intent to commence the Raw Well Water Transmission Pipeline public improvement project, setting March 25, 2008, as the date of public hearing, and authorizing staff to send notification to all affected property owners.  
Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**HEARING ON GRAND AVENUE EXTENSION - UNDERGROUND LINE RELOCATION PROJECT:** Mayor Campbell opened the public hearing. No one wished to speak, and the hearing was closed.

Moved by Mahayni, seconded by Doll, to adopt RESOLUTION NO. 08-046 approving final plans and specifications and awarding a contract to Ames Trenching of Ames, Iowa, in the amount of \$19,280.  
Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these minutes.

**ORDINANCE REZONING PROPERTY LOCATED AT 329 SOUTHEAST 5<sup>TH</sup> STREET:**  
Moved by Mahayni, seconded by Doll, to pass on second reading an ordinance rezoning property located at 329 Southeast 5<sup>th</sup> Street from "A" (Agricultural) to "HOC" (Highway-Oriented



Commercial).

Roll Call Vote: 6-0. Motion declared carried unanimously.

**COMMENTS:** Moved by Goodman, seconded by Popken, to request staff to have a conversation with Wheatsfield Grocery regarding pursuing a Facade Grant as an avenue for partially funding its expansion project.

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

Moved by Popken, seconded by Goodman, requesting City staff to look into the Ames City Auditorium marquee idea presented initially during the Town Budget Meeting.

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

**ADJOURNMENT:** Moved by Doll, seconded by Goodman, to adjourn the meeting at 10:20 p.m.

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Diane Voss, City Clerk

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Ann H. Campbell, Mayor