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MINUTES OF THE PROCEEDINGS  
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 23  
December 5, 2016

The Burlington City Council met in regular session at 5:30 p.m. in the Thomas J. Smith Council Chambers, City Hall with Mayor McCampbell, Council Members Davidson, Fleming, Scott and Wilson present.

BURLINGTON CITY COUNCIL

CONSENT AGENDA: To the Public:

All matters listed under Item I., Consent Agenda, having been discussed were considered to be routine by the City Council and were enacted by one motion. There was no separate discussion of these items. If discussion was desired, that item was removed from the Consent Agenda and was considered separately.

Introduced By: Wilson            Seconded By: Davidson

MOTION: To approve all items listed under Item I., Consent Agenda.

DISCUSSION: Mayor McCampbell reviewed the items listed on the consent agenda to the viewing audience. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

HEARINGS:

1. Statement: Consideration of the Sale of Property Locally Known as 227 South 9<sup>th</sup> Street, City of Burlington, Iowa, with Conditions

COMMENTS: The Development and Parks Director stated that the property at 227 South 9<sup>th</sup> Street was acquired by the City through the court system as an abandoned building. He reviewed details of the home with the Council and the viewing audience. He reviewed the following conditions for the sale of the property: The Affordable Housing Restrictive Covenants (property shall remain owner-occupied for not less than three years upon residency of the property and the purchaser shall meet the income level of 80% of the median income for Des Moines County. He stated that defective items shall be repaired as needed. A licensed plumber and electrician shall inspect and sign off that such items in the property meet or are brought up to code. Sidewalks along South 9<sup>th</sup> Street and parking areas shall be improved to meet current code standards as

necessary. Off-street parking shall accommodate two vehicles on the property. All permits shall be received and codes shall be met, as applicable, for work and occupancy of the home. Purchaser shall maintain property and yard and hold insurance on such property upon approval of sale by the City Council. Work shall be initiated within 60 days and completed within 180 days of approval by the City Council. An extension of 180 days may be granted if significant progress is made. Failure to meet time frames may result in forfeiture of sale and purchase; with resale of the property by the City. He stated that the quit claim deed shall be transferred to purchaser upon substantial completion of renovation of the residential home. Mayor McCampbell led an auction for the Sale of Property Locally Known as 227 South 9<sup>th</sup> Street, City of Burlington, Des Moines County, Iowa. Southeast Iowa Housing, Inc. of 211 North Gear Ave., Suite 100, West Burlington, IA was the high bidder at \$1,500.00. The City Manager stated that the group SURGE (Sustainable Urban Revitalization and General Empowerment) has been working with the South Hill Neighborhood Association, local business people, Harmony Bible Outreach, Young House, Southeast Iowa Regional Planning Commission and the Chamber on home ownership at an affordable price. He stated that this home was a good fit for that. He stated that Southeast Iowa Regional Planning Commission was looking at spending approximately \$63,000.00 to fix up the home and would be working with local banks for down payment assistance, helping with a financial credit score and how to maintain a home. He stated that this is a long term effort. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Wilson  
Motion to Close

Seconded By: Scott

CARRIED

Introduced By: Wilson

Seconded By: Scott

Motion to Amend Exhibit "C" of the Resolution Approving the Sale of Property Locally Known as 227 South 9<sup>th</sup> Street, City of Burlington, Iowa that the Property be Sold to Southeast Iowa Housing, Inc. in the amount of \$1,500.00

DISCUSSION: None.  
(VOTE: 5 - "AYES")

CARRIED

Introduced By: Wilson

Seconded By: Scott

Resolution Approving Sale of Property Locally Known as 227 South 9<sup>th</sup> Street, City of Burlington, Iowa, with Conditions

DISCUSSION: None.  
(VOTE: 5 - "AYES")

ADOPTED

2. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 159, Mechanical Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 159, Mechanical Code of the City of Burlington Municipal Code. He stated that the proposed Ordinance consisted of moving from the 2012 National Mechanical Code to the 2015 National Electrical Code along with minor changes. He also stated with the International Residential Code under Chapter 154 will apply to one and two family dwelling units for mechanical code requirements unless otherwise stated. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Davidson      Seconded By: Wilson  
Motion to Close

CARRIED

Introduced By: Davidson      Seconded By: Scott  
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 159, Mechanical Code of the City of Burlington Municipal Code

DISCUSSION: None.  
(VOTE: 5 - "AYES")

CARRIED

ORDINANCES:

Introduced By: Scott      Seconded By: Davidson

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code from the first reading. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Scott      Seconded By: Davidson

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

DISCUSSION: None.  
(VOTE: 5 - "AYES")

CARRIED

Introduced By: Scott      Seconded By: Davidson

3. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of

Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code from the first reading. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Scott                      Seconded By: Wilson

4. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Scott                      Seconded By: Davidson

5. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code from the first reading. City Council Member Scott stated that the proposed Ordinance Amending Various Sections of Chapter 170, Zoning Code was a great move on the City's part. Council Member Davidson agreed with Council Member Scott. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Scott                      Seconded By: Wilson

6. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

RESOLUTION:

Introduced By: Fleming                      Seconded By: Wilson

1. Resolution of Support for the Environmental Protection Agency Voluntary Long-Term Stormwater Planning Technical Assistance

DISCUSSION: The Assistant City Manager for Public Works stated that the proposed

Resolution provides City Council support of the Environmental Protection Agency's Long-term Storm Water Technical Assistance. He stated that the grant was for \$150,000.00. He stated that there will be a conference call next week to start Burlington's kickoff. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

COMMENTS FROM AUDIENCE: Dean Phenise of Northern Drive applauded the Council for budgeting for the replacement of Mt. Pleasant Street bridge. He stated that he would like to see Cascade bridge replaced also. He stated that Apollo School needed to be torn down. He stated that the City plows did a good job this past weekend plowing the snow. He wished everyone a Merry Christmas. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 6:02 p.m.

Approved: December 19, 2016

Kathleen P. Salisbury, MMC  
City Clerk

Shane A. McCampbell  
Mayor

(See recording on file in the office of the City Clerk for complete discussion and documentation.)

ITEM I.  
Consent Agenda

FINANCES AND MISCELLANEOUS

Minutes of Previous Meetings  
Payroll and City Claims

BEER, LIQUOR, WINE AND CIGARETTES

REPORTS AND BONDS

RESOLUTIONS:

1. Resolution Approving Nuisance Abatements for Various Properties
2. Resolution Approving Purchase of an International Truck Chassis for the Wastewater Treatment Facility
3. Resolution Approving Purchase of a New Dump Body with Tarp System for the Wastewater Treatment Facility
4. Resolution Approving an Amended 28E Agreement Between the City of Burlington, Iowa and the City of West Burlington, Iowa for Sanitary Sewer Conveyance and Treatment

SET DATE FOR PUBLIC HEARING: DECEMBER 19, 2016

1. Consideration of an Ordinance Amending Various Sections of Chapter 162, Fire Prevention Code of the City of Burlington Municipal Code