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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 11
June 5, 2006

The Burlington City Council met in regular session at 7:00 p.m. in Thomas J. Smith Council Chambers, City Hall with Mayor Edwards, Council Members Campbell, Ell, Scott and Thomas present.

BURLINGTON CITY COUNCIL

PROCLAMATIONS:

- * Juneteenth Day - Terry Allen and Roy Smith
- * US Army Birthday - Staff Sergeant Holloway

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 not separate discussion of these items. If discussion was desired, that item was removed from the Consent Agenda and was considered separately.

Introduced By: Scott

Seconded By: Thomas

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

DISCUSSION: Mayor Edwards reviewed the items listed on the consent agenda to the viewing audience. Council Member Ell announced those individuals appointed to various City commissions and boards. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES)

CARRIED

HEARING:

1. Statement: Consideration of Plans and Specifications for the 2006 Sunnyside Avenue HMA Resurfacing Project

COMMENTS: The Public Works Director reviewed with the City Council and the viewing audience the plans and specifications for the 2006 Sunnyside Avenue HMA Resurfacing Project.

He stated that the project would commence 560 feet east of Roosevelt Avenue to Osborn Street.

The budget amount available was \$1,036,000.00 with the construction estimate of \$1,380,000.00. Funding for the project would be as follows: \$794,000.00 in Surface Transportation Program funds; \$182,000.00 in General Obligation Bonds; \$43,000.00 in sanitary sewer funds and \$17,000.00 in local option sales tax monies. He stated that the Iowa Department of Transportation would receive bids

on June 20, 2006 with the with the City Council awarding the project on July 3, 2006. Construction would take place during the summer/fall 2006 with the project being constructed in four-phases and would remain open during the resurfacing project.

Dick Benne of 2125 Sunnyside Avenue urged the Council to save the five trees in front of

his property. He suggested that the curb be set out 18 inches from the trees thus preventing the elimination of the trees. The Public Works Director stated that the project had to meet a 200-foot stopping sight distance for a street with a speed of 30 miles per hour. He stated that the west two trees would have to be removed as the City uses State and Federal standards which the Council has approved for the City. He further stated that a street project cannot be redesigned at a City Council Meeting. The City Forester stated that his job was assessing trees for the City of Burlington. He stated that the roots of the trees will be impacted during construction, it is just uncertain as to how much damage will be done to the trees. Ron Snyder of CRISP urged the City Council to save as many of the trees as possible. After considerable discussion by the City Council, the City Manager suggested that the City Council move ahead with the project and have the City Forester look at the trees and make a judgement as to whether the three trees needed to be removed at the time of construction. All present had opportunity to speak and nothing additional was in the office of the City Clerk.

Motion to Close

CLOSED

Introduced By: Ell

Seconded By: Scott

Resolution Approving Plans and Specifications for the 2006 Sunnyside Avenue HMA Resurfacing Project

DISCUSSION: None.
(VOTE: 5 - AYES)

ADOPTED

ORDINANCES:

Introduced By: Thomas Seconded By: Scott

1. Motion for Final Adoption of an Ordinance Amending the Official Zoning Map

for the City of Burlington, Iowa by Rezoning the Property Located at the Southwest Corner of Summer Street and Hillary Street from C-1 (Limited Commercial Zoning District) to R-1 (Single-Family Residential Zoning District)

DISCUSSION: The City Manager stated that there were no changes to the Ordinance Amending the Official Zoning Map for the City of Burlington, Iowa by Rezoning the Property Located at the Southwest Corner of Summer Street and Hillary Street from C-1 (Limited Commercial Zoning District) to R-1 (Single-Family Residential Zoning District) from the second 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: Thomas Seconded By: Scott

2. Motion for Final Adoption of an Ordinance Amending Chapter 160 Abandoned or Unsafe Buildings to Include Structures Identified as Meth Homes

DISCUSSION: The City Manager stated that there were no changes to the Ordinance Amending Chapter 160 Abandoned or Unsafe Buildings to Include Structures Identified as Meth Homes from the second 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: Campbell Seconded By: Thomas

3. Motion for Final Adoption of an Ordinance Amending the Land Use Section of the Comprehensive Plan and Future Land Use Map for the City of Burlington

DISCUSSION: The City Manager stated that there were no changes to the Ordinance Amending the Land Use Section of the Comprehensive Plan and Future Land Use Map for the City of Burlington from the second reading. Council Member Thomas stated that he watched a documentary about the war on meth in Franklin County, Missouri that was very interesting. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES) CARRIED

COMMENTS FROM AUDIENCE: None.

Adjournment: 8:40 p.m.
9, 2006

Approved: June 1

Kathleen P. Salisbury, MMC
City Clerk

Mike Edwards
Mayor

(See tapes 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 Demolition/Nuisance Abatements for Various Properties
2. Resolution Authorizing Extension of CEBA Contract with Alfacomma America and the Iowa Department of Economic Development
3. Resolution Awarding Contract for the 2006 City of Burlington Public Improvement Project, Aeration Tank No. 2 Concrete Beam Restoration

SET DATE FOR PUBLIC HEARING: JUNE 19, 2006

1. Consideration of A Loan Agreement in a Principal Amount Not to Exceed \$4,600,000.00 and the Date for the Sale of Not to Exceed \$4,600,000.00 General Obligation Refunding Bonds

APPOINTMENT:

Library Board of Trustees - Tammy Washington