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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 13
July 3, 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

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: Campbell 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

RESOLUTIONS:

Introduced By: Ell Seconded By: Scott

1. Resolution Authorizing the Purchase Agreement of Winegard Drive, West of the Roosevelt Frontage Road and East of the Intersection with Cottonwood Court

DISCUSSION: The City Manager stated that the proposed Resolution authorizes the purchase agreement between the City of Burlington and Huckleberry Entertainment,

LLC for Winegard Drive, located west of the Roosevelt Avenue frontage road and east of the intersection with Cottonwood Court for the development of a casino adjacent to the Fun City complex. He stated that there will still be a required public hearing on the sale of Winegard Drive at a later date. The Development Director stated that the City has applied for RISE funding to be used to build a

replacement road that will connect to Cottonwood Court, Mt. Pleasant Street and the frontage road. That portion of the project will be placed on hold until the City hears that RISE funding for the project has been granted. He stated that the reason for bringing forth the purchase agreement was to give Randy Wiegand the ability to get his casino project started and completed by the spring of 2007. He reviewed all the conditions of the purchase agreement. He further stated that the specified portion of Winegard Drive could be closed within 48 hours of approving the Resolution. He also explained that the current location of the Fun City offices will need to be demolished for the casino and will be rebuilt at a different location. Council Member Thomas questioned if anyone has spoken with Autumn Heights about access to their property. The Development Director stated that he has spoken with the Autumn Heights Board last week and there were plans to trade property with Randy Winegard at some point. All

present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES) ADOPTED

Introduced By: Thomas Seconded By: Scott

2. Resolution Approving the Final Plat of Stonegate Crossing Subdivision

DISCUSSION: The Development Director reviewed with the City Council and the viewing audience the final plat of Stonegate Crossing Subdivision. He stated that Pierson, Inc.

purchased outlot C of Diewold Subdivision from Diewold Plaza Trust and created one

lot (approximately .81 acres) to be used for commercial purposes. He further stated that there were six conditions to the final plat approval. 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: None.

Adjournment: 7:15 p.m. Approved: July 17, 2006

Kathleen P. Salisbury, MMC Mike Edwards
City Clerk 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 Awarding Contract for the 2006 Sunnyside Avenue HMA Resurfacing Project

2. Resolution Approving an Agreement with the Iowa Department of Transportation for Maintenance and Repair of Primary Roads in Municipalities

SET DATE FOR PUBLIC HEARING: July 17, 2006

1. Consideration of an Ordinance Amending Section 65.32 Vicious Domestic Animals of Chapter 65 Animal Control

APPOINTMENTS:

Southeast Iowa Regional Airport Authority - Charles Walsh