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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 21
November 6, 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: Scott

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. 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 Issuance of \$6,520,000.00 Urban Renewal Tax Increment Revenue Bonds, Pledging to the Payment Thereof Funds and Portions of Taxes Created Pursuant to the Authority of Subsection 2 of Section 403.19 of the

Code of Iowa and Providing for the Securing Thereof All for Urban Renewal Purposes of the City of Burlington, Iowa

COMMENTS: The Deputy City Manager stated that Rex Ramsay of Piper Jaffray was present if Council had any questions in regard to the sale of issuance of \$6,520,000.00 Urban Renewal Tax Increment Revenue Bonds. He stated that the City received only one bid from Northland Securities with a net interest rate of

6.62%. He stated that the monies would be used as follows: approximately \$600,000.00 for grant incentive to keep local manufacturer Dresser Rand in Burlington; \$353,000.00 for street improvement at the Flint Ridge Business Park;

\$230,000.00 for interest payments and the remaining monies of approximately \$5,000,000.00 for the Manor Revisited Project. Leon Shahan of 1821 Mt. Pleasant

Street questioned what the City s debt limit was. The Deputy City Manager explained that only general obligation bonds apply to the City s debt limit. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Thomas Seconded By: Scott

Motion to Close

CARRIED

Introduced By: Thomas Seconded By: Scott

Resolution Authorizing the Issuance of \$6,520,000.00 Urban Renewal Tax Increment Revenue Bonds, Pledging to the Payment Thereof Funds and Portions of Taxes Created Pursuant to the Authority of Subsection 2 of Section 403.19 of the Code of Iowa and Providing for the Securing Thereof All for Urban Renewal Purposes of the City of Burlington, Iowa

DISCUSSION: None.
(VOTE: 5 - AYES)

ADOPTED

2. Statement: Consideration of an Ordinance Vacating and Selling the North 10-Foot Portion of Arch Street Right-of-Way Located Between North 9th Street and North 10th Street Right-of-Ways

COMMENTS: The Development Director reviewed with Council and the viewing audience the proposed Ordinance Vacating and Selling the North 10-Foot Portion of Arch Street Right-of-Way Located Between North 9th Street and North 10th Street Right-of-Ways. He stated that Burlington Community School District was requesting the vacation and sale for a new parking lot at North Hill School. He

stated that the City would sell the vacated property for \$1.00 but the property would revert back to the City for \$1.00 if they end up not using the property. He further stated that parking would remain on North 9th Street. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Ell
Motion to Close

Seconded By: Scott

CARRIED

Introduced By: Ell
Motion for Preliminary Adoption of the First Reading of an Ordinance Vacating and Selling the North 10-Foot Portion of Arch Street Right-of-Way Located Between North 9th Street and North 10th Street Right-of-Ways

Seconded By: Scott

DISCUSSION: None.
(VOTE: 5 - AYES)

CARRIED

3. Statement: Consideration of an Ordinance Rezoning Property Located at 823 North 6th Street from R-4, Multi-Family Residential to C-1, Limited Commercial Zoning District

COMMENTS: The Development Director reviewed with Council and the viewing audience the proposed Ordinance Rezoning Property Located at 823 North 6th Street from R-4, Multi-Family Residential to C-1, Limited Commercial Zoning District. He stated that Roger Nevling was requesting the rezoning of the four medical offices which were located on one-lot. He stated that the City Clerk received a written objection from Rick and Rita Bronson concerned with decrease in property values; noise; increased traffic; lack of parking and future expansion in the commercial zone. He explained that each expansion would be looked at separately by the Planning and Zoning Commission and the area was limited commercial zoning which would be offices not a general commercial area. He further stated that the Planning and Zoning Commission unanimously approved the rezoning. Council Member Campbell questioned if there was adequate parking.

The Development Director stated that under the zoning regulations as long as the owners do not increase their building by more than 50% they have adequate parking. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Scott
Motion to Close

Seconded By: Thomas

CARRIED

Introduced By: Scott
Motion for Preliminary Adoption of the First Reading of an Ordinance Rezoning
Property Located at 823 North 6th Street from R-4, Multi-Family Residential to
C-1, Limited Commercial Zoning District

Seconded By: Thomas

DISCUSSION: None.
(VOTE: 5 - AYES)

CARRIED

RESOLUTION:

Introduced By: Scott
1. Resolution Approving Twinning Agreement Between the City of Burlington and
Teolo (Republic of Italy)

Seconded By: Edwards

DISCUSSION: Council Member Scott stated that the local Sister Cities
Organization and Grow Greater Burlington Convention and Visitors Bureau have
been working on an agreement with Teolo, Republic of Italy for approximately
seven years. He explained that the organization focused on Italy because of the

relationships that the City currently has with Italian companies in Burlington
such as Cobo International, Alfacomma America and Borghi USA. He further stated

that the Mayor and representatives would be in Burlington during the spring of
2007 to sign the twinning agreement. 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: Leon Shahan of 1821 Mt. Pleasant Street stated that he
found it appalling what the City was doing to the residents of Flint Hills
Manor. He further stated that Burlington did not need more retail businesses
and was suspicious that no business people in Burlington have spoken up in
regard to handing over millions of dollars to have a new retail business. Becky

Shockley presented the City Council with a petition requesting immediate
corrective actions to reduce the amount of train horn noise by taking
appropriate measures to construct a quiet zone for the trains that travel
through downtown Burlington for placement in the fiscal year 2007-2008 budget.
The following people spoke in favor of the quiet zone: John Billups of 801 North

5th Street, Dan Hoffman of 537 Summer Street and Jack Atteberry of 1801 South
Main Street. Many of those who spoke felt the train horn noise was an economic
development issue in the downtown area. They stated that many property owners
wanting to develop upper-story apartments and are unable to rent out apartments
and office facilities due to the noise. Council Member Scott stated that
Downtown Partners, Inc. has formed a committee to devise recommendations for the

City Council. Mayor Edwards stated that he could not guarantee that the quiet
zone would make it into the fiscal year 2007-2008 budget. Jack Atteberry of
1801 South Main Street requested the City change the school crossing area at
James Madison Middle School as a student was recently hit and had to have
surgery on his ankle. He stated that the buses park in front of the school
which narrows down the parking for parents picking up their children. The City
Manager stated that he would have the Public Works Director meet with the
Burlington Community School District and look at the parking/cross walk
situation. All present had opportunity to speak and nothing additional was
filed in the office of the City Clerk.

Adjournment: 7:48 p.m.

Approved: November 20, 2006

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 Final Acceptance, Final Payment and Release of Retention Monies for the 2005 West Burlington Avenue Paving Project
2. Resolution Approving Final Acceptance, Final Payment and Release of Retention Monies for the 2006 City of Burlington Public Improvement Project, Aeration Tank No.2 Concrete Beam Restoration
3. Resolution Approving Purchase of a Type 1 Ambulance for the Burlington Fire Department

SET DATE FOR PUBLIC HEARINGS: November 20, 2006

1. Consideration of Sale of 1712 Division Street
2. Consideration of Budget Amendment No. 1 for Fiscal Year 2006-2007 Budget