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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 2
January 18, 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

PRESENTATION:

Check from Community Foundation of Des Moines County, Jerry Parks

DISCUSSION: Jerry Parks presented a check in the amount of \$500.00 to the City of Burlington on behalf of the Community Foundation of Des Moines County. He stated that the Foundation was established in 2007 in Des Moines County. He stated that the funds could be used for anything in the City such as a project, infrastructure or an event that attracts people to Burlington or improves the appearance of the community. Mayor McCampbell and the Council thanked the Community Foundation of Des Moines County for their donation. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

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: Fleming Seconded By: Scott

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. Council Member Davidson 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

ORDINANCE:

Introduced By: Wilson

Seconded By: Davidson

1. Motion for Final Adoption of an Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of the Properties at 623 and 627 Acres Street, Burlington, Iowa

DISCUSSION: The Development and Parks Director stated that there were no changes to the Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of the Properties at 623 and 627 Acres Street, Burlington, Iowa from the second reading. He reviewed with Council and the viewing project details of the vacation and sale of the alley. Greg Martin of 629 Acres Street asked if the portion of the alley that would be sold to Lori Parker would be brought up to Code or could she could place rock on the alley. The Development and Parks Director stated that there was no Code on the grade and she would be allowed to place gravel on existing gravel alleys and she could have a gravel driveway for the first 20-feet from the alley. He stated that she could not have a gravel driveway from Acres Street onto the back of her property as it would have to be paved. Council Member Scott stated that it will be a challenge for Lori Parker, but she would be able to do this whether the Council sells the vacated alley to her or not. Mayor McCampbell stated that the vacation and sale of the alley makes sense to him. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

RESOLUTION:

Introduced By: Scott

Seconded By: Davidson

1. Resolution Approving Final Acceptance, Final Payment and Release of Retention Monies for CDBG Facade Project Continued from the December 21, 2015 City Council Meeting

DISCUSSION: The Development and Parks Director stated that the contractor has completed the work for the CDBG Downtown Facade Project. He stated that the proposed Resolution approves final acceptance of the project, final payment and release of retention monies in thirty days, which allows for any claims or liens that may be filed during the thirty days. The City Manager stated that the Resolution was continued from the December 21, 2015 City Council meeting due to complaints from owners about the final billing statements. He stated that City staff held a few meetings to investigate any possible errors. He stated that the original bid was higher so each owner was allowed to pare down the scope of the work to minimize the cost of the project. He stated that some property owners added to the scope of the work. He stated that the property owners were unaware that due to making changes to the project would involve extra engineering and design costs that they were responsible for. Mayor McCampbell asked if the increases were being absorbed by everyone. The City Manager stated that those costs were dispersed on a pro-rated basis. He stated that those costs that could be line-item by a specific property owner were billed to those property owners and the remainder was on a proportion of the overall bid cost that the property owner had. He stated that the City will absorb the \$20,000.00 cost for the bonding.

The Development and Parks Director stated that the \$20,000.00 was already paid by the City in the first bill. Council Member Scott asked whose fault it was. The City Manager stated that the City paid Southeast Iowa Regional Planning Commission \$25,000.00 to administer the CDBG grant, but did not have them do the entire thing. He stated that in the future the City would be more specific with the Southeast Iowa Regional Planning Commission when administering grants for the City. He stated that the City does not have anyone on staff that is qualified to administer grants. Council Member Scott asked what fund the \$20,000.00 would come from. The City Manager stated that the \$20,000.00 that the City would be taking over would come from the local option sales tax fund under the general economic development projects or could be funded in the general fund. 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: 6:07 p.m.

Approved: February 1, 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

RESOLUTION:

1. Resolution Approving Purchase of a 2016 F550 Truck with Utility Box for Public Works, Street Division

SET DATE FOR PUBLIC HEARINGS: FEBRUARY 1, 2016

1. Consideration of an Ordinance Rezoning the Property Locally Known as 509 Melrose Court from R-2, Single Family Residential to C-2, General Commercial Zoning District
2. Consideration of an Ordinance Amending Ordinance No. 3166 and Ordinance No. 3105 by Eliminating the Requirements for a Landscape Buffer
3. Consideration of Plans and Specifications for the 2016 HMA Resurfacing of Memorial Park Road and Plank Road Project in the City of Burlington, Iowa

APPOINTMENTS:

Construction Board of Appeals: Tim Brown

Human Rights Commission: J. R. Ritters

Sports Authority Commission: Bob Fleming

Zoning Board of Adjustment: Dianne Lerud-Chubb