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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 3
February 1, 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. Boy Scout Troop No. 40 led the Council in the Pledge of Allegiance.

BURLINGTON CITY COUNCIL

MAYOR'S AWARDS:

- * Stephanie Stuecker
- * Annette Crowner

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: Scott

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. Council Member Davidson announced those individuals appointed to various City commissions and boards. Council Member Wilson requested the removal of the Resolution Approving Nuisance Abatements for Various Properties from the consent agenda for discussion at the close of the meeting. 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 an Ordinance Rezoning the Property Locally Known as 509 Melrose Court from R-2, Single Family Residential to C-2, General Commercial Zoning District

COMMENTS: The Development and Parks Director stated that HyVee Food Store has requested the rezoning of property locally known as 509 Melrose Court from R-2, Single Family Residential to C-2, General Commercial. He stated that HyVee has purchased the Headstart building and plans on expanding their operations to include a new gas station and car wash. He stated that the car wash will be located behind the gas station with the entrance on the east and exit where the dryers will be located on the west. He stated that the present gas station would be demolished, which will allow for more parking and the driveway into HyVee would be realigned with Aldi's driveway. He stated that the City Planning Commission voted 6-0, with one person abstaining to recommend approval of the requested rezoning with conditions. He stated that the conditions were as follows: a 40-foot wide landscape buffer shall be located on the east side of the property along Melrose Court and shall be located within 250-feet of Agency and the future land use map will be amended from Low Density Residential to Commercial. Kasie Bonjour, Director of Real Estate for HyVee, stated that HyVee was in support of the conditions of the rezoning. Council Member Wilson stated that the layout with the blowers facing HyVee was a good idea. Council Member Davidson stated that the location of the present gas station was a congested area. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Scott

Seconded By: Davidson

Motion to Close

CARRIED

Introduced By: Scott

Seconded By: Wilson

Motion for Preliminary Adoption of the First Reading 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

DISCUSSION:

(VOTE: 5 - "AYES")

CARRIED

2. Statement: Consideration of an Ordinance Amending Ordinance No. 3166 and Ordinance No. 3105 by Eliminating the Requirements for a Landscape Buffer

COMMENTS: The Development and Parks Director stated that the proposed Ordinance Amending Ordinance No. 3166 and Ordinance No. 3105 by Eliminating the Requirements for a Landscape Buffer along the east side of the current HyVee located at 3140 Agency Street in order to buffer the residentially zoning to the east at 509 Melrose Court. He stated that with the proposed rezoning and the new gas station and car wash the landscape buffer would be moved to the east side of the property, which would buffer the residentially zoned property from the commercially zoned property. He stated that the City Planning Commission voted 6-0, with one person abstaining to recommend approval of the requested amendment and the new location of

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

Introduced By: Fleming Seconded By: Davidson

Motion to Close

CARRIED

Introduced By: Fleming Seconded By: Scott

Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Ordinance No. 3166 and Ordinance No. 3105 by Eliminating the Requirements for a Landscape Buffer

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

3. Statement: Consideration of Plans and Specifications for the 2016 HMA Resurfacing of Memorial Park Road and Plank Road Project in the City of Burlington, Iowa

COMMENTS: The Public Works Director reviewed with Council and the viewing audience the Plans and Specifications for the 2016 HMA Resurfacing of Memorial Park Road and Plank Road Project in the City of Burlington, Iowa. He stated that the project was a joint project with Des Moines County. He stated that the City's share of the funding would be funded with the City's annual HMA Fund. Council Member Scott asked if there were any additional information on the sink hole located on the east side of Memorial Park Road approximately 400 ft. from the intersection of Plank Road and Memorial Park Road. The Public Works Director stated that Public Works would continue to monitor it and if it gets worst, it will have to be addressed. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Wilson Seconded By: Fleming

Motion to Close

CARRIED

Introduced By: Wilson Seconded By: Scott

Resolution Approving Plans and Specifications for the 2016 HMA Resurfacing of Memorial Park Road and Plank Road Project in the City of Burlington, Iowa

DISCUSSION: None.

(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Wilson Seconded By: Scott
Resolution Approving a Memorandum of Understanding Between Des Moines County,
Des Moines County Secondary Roads and the City of Burlington for the Resurfacing of
Memorial Park Road and Plank Road

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

ADOPTED

RESOLUTIONS:

Introduced By: Davidson Seconded By: Fleming
1. Resolution Authorizing Acceptance of Offer for City Bridge Funding

DISCUSSION: The Public Works Director stated that the State of Iowa has extended an offer of City Bridge Funding in an amount of \$1,000,000.00 for the Mt. Pleasant Street Bridge. He stated that the estimated cost of the project was more than \$5,000,000.00. If stated that if the City Council was interested in receiving the \$1,000,000.00 a letter will need to be sent by the Mayor to accept the funds or a letter needs to be sent rejecting the funds. He stated that after October 2016 the City could start drawing the funds. He stated that the plans would be for a concrete bridge with two-lanes and a 5 ft. sidewalk on each side of the bridge. The City Manager stated that the City would start to receive RFQ's the spring of 2016 with design work taking place late summer or early fall of 2016 with construction starting 2017. Council Member Davidson asked how the project would be funded. The City Manager stated the Mt. Pleasant Street Bridge was located in a TIF area, so it was eligible for TIF funding or by releasing value over the course of the next year. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Wilson Seconded By: Scott
2. Resolution Approving Nuisance Abatements for Various Properties

DISCUSSION: The Development and Parks Director stated that an ash tree was removed and the property owner has requested several more weeks to come up with the funds to pay for the cost of removing the tree without having the lien placed on their property taxes. Mayor McCampbell stated that he was always glad to see the City helping those that need more time to come up with the funds. Council Member Wilson made a motion to Remove Abatement No. T-102 from the Resolution Approving Nuisance Abatements for Various Properties. Council Member Scott seconded the motion. The motion to remove Abatement No. T-102 was unanimously approved. All present had opportunity to speak and nothing additional was filed in the office of the City

Clerk.
(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Wilson Seconded By: Scott

3. Motion to Remove Abatement No. T-102 from the Resolution Approving Nuisance Abatements for Various Properties

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

CARRIED

COMMENTS FROM AUDIENCE: None.

Adjournment: 5:59 p.m.

Approved: February 16, 2016

Kathleen P. Salisbury, MMC

Shane

City Clerk

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 Final Acceptance, Final Payment and Release of Retention Monies for the 2015 HMA Resurfacing Project
2. Resolution to Establish a New Fee and Charge Schedule at Burlington RecPlex

SET DATE FOR PUBLIC HEARINGS: FEBRUARY 16, 2016

1. Consideration of Sale of Property Locally Known as 1417 Thul Street with Conditions, City of Burlington, Des Moines County, Iowa
2. Consideration of an Ordinance Vacating and Selling a Portion of South 14th Street Right-of-Way Located Adjacent to 1800, 1802 and 1804 South 15th Street and Adjacent to 1408 Harrison Avenue, Burlington, Iowa
3. Consideration of an Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of 1325 Iowa Street, Burlington, Iowa
4. Consideration of a Resolution Authorizing a Permanent Encroachment Agreement with Hope Haven Area Development Center for Encroachment into City Right-of-Way at 617 Jefferson Street, Burlington, Iowa
5. Consideration of a Resolution Adopting the Des Moines County Hazard Mitigation Plan

APPOINTMENTS:

City Planning Commission: Becky Anderson
Low Rent Housing Agency: Melissa Foster and Lisa Minor