

Introduced By: Thomas Seconded By: Scott

Motion for Preliminary Adoption of the First Reading 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 Hedge Avenue from C-1 (Limited Commercial) to R-2 (Single-Family Residential Non-Traditional) Zoning District

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

CARRIED

2. Public Hearing, Consideration of an Ordinance Amending the Official Zoning Map for the City of Burlington, Iowa by Rezoning the Properties Located at 1001 Maple Street and 400 Summer Street from R-4 (Multi-Family Residential) to C-1 (Limited Commercial) Zoning District

COMMENTS: The Development Director stated that the proposed rezoning of 1001 Maple Street (Hazell Insurance Company) and 400 Summer Street (a new and used furniture store) from R-4 (Multi-Family Residential) to C-1 (Limited Commercial)

would now match the City's Comprehensive Plan. He stated that the businesses have been in existence for many years. All present had opportunity to speak and

nothing additional was filed in the office of the City Clerk.

Introduced By: Campbell Seconded By: Scott

Motion to Close

CARRIED

Introduced By: Campbell Seconded By: Scott

Motion for Preliminary Adoption of the First Reading of an Ordinance Amending the Official Zoning Map for the City of Burlington, Iowa by Rezoning the Properties Located at 1001 Maple Street and 400 Summer Street from R-4 (Multi-Family Residential) to C-1 (Limited Commercial) Zoning

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

CARRIED

ORDINANCE:

Introduced By: Campbell Seconded By: Scott

1. To Amend Section 17.100 Purpose; 17.34.102 Goals; 17.34.103(8) Public View; Section 17.34.104 Review; 17.34.105 Standards and 17.34.106 Regulations of the Ordinance Amending the Zoning and Subdivision Regulations of Title 17, City of Burlington Development Program of the Burlington Municipal Code by Adding Chapter 17.34 Architectural Design Guidelines

DISCUSSION: The Development Director reviewed the proposed amendment to the Architectural Design Guideline Ordinance with Council and the viewing audience.

Roy Gillette of 7075 Hunt Road stated that his property was located in the City limits but was zoned agriculturally. He stated that he presently owns two metal

machine sheds and plans on residing his barn with metal. The Development Director stated that any land currently used agricultural would be exempt. Gary

Fenton, owner of various properties on Mt. Pleasant Street stated that he was against the proposed Ordinance that would restrict the type of materials, such as metal for use on commercial properties. The Development Director stated that

if a building was facing a street it would need to be dressed up. He stated that during a site plan review there would be an opportunity for the placement

of shrubs, etc. After considerable discussion by the City Council, various amendments were approved and the proposed Ordinance was final adopted. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - â AYESâ)

CARRIED

Introduced By: Scott

Seconded By: Ell

2. To Amend Chapter 17.34 by Adding a Section 17.34.106 (4) Agriculture. Exemption for Agricultural Purposes.

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

CARRIED

Introduced By: Scott

Seconded By: Thomas

3. To amend Section 17.34.107 (2.a. ii.) of Chapter 17.34 by eliminating the word â roofâ .

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

CARRIED

Introduced By: Scott

Seconded By: Thomas

4. Motion for Final Adoption of an Ordinance Amending the Zoning and Subdivision

Regulations of Title 17, City of Burlington Development Program of the Burlington Municipal Code by Adding Chapter 17.34 Architectural Design Guidelines Continued from the September 4, 2007 City Council Meeting

DISCUSSION: None.

(VOTE: 4 - â AYESâ CAMPBELL, ELL, MURRAY AND SCOTT

1 - â NAYâ THOMAS)

CARRIED

RESOLUTION:

Introduced By: Murray Seconded By: Scott

1. Resolution Approving Final Plat of Curran Subdivision

DISCUSSION: The Development Director reviewed with Council and the viewing audience the final plat of Curran Subdivision. He stated that the final plat would modify the boundaries of the five existing lots and would not require any new public improvements. He stated that now the properties would have off-street parking. All present had opportunity to speak and nothing additional

was filed in the office of the City Clerk.

(VOTE: 5 - â AYESâ)

CARRIED

COMMENTS FROM AUDIENCE: John Fenton of 1332 Griswold Street stated that he read on a blog that Iowa Code Chapter 330A.5 states that an elected official or full-time paid employee of a member municipality is not eligible for appointment

to the Airport Authority Board. The City Manager stated that he would have to review Iowa Code on the issue. John Fenton further questioned how much money the City of Burlington has invested in the aquatic park including operating costs. The City Manager stated that the City had partnered with Randy Winegard for the project for \$1,800,000.00. He stated that approximately \$280,000.00 has

been paid to date on the note for principal/interest. He further stated that the City was not responsible for operating costs or any infrastructure expense.

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

Adjournment: 8:09 p.m.

Approved: October 1, 2007

Kathleen P. Salisbury, MMC
City Clerk

William L. Ell
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 Outdoor Service Area for Liquor License for Burlington Steamboat Days, Inc. dba/Burlington Steamboat Days for Event on September 21, 2007
2. Resolution Approving Demolition/Nuisance Abatements for Various Properties
3. Resolution Approving Fiscal Year 2006-2007 Street Finance Report, Road Use Tax
4. Resolution Authorizing the Filing of an Application for State of Iowa Safe Routes to School Funds for Pedestrian Improvements to Sunnyside Avenue
5. Resolution Authorizing the Filing of an Application for State of Iowa Statewide Transportation Enhancement Funds for Acquisition and Construction Costs for Phase One of the City of Burlington's Portion of the Flint River Recreation Trail
6. Resolution Authorizing the Filing of an Application for Iowa Federal Recreational Trails Funds for Acquisition and Construction Costs for Phase One of the City of Burlington's Portion of the Flint River Recreation Trail
7. Resolution Awarding Memorial Auditorium Electrical Work for the Stage Rigging System
8. Resolution Approving Final Acceptance and Final Payment for Demolition and Removal of Phase II Structures at Manor Revisited Project
9. Resolution Approving Final Acceptance and Final Payment for Demolition and Removal of Phase IV Structures at Manor Revisited Project

SET DATE FOR PUBLIC HEARING: OCTOBER 1, 2007

1. Consideration of an Ordinance Amending Section 158.11 License Board Created of Chapter 158 Plumbing Code of the Burlington Municipal Code

APPOINTMENTS:

Environmental Protection Board - Darven Kendall