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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Special Meeting No. 1
January 2, 2008

The Burlington City Council met in special session at 4:30 p.m. in the Thomas J. Smith Council Chambers with Mayor Ell, Council Members Davidson, Murray, Scott and Thomas present.

SPECIAL MEETING NOTICE ACKNOWLEDGED

Swearing in of New Council Members (by City Clerk)

Council Members Ell and Murray were sworn in as Council Members by the City Clerk.

NOMINATIONS FOR MAYOR: (by Mayor Ell)

DISCUSSION: Council Member Davidson nominated Council Member Ell for Mayor, seconded by Council Member Scott. Council Member Davidson stated that Council Member Ell had been doing a great job as Mayor and would like to see him continue. There were no other nominations for Mayor. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

MOTION: Introduced By: Murray Seconded By: Scott
That nominations for Mayor be closed

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

MOTION: Introduced By: Scott Seconded By: Thomas
To eliminate the balloting process for Mayor

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

MOTION: Introduced By: Murray Seconded By: Scott
To approve Ell as Mayor for two-year term

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

SWEARING-IN MAYOR: (by City Clerk)

Council Member Ell was elected and sworn in as Mayor by the City Clerk for a two-year term.

NOMINATIONS FOR MAYOR PRO-TEM: (by Mayor Ell)

Council Member Murray nominated Council Member Thomas for Mayor Pro-Tem, seconded by Council Member Scott. Council Member Thomas declined the nomination for Mayor Pro-Tem and nominated Council Member Murray, seconded by Council

Member Scott. Council Member Thomas stated that he declined the nomination as Council Member Murray was the top vote getter at the election and he wanted to see him be the Mayor Pro-Tem. He stated that it was a pleasure serving the City

as Mayor Pro-Tem. There were no other nominations for Mayor Pro-Tem. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

MOTION: Introduced By: Davidson Seconded By: Scott
That nominations for Mayor Pro-Tem be closed

DISCUSSION: None.
(VOTE: 5 - â AYESâ)
CARRIED

MOTION: Introduced By: Davidson Seconded By: Thomas
To eliminate the balloting process for Mayor Pro-Tem

DISCUSSION: None.
(VOTE: 5 - â AYESâ) CARRIED

MOTION: Introduced By: Davidson Seconded By: Scott
To approve Murray as Mayor Pro-Tem for two year term

DISCUSSION: None.
(VOTE: 5 - â AYESâ) CARRIED

SWEARING-IN MAYOR PRO-TEM: (by City Clerk)

Council Member Murray was elected and sworn in as Mayor Pro-Tem by the City Clerk for a two-year term.

STATEMENTS: (by new Mayor and Mayor Pro-Tem)

DISCUSSION: Mayor Ell stated that he was pleased the other Council Members have displayed their confidence in him to serve as Mayor. He stated that he would work hard to live up to their expectations and the expectations of the citizens of Burlington. Mayor Pro-Tem Murray stated that he appreciated the City Council having the confidence in him to appoint him to the position of City Council and also for nominating and electing him as Mayor Pro-Tem. He pledged to serve the Council and the citizens of Burlington to the best of his ability. He

stated that public service was about serving. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

STATEMENTS: (by all Council Members)

DISCUSSION: Council Member Davidson stated that the City Council has a lot on their plate the next few months. He stated that he was looking forward with excitement about serving the citizens of Burlington. Council Member Thomas stated that the City Council would be spending a lot of their time the next few months in searching for a new City Manager. He stated that he would miss the City Manager. He thanked the City Manager for his service. He also stated that he was excited about serving with the new City Council. He further thanked everyone for the support he received in the loss of his father. He stated that as a son, it was hard to lose his father as he was everything to him. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

RESOLUTION OF APPOINTMENT:

Introduced By: Scott Seconded By: Davidson

1. Resolution Reappointing City Officers at the City of Burlington (City Clerk and City Treasurer)

DISCUSSION: Mayor Ell stated that he had recently heard that the Deputy City Manager who also serves as City Treasurer was celebrating his 30th year with the City. The Deputy City Manager stated that he would be celebrating his 30th year with the City on January 3, 2008. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES) ADOPTED

Introduced By: Scott Seconded By: Thomas

MOTION: To go into Executive Session for the purpose of: To discuss the strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation per State Code, Chapter 21.5.1 (c).

(VOTE: 5 - AYES) CARRIED

Introduced By: Thomas Seconded By: Scott

MOTION: That the Executive Session be adjourned, and the Council go back into Special Meeting.

DISCUSSION: None.

(VOTE: 5 - AYES) CARRIED

Introduced By: Murray Seconded By: Scott

MOTION: To authorize Corporate Counsel to proceed as discussed in closed session regarding matters in litigation or where litigation is imminent.

DISCUSSION: None.

(VOTE: 5 - AYES) CARRIED

Adjournment: 6:27 p.m.

Approved: January 7, 2008

Kathleen P. Salisbury, MMC
City Clerk

William L. Ell
Mayor

(See tape on file in the office of the City Clerk for complete discussion and documentation of the special meeting portion.)