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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 22
November 21, 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 and Wilson present. Council Member Scott was absent.

BURLINGTON CITY COUNCIL

MAYOR'S AWARD:

* MacKenzie Woodsmall Greene

TENURE AWARDS:

* Stephen Hoschek, Fire Captain, 30 Years of Service

* Jeffrey Brown, Streets/Sewers Mtnc Worker II, 30 Years of Service

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: Davidson Seconded By: Fleming

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: 4 - "AYES")

CARRIED

HEARINGS:

1. Statement: Consideration of the Sale of Property Locally Known as 503 Summer Street, City of Burlington, Iowa, with Conditions

COMMENTS: The Development and Parks Director stated that the property at 503 Summer Street was located on the west side of Summer Street and south of Maple Street and south of Vine Street. He stated that the property was acquired by the City through the court system as an abandoned building. He stated that the home was built in 1914. He reviewed details of the home with the Council and the viewing audience. He reviewed the following conditions for the sale of the property: Purchaser shall pay a minimum of \$500 or 10% down (whichever is greater) upon approval of sale. The entire amount shall be paid within 30 days of approval of sale by the City Council. Defective items shall be repaired as needed. A licensed plumber and electrician shall inspect and sign off that such items in the property meet or are brought up to code. Sidewalks along Summer Street and parking areas shall be improved to meet current code standards as necessary. Off-street parking shall accommodate two vehicles on the property. All permits shall be received and codes shall be met, as applicable, for work and occupancy of the home. Purchaser shall maintain property and yard and hold insurance on such property upon approval of sale by the City Council. Work shall be initiated within 60 days and completed within 180 days of approval by the City Council. An extension of 180 days may be granted if significant progress is made. Failure to meet time frames may result in forfeiture of sale and purchase; with resale of the property by the City. He stated that the quit claim deed shall be transferred to purchaser upon substantial completion of renovation of the residential home. Mayor McCampbell led an auction for the Sale of Property Locally Known as 503 Summer Street, City of Burlington, Des Moines County, Iowa. Charles Hester of 419 South Starr Street was the high bidder at \$6,000.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Davidson Seconded By: Fleming
Motion to Close

CARRIED

Introduced By: Davidson Seconded By: Wilson
Motion to Amend Exhibit “C” of the Resolution Approving the Sale of Property Locally Known as 503 Summer Street, City of Burlington, Des Moines County, Iowa that the Property be Sold to Charles Hester in the amount of \$6,000.00

DISCUSSION: None.
(VOTE: 4 - “AYES”)

CARRIED

Introduced By: Davidson Seconded By: Fleming
Resolution Approving Sale of Property Locally Known as 503 Summer Street, City of Burlington, Des Moines County, Iowa

DISCUSSION: None.
(VOTE: 4 - “AYES”)

ADOPTED

2. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code. He stated that the proposed Ordinance consisted of moving from the 2011 National Electrical Code to the 2014 National Electrical Code along with minor changes. He also stated with the International Residential Code under Chapter 154 will apply to one and two family dwelling units for electrical requirements unless otherwise stated. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Wilson Seconded By: Davidson
Motion to Close

CARRIED

Introduced By: Wilson Seconded By: Fleming
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

3. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code. He stated that the proposed Ordinance consisted of moving from the 2012 National Plumbing Code to the 2015 National Plumbing Code along with minor changes. He also stated with the International Residential Code under Chapter 154 will apply to one and two family dwelling units for plumbing requirements unless otherwise stated. He further stated that water meters are required for buildings connecting to a public water system and controlled by the Burlington Waterworks and their review and regulations. Council Member Davidson asked how the changes get communicated to the public. The Development and Parks Director stated that his department does the best they can through the City's website. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Wilson Seconded By: Davidson
Motion to Close

CARRIED

Introduced By: Wilson Seconded By: Fleming
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

4. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code. He stated that there were three changes to the code: non-conforming structures with the City Planning and Zoning Commission voting 4-0 to recommend approval; zero lot line standards; and zero lot line in R-1. He stated that all the changes were seen as appropriate modifications to the Zoning Code for efficient and approval development of neighborhoods and land in Burlington, particularly for redevelopment of infill lots and continued use of existing structures. Council Member Davidson stated that the changes were a good idea. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Wilson
Motion to Close

Seconded By: Fleming

CARRIED

Introduced By: Wilson Seconded By: Davidson
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 170, Zoning Code of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

RESOLUTIONS:

Introduced By: Fleming Seconded By: Wilson

1. Resolution Approving the Final Plat of Gillette Farm Subdivision

DISCUSSION: The Development and Parks Director reviewed with Council and the viewing audience the final plat of Gillette Farm Subdivision. He stated that the subdivision was located southeast of the airport and had access off of Roosevelt Avenue. He stated that the final plat separates the homestead from the farm. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Fleming Seconded By: Davidson

2. Resolution Approving Maintenance and Operation of Public Infrastructure for Westbrook Estates Phase 2

DISCUSSION: The Assistant City Manager for Public Works stated that the proposed Resolution approves the acceptance for maintenance and operation of the paving, storm sewer and sanitary sewer infrastructure of Westbrook Meadows II Subdivision in accordance with the Subdivision Regulations of the City of Burlington. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Fleming Seconded By: Davidson

3. Resolution to Enter into Agreement with Impact 7G, Inc. Related to a U.S. Environmental Protection Agency Grant Award for Brownfield Assessments and Related Services

DISCUSSION: The Development and Parks Director stated that the City received six RFQ (Request for Qualifications) for the Brownfield Assessments and related services. He stated that the \$400,000.00 grant would be used for assessments of the downtown area for Phase 1 and Phase 2, community wide cleanup and conference attendance by staff. Mike Fisher of Impact 7G of Clive, Iowa, applauded City staff for their work in obtaining the federal dollars for the grant. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

COMMENTS FROM AUDIENCE: Craig Fenton of Transitions DMC reviewed with Council what was happening at the building on Main Street. He stated that they were looking for grants and would appreciate any financial assistance from the City. Laura Liegois, consultant of Municipal Connection Corp. of Muscatine, Iowa, stated that she has been working with Craig Fenton of Transitions DMC. She presented an overview of the grants that have been applied for, the public relations that has taken place and the business update. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 6:55 p.m.

Approved: December 5, 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

RESOLUTIONS:

1. Resolution Authorizing Internal Loan for Clean Up and Paving of Former Dresser Rand Site at 1106 Washington Street
2. Resolution Authorizing Internal Loan for Rehabilitation and Widening of Division Street
3. Resolution Authorizing Internal Loan for Rehabilitation and Widening of Agency Street West of Roosevelt Avenue
4. Resolution Obligating Funds from the Greater Burlington Partnership TIF Rebate Subfund of the City's Urban Renewal Tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Rebate Payments Due to be Paid in the Succeeding Fiscal Year
5. Resolution Obligating Funds from the Winegard TIF Rebate Subfund of the City's Urban Renewal Tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Rebate Payments Due to be Paid in the Succeeding Fiscal Year
6. Resolution Approving Annual Urban Renewal Report
7. Resolution Approving Annual Financial Report
8. Resolution Authorizing Partial Releases of Real Estate Mortgage
9. Resolution Approving the Correction to the Purchase of an Easement from an Unaddressed Lot on South Tenth Street (Pin: 16-08-455-029) for the Construction of Storm Sewer Associated with the 2016 Cascade Watershed Sewer Separation Project, Phase 2
10. Resolution Approving the Correction to the Purchase Agreement for Right-of-Way for Roundabout

11. Resolution Approving the Purchase of a New Fuel Management System for the Public Works Building
12. Resolution Authorizing the Filing of an Application for Water Quality Demonstration Project for Green Alleys in the 300 and 500 Blocks of Jefferson Street

SET DATE FOR PUBLIC HEARING: DECEMBER 5, 2016

1. Consideration of an Ordinance Amending Various Sections of Chapter 159, Mechanical Code of the City of Burlington Municipal Code

APPOINTMENTS:

Flint Hills Golf Course Advisory Committee: Arthur Gordon

Human Rights Commission: Anhton Dang

Parks Advisory Committee: Lindsey Buhmeyer

Riverfront Advisory Committee: Nancy Caviness