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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 23
December 1, 2008

The Burlington City Council met in regular session at 7:00 p.m. in the Thomas J. Smith Council Chambers, City Hall with Mayor Ell, Council Members Davidson, Murray, Scott and Thomas present.

BURLINGTON CITY COUNCIL

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: Thomas Seconded By: Scott

MOTION: To approve all items listed under Item I., Consent Agenda.

DISCUSSION: Mayor Ell reviewed the items listed on the consent agenda to the viewing audience. Council Member Murray 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 - â AYESâ)

CARRIED

HEARING:

1. Statement: Consideration of a Voluntary Annexation of Territory (9295 Koestner Street)

COMMENTS: The City Manager stated that the proposed Resolution provides for the voluntary annexation of territory at 9295 Koestner Street into the City of Burlington. He stated that the voluntary annexation was for a single-family home and would allow the homeowners to receive City services. The Development Director reviewed with the City Council and the viewing audience the proposed area to be voluntary annexed. He stated that staff recommends approval of the annexation. Larry Gantz of 9295 Koestner Street stated that the voluntary annexation would provide him with City services including non-metered water and fire protection. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Murray Seconded By: Scott

Motion to Close

CARRIED

Introduced By: Murray Seconded By: Thomas

Resolution Approving Voluntary Annexation of Territory (9295 Koestner Street)

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

ADOPTED

ORDINANCE:

Introduced By: Davidson Seconded By: Scott

1. Motion for Final Adoption of an Amendment to Ordinance No. 3220, an Ordinance Creating the Sunrise West Planned Unit Development Overlay District, by Making Changes to Section 4. Land Use Requirements and Section 11. Pedestrian Sidewalks

DISCUSSION: The City Manager stated that there were no changes to the Amendment to Ordinance No. 3220, an Ordinance Creating the Sunrise West Planned Unit Development Overlay District, by Making Changes to Section 4. Land Use Requirements and Section 11. Pedestrian Sidewalks from the first and second reading of the Ordinance. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES)

CARRIED

COMMENTS FROM AUDIENCE: Leon Shahan of 1821 Mt. Pleasant Street reminded the City Council of a new law that states that Cities must have a separate budget for Economic Development starting with fiscal year 2009. He further stated his concern for the monies spent each year on economic development. The City Manager stated that the City was presently in fiscal year 2009 and had done a separate budget for Economic Development last year. All present had opportunity

to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:11 p.m.

Approved: December 15, 2008

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 Refund of Wine License for Kum & Go, LC dba/Kum & Go #713
2. Resolution Authorizing the Filing of an Application for FFY 2013 Transportation Enhancement Funds for Development Costs for the City's Portion of the Flint River Trail
3. Resolution Authorizing a Joint Fund-Raising Agreement between the City of Burlington and Des Moines County for the Flint River Trail
4. Resolution to Establish a New Fee and Charge Schedule at Flint Hills Municipal Golf Course
5. Resolution Approving a Preconstruction Agreement with the Iowa Department of Transportation for Highway 61 Improvements North of Burlington
6. Resolution of Support for MetroPlains Development Application for Federal Low Income Housing Tax Credits
7. Resolution Approving Change Order No. 1 for the 2008 Jefferson Street Reconstruction, Main Street to Front Street

SET DATE FOR PUBLIC HEARING: December 8, 2008

1. Consideration of a Grant Application for Salvation Army

APPOINTMENTS:

Airport Authority: Kurt Bangert
Human Rights Commission: Nancy Schulte
Riverfront Advisory Committee: Charlie Walsh
Board of Housing Standards and Appeals: David Haas