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MINUTES OF THE PROCEEDINGS  
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 28  
February 17, 2009

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, Scott and Thomas present. Mayor Ell announced that Council Member Murray would be arriving later due to a parent/teacher conference. Council Member Murray arrived to the City Council meeting at 7:13 p.m.

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: Davidson Seconded By: Thomas

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. He also announced those individuals appointed to various City

commissions and boards. Leon Shahan of 1821 Mt. Pleasant Street requested the removal of the Resolution Authorizing the Filing of an Application with the State of Iowa and Southeast Iowa Regional Planning for Federal Economic Stimulus

Funding for Improvements Along Mt. Pleasant Street between Roosevelt Avenue and Osborn Street on Behalf of the City of Burlington 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: 4 - AYES ) CARRIED

HEARING:

1. Statement: Consideration of Plans and Specifications for the 2009 Gilbert Street Reconstruction Project

COMMENTS: The City Manager stated that Gilbert Street was constructed in the late 1960s early 1970s. He stated that the street runs east and west between Hagemann Avenue and Sunrise West Subdivision. The Public Works Director

reviewed the plans and specifications for the 2009 Gilbert Street Reconstruction

Project with Council and the viewing audience. He stated that the street will be closed during construction which should take approximately 25-30 working days. He stated that the project should be completed by July 31, 2009. He stated that the budget available was \$154,000.00 and the construction estimate was \$149,400.00. Funding for the project would be provided as follows:

\$35,000.00 in local option sales tax monies and \$119,000.00 in general obligation bonds. Bids for the project would be received on March 18, 2009 with the project being awarded on April 6, 2009. David Wiemer of

2216 Gilbert Street thanked the City Council for reconstructing Gilbert Street. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Thomas      Seconded By: Scott  
Motion to Close

CARRIED

Introduced By: Thomas      Seconded By: Scott  
Resolution Approving Plans and Specifications for the 2009 Gilbert Street Reconstruction Project

DISCUSSION: None.  
(VOTE: 4 - AYES )

ADOPTED

RESOLUTIONS:

Introduced By: Scott                      Seconded By: Davidson  
1. Resolution Approving the Final Plat of Deer Pointe I Subdivision

DISCUSSION: The City Manager stated that Deer Pointe I Subdivision was a 2-lot subdivision located in Des Moines County, but within the 2-mile limits of Burlington. The Development Director reviewed the final plat of Deer Pointe I Subdivision with City Council and the viewing audience. Council Member Murray stated that he would abstain from voting as he missed the discussion of the final plat of Deer Pointe I Subdivision. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - AYES      DAVIDSON, ELL, SCOTT AND THOMAS)  
1 - ABSTAIN      MURRAY)

ADOPTED

(Council Member Murray arrived to the meeting at 7:13 p.m.)

Introduced By: Scott                      Seconded By: Thomas  
2. Resolution Authorizing the Filing of a Neighborhood Stabilization Program Grant Application for the City of Burlington, Iowa with the Iowa Department of Economic Development

DISCUSSION: The City Manager stated that the City was applying for a \$575,000.00 Neighborhood Stabilization Grant to the Iowa Department of Economic Development.

He stated that there was no local match. He stated that the item was originally scheduled for consent agenda, but was moved to regular agenda to allow for public comment. The Development Director stated that the monies would

be used to assist in the demolition, redevelopment, rehabilitation of abandoned or foreclosed homes with the City of Burlington. He stated that some of the homes that will be demolished will serve as green spaces for parks. Council Member Davidson asked if the grant monies would be specially used for homes and not businesses. The Development stated that the grant monies would only be used

for homes. Council Member Thomas stated that he liked that there was no local match required and he liked the intent of the grant monies. Council Member Murray asked if there were any stipulations with the grant monies. The Development Director stated that the grant monies would be used for low to

moderate income housing in distressed areas of Burlington. The City Manager stated that one of the goals of the City Council was for a cleanup of the community, which this grant would provide. All present had opportunity to speak

and nothing additional was filed in the office of the city Clerk.

(VOTE: 5 - â AYESâ )

ADOPTED

Introduced By: Ell

Seconded By: Scott

3. Resolution Authorizing the Filing of an Application with the State of Iowa and Southeast Iowa Regional Planning for Federal Economic Stimulus Funding for Improvements Along Mt. Pleasant Street between Roosevelt Avenue and Osborn Street on Behalf of the City of Burlington

DISCUSSION: The City Manager stated that the proposed Resolution authorizes the filing of an application with the State of Iowa and Southeast Iowa Regional Planning for Federal Economic Stimulus Funding Improvements along Mt. Pleasant Street between Roosevelt Avenue and Osborn Street. He stated that a hearing on the plans and specifications would be held at a later date. Leon Shahan of 1821

Mt. Pleasant Street asked if property owners would be assessed for a part of the project. The City Manager stated that it was not an assessment project, but was a part of the Federal Economic Stimulus Program. He stated that the project was

originally scheduled for 2013, but has been moved up due to the stimulus funding. The Public Works Director stated that the project would be 100% funded

with no local match. Leon Shahan of 1821 Mt. Pleasant Street questioned where homeowners would park during construction. The Public Works Director stated that Mt. Pleasant Street would remain open during construction and that Mt. Pleasant Street does not provide for on-street parking. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - â AYESâ )

ADOPTED

COMMENTS FROM AUDIENCE: Robert Walker of 2018 South 12th Street stated that he would like to see the Crime Forum meetings continue. Council Member Murray stated that the Crime Forum Task will be meeting again in the near future. Leon

Shahan of 1821 Mt. Pleasant Street stated his concern with building code set back requirements on older properties, should there be a fire or tornado that destroys a home or accessory building. The Development Director stated that an Overlay Ordinance for the Central corridor of the City was forthcoming in the near future. He stated that he was also working on an Ordinance that deals with

catastrophic type issues. Council Member Thomas applauded staff for being proactive and working on amending the Zoning and Building Codes. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:32 p.m.

Approved: March 2, 2009

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 Demolition/Nuisance Abatements for Various Properties

2. Resolution Approving Final Acceptance, Final Payment and Release of Retention

Monies for the 2008 Market Street Lift Station Valve Replacement

3. Resolution Authorizing the Filing of an Application with the State of Iowa and Southeast Iowa Regional Planning for Federal Economic Stimulus Funding for Improvements Along Division Street from 175 Feet East of the Centerline of Leebrick Street to the West Edge of Marshall Street, and from 145 Feet East of the Centerline of Central Avenue to the West Edge of South 6th Street on Behalf of the City of Burlington

4. Resolution Authorizing the Filing of an Application with the State of Iowa and Southeast Iowa Regional Planning for Federal Economic Stimulus Funding for Improvements Along Leebrick Street Between West Avenue and Division Street on Behalf of the City of Burlington

5. Resolution Approving Contract Between the City of Burlington and Burlington Steamboat Days, Inc. to Provide Beer and Wine Concession Services at Memorial Auditorium, the Port of Burlington and Adjoining Grounds

6. Resolution Awarding Contract for the Design of Phase IV and Phase II of the Flint River Trail

SET DATE FOR PUBLIC HEARINGS: March 2, 2009

1. Consideration of Fiscal Year 2009-2010 Budget

2. Consideration of Budget Amendment for Fiscal Year 2008-2009

APPOINTMENTS:

Low Rent Housing Board - Delbert Diercks