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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 15
August 2, 2010

The Burlington City Council met in regular session at 6:30 p.m. in the Thomas J.

Smith Council Chambers, City Hall with Mayor Ell, Council Members Davidson, Murray and Reed present. Mayor Ell announced that Council Member Fleming was absent due to having some business he had to take care of.

BURLINGTON CITY COUNCIL

PROCLAMATION OF RETIREMENT: Phil Schneider, Firefighter/EMT
PROCLAMATION: National Night Out: Cheryl Brobston

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.

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

(VOTE: 4 - AYES)

CARRIED

RESOLUTION:

1. Resolution Approving Agreement with RJN Group, Inc. for Professional Services

Agreement for Study/Evaluation Work for the Cascade (Mississippi Interceptor) Sewer Basin, and to Prepare an Action/Construction Plan for the Elimination of CSOs in the Basin

DISCUSSION: The City Manager stated that the proposed Resolution approves an agreement with RJN Group, Inc. for professional services for study and evaluation work for the Cascade Sewer Basin and to prepare an action and construction plan for the elimination of CSOs in the basin. He stated that the

City was under a consent decree with the Iowa Department of Natural Resources (DNR) to eliminate the City's combined sewer overflows. He reviewed the process

of hiring RJN Group, Inc. with the City Council and the viewing audience. He stated that total professional services costs are expected to be approximately \$593,000.00, although the professional services agreement establishes unit price

costing so the payment is made on actual volume or quantity of tasks performed.

He stated that all work will be performed via electronic assessment with handheld computers. 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: John Hazell of 505 Main Street stated that Council Member Murray had asked him to come to the City Council meeting to tell what happened to him last week. He stated that he was riding his bike down Maple Street where 30 people were congregating outside and four people came running at

him and knocked him down off of his bike while the crowd cheered them on. He stated that a car happened to come along and shone their headlights on the group

and they stopped. He stated that he was attacked because he was white. He stated that he knew the Police Chief was working on a Loitering Ordinance and that it was needed as there was a problem in Burlington. After considerable discussion by the City Council and the Police Chief, they urged the public to get involved with the National Night Out event and Neighborhood Watch. They stated that the violence has to stop as citizens are afraid to sit on their front porch or ride their bikes. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:03 p.m.

Approved: August 16, 2010

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 Nuisance Abatements
2. Resolution Authorizing the Filing of an Application for Resource Enhancement and Protection (REAP) Program for Construction Costs for Phase I of the Flint River Trail Located in the City of Burlington, Iowa

SET DATE FOR PUBLIC HEARINGS:

1. Consideration of Sale of Property Locally Known as 1503 Agency Street, City of Burlington, Des Moines County, Iowa (August 16, 2010)
2. Consideration of an Ordinance Amending Section 17.20.09 Central Business District of Title 17 Development Program (Zoning Code) of the City of Burlington (August 16, 2010)
3. Consideration of an Ordinance Rezoning Property Located in Second Addition to Strause Subdivision from M-2, Heavy Industrial to M-1 Light Industrial Zoning District (September 7, 2010)