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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 22
November 15, 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, Fleming, Murray and Reed present. Mayor Ell welcomed Boy Scout Troop No. 40 to the City Council Meeting.

BURLINGTON CITY COUNCIL

PROCLAMATION:
Youthbuild Program and Clint Kobelt - Michelle Randall

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: Fleming Seconded By: Reed
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 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: 5 - â AYESâ) CARRIED

RESOLUTION:

Introduced By: Fleming Seconded By: Davidson
1. Resolution Approving Plans and Specifications for the Burlington, Iowa Wastewater Treatment Facility Improvements Project - 2010 Tabled from the October 4, 2010 City Council Meeting

DISCUSSION: Mayor Ell stated that the proposed Resolution Approving Plans and Specifications for the Burlington, Iowa Wastewater Treatment Facility Improvements Project - 2010 was originally tabled from the October 4, 2010 City Council Meeting. He stated that the City Council is still unable to take action

on the Resolution. He stated that the City Manager has suggested that the City Council table the Resolution with no specific date. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Davidson Seconded By: Fleming
2. Motion to Table the Resolution Approving Plans and Specifications for the Burlington, Iowa Wastewater Treatment Facility Improvements Project - 2010

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

COMMENTS FROM AUDIENCE: Tim Scott of 2017 South 15th Street stated that Randy VanNiewaal had contacted City staff about logging 15-acres of his property off of Agency Street. He stated that Randy VanNiewaal had asked staff if he could purchase Remick Street right-of-way and was told that the City did not want to sell the property due to access to the retention tanks and was also told that the City was giving away too much property. Tim Scott asked the Mayor and City Council to check into the matter. The City Manager stated that it was the City's policy to sell property based on square foot price according to surrounding property. Tim Scott also asked if the City would be suing the County over the mix up with the TIF paperwork or if the City should recreate the

TIF district. Mayor Ell stated that he was not in favor of suing the County and

that the City would collect those tax dollars over a period of time, just not right now. Brad Cranston of 501 South Garfield Avenue asked what was the proposed 5% additional tax by Alliant Utilities. The City Manager stated that the City was working on an analysis and looking for more information from Alliant before presenting a report to the City Council about a possible franchise fee with Alliant Utilities. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:00 p.m.

Approved: December 6, 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 for Various Properties
2. Resolution Approving Refund of Liquor License for Monica Smith dba/Dugout Lounge
3. Resolution Approving Final Acceptance, Final Payment and Release of Retention

Monies for the 2009 Summer Street HMA Resurfacing Project

4. Resolution Authorizing the Filing of a Joint Application with Des Moines County FFY 2015 Regional Transportation Program (STP) Funds for Development Costs for the City's Portion of the Flint River Trail

SET DATE FOR PUBLIC HEARINGS: DECEMBER 6, 2010

1. Consideration of a Resolution Authorizing the Certification of a Cultural District for at Least Ten (10) Years to be Named: Historic Downtown Burlington Cultural and Entertainment District
2. Consideration of a Resolution Authorizing the Filing of an Application for Iowa Department of Economic Development for an Owner-Occupied Rehabilitation Grant

APPOINTMENTS:

Riverfront Advisory Committee: Doug Smith and Sidney Carter