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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 12
June 18, 2018

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 Billups, Graham-Murray, Rinker and Wilson present.

BURLINGTON CITY COUNCIL

PROCLAMATION OF RETIREMENT:

* James D. Capps, Street and Sewer Lead Person

MAYOR'S AWARDS:

* Robert Critser

* Rich Johs

MAC GYVER'S AWARD:

* Rich Johs

NATIONAL FIRE ACADEMY PRESENTATION:

* Fire Chief Trexel

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: Rinker

Seconded By: Wilson

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 Wilson 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 - "AYES")

CARRIED

HEARINGS:

1. Statement: Consideration of Plans and Specifications for the 2018 Central and Washington Bridge Repairs

COMMENTS: The Assistant City Manager for Public Works reviewed with Council and the viewing audience the plans and specifications for the 2018 Central and Washington Street Repairs. He stated that \$350,000.00 was budgeted for the project with the estimated cost of the project cost of \$293,000.00. Marlin McKee of 1121 South 12th Street questioned how many times the City was going to fix the Central and Washington Bridge or if the City was going to let it go like Cascade Bridge. Council Member Rinker stated that there will always be repairs. Mayor McCampbell stated that the Council was fixing the bridge and not letting it go. The Assistant City Manager for Public Works stated that most of the issues were due to drainage issues of the design of the bridge. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Rinker
Motion to Close

Seconded By: Graham-Murray

CARRIED

Introduced By: Rinker
Resolution Approving the Plans and Specifications for the 2018 Central and Washington Bridge Repairs

Seconded By: Billups

DISCUSSION: None.
(VOTE: 5 - "AYES")

ADOPTED

2. Statement: Consideration of a Permanent Encroachment Agreement with Tom Wolf for Encroachment into City Right-of-Way at 801 Jefferson Street, Burlington, Iowa

COMMENTS: The Development and Parks Director stated that Tom Wolfe has requested an encroachment into City right-of-way at 801 Jefferson for a ramp and platform into his building. He stated that there would be a 5 ½ ft. walkway area, which meets ADA requirement. 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: Billups

CARRIED

Introduced By: Wilson
Resolution Approving a Permanent Encroachment Agreement with Tom Wolf for Encroachment into City Right-of-Way at 801 Jefferson Street, Burlington, Iowa

Seconded By: Rinker

DISCUSSION: None.
(VOTE: 5 - "AYES")

ADOPTED

ORDINANCE:

Introduced By: Billups Seconded By: Rinker

1. Motion for Final Adoption of an Ordinance Repealing Chapter 122 Peddlers, Solicitors and Transient Merchants and Creating a New Chapter 122 Peddlers, Solicitors, Mobile Food Vendors and Transient Merchants

DISCUSSION: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Repealing Chapter 122 Peddlers, Solicitors and Transient Merchants and Creating a New Chapter 122 Peddlers, Solicitors, Mobile Food Vendors and Transient Merchants. He stated that there were no changes from the first or second readings of the Ordinance. He stated that the new section now has a separate section for mobile food vendors that had previously fallen under peddlers. He stated that under the proposed Ordinance mobile food vendors will fill out an annual application with a location map and any additional areas that they plan to set up for sales would provide for a shorter application with a new location map. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

RESOLUTION:

Introduced By: Graham-Murray Seconded By: Billups

1. Resolution Rejecting City Bridge Funding for Cascade Bridge on South Main Street

DISCUSSION: The Assistant City Manager for Public Works stated that the proposed Resolution rejects City bridge funding for Cascade Bridge located on South Main Street in the amount of \$1,500,000.00 due to lack of City funding for the project at this time. He stated that the City should be able to apply for funding for the project when the City has the available funds for the project. He stated that based off of the condition of the bridge as it is not getting any better, it will likely not lose any points as far as ranking goes with the State. Marlin McKee of 1121 South 12th Street stated that the City Council keeps putting off the replacement of Cascade Bridge. He questioned how much money was being spent on Main Street. The Mayor stated that the TIGER Grant has specific guidelines on what those funds can be used for. The City Manager stated that the TIGER grant has a defined area for Main Street from Central Avenue to Front Street and Main Street from the Library to Angular Street. He stated that Cascade Bridge was scheduled for Fiscal Year 2024. Marlin McKee stated that the City was always coming up with money for resurfacing streets that could go for Cascade Bridge. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

COMMENTS FROM AUDIENCE: Marlin McKee of 1121 South 12th Street suggested that Council extend Broadway Street to West Avenue. The City Manager stated that plans were to extend Broadway Street to West Burlington Avenue. The Assistant City Manager for Public Works stated that the reason Broadway Street could not be extended to West Avenue was due to

drainage issues. Marlin McKee further stated that the City will lose money on the RecPlex as a new RecPlex was being built in the Quad Cities and teams will travel to the Quad Cities over Burlington. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 6:25 p.m.

Approved: July 2, 2018

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 Approving Nuisance Abatements for Various Properties
2. Resolution Approving the Purchase of a Temporary Construction Easement for 1211 Patterson Street (PIN: 11-32-377-021) for the 2017 Patterson Street Erosion Project
3. Resolution Approving the Purchase of a Temporary Construction Easement for 1213 Patterson Street (PIN: 11-32-376-008) for the 2017 Patterson Street Erosion Project
4. Resolution Approving Professional Service Agreement with Snyder and Associates for Preparation of the ICAAP Application
5. Resolution Approving Economic Development Assistance Contract Amendment and Targeted Jobs Withholding Tax Credit Program Contract Amendment for Silgan Containers Manufacturing Corporation from the Iowa Economic Development Authority
6. Resolution Amending Peddler, Solicitor and Transient Merchant License Fees and Adding Mobile Food Vendors Fees
7. Resolution Approving Sports Market Study

SET DATE FOR PUBLIC HEARINGS: JULY 2, 2018

1. Consideration of Sale of Property Locally Known as 209 South Gunnison Street, City of Burlington, Iowa with Conditions
2. Consideration of Plans and Specifications for the 2018 Tama Building Permeable Alley
3. Consideration of Plans and Specifications for the 2018 Depot Whiteboxing

APPOINTMENTS:

Airport Authority: Elizabeth VanVleck-Sally
Civil Service Commission: Mary Saxton
Construction Board of Appeals: Bruce Brockway
Library Board of Trustees: Sarah Goff