

frame to comply by. Council Member McCampbell stated that preventing raw sewage from going into the river was a good thing. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Anderson
Motion to Close

Seconded By: Reed

CARRIED

Introduced By: Anderson
Resolution Approving Plans and Specifications for the 2012 Cascade Watershed Sewer Separation Project, Phase I

Seconded By: Reed

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

2. Statement: Consideration of an Ordinance Rezoning the Properties Locally Known as 2270 and 2280 Florence Avenue to Include a Planned Unit Development (The Masters PUD) Overlay Zone as Allowed by Section 17.20.40 of Title 17 of the

Burlington Municipal Code Continued from the March 5, 2012 City Council Meeting

COMMENTS: The Planning and Development Director stated that the City has received a request from Steven Zager to rezone the properties locally known as 2270 and 2280 Florence Avenue to include a Planned Unit Development (The Masters

PUD) Overlay Zone as allowed by Section 17.20.40 of Title 17 of the Burlington Municipal Code. He stated that the approximately 2-acre development would be located at the end of Florence Avenue and east of Crystal Drive. He presented a general layout of the development, which was approved by the Planning Commission

on January 9, 2012. He further reviewed details of the development with Council and the viewing audience. Those who spoke against the Rezoning were as follows:

Gary Szymula of 2320 Diamond Drive; Steven Haase of 3101 Crystal Drive; Barbara Hahn; Tim Larson of 3104 Crystal Drive and Tony Kanaan of 3112 Crystal Drive. Many of those who spoke were concerned with too much development in a congested area; safety of children due to more vehicle traffic; felt the PUD violates City

Ordinance; too much pavement and not enough green space and water runoff. They urged Council to uphold their rights as property owners. Steven Zager, developer, stated that a detention pond would be constructed for water run off. He also stated that the roadway would be 27 feet wide, which met City Code. He

stated that he had spent a lot of time with the City Engineer in making improvements to his development. He further stated that the research he has done concludes that the patterns of housing for Americans are changing to condominium living. Mayor Davidson asked Steven Zager what their targeted audience was for purchasing the condominiums. Steven Zager stated that his target audience was professionals age 55 plus. He stated that the condominiums would be expensive. He asked the Council for their support of the development.

Council Member McCampbell asked if Steven Zager could promise Tony Kanaan of 3112 Crystal Drive that he would not have to install a second sump pump in his yard as was Tony's concern. Steven Zager stated that he could have the City Engineer look at Tony Kanaan's property. He further stated that the water presently traveling across Tony Kanaan's property at 3112 Crystal Drive was no

coming from his property. He stated that one of the advantages of the development was that he has a plan so he knows where the water is going. He stated that he would be collecting the water in his detention pond. He stated that the rest of the area did not have a plan, which is why they are having a problem with water. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Reed
Motion to Close

Seconded By: McCampbell
CARRIED

Introduced By: Reed
Motion for Preliminary Adoption of the First Reading of an Ordinance Rezoning the Properties Locally Known as 2270 and 2280 Florence Avenue to Include a Planned Unit Development (The Masters PUD) Overlay Zone as Allowed by Section 17.20.40 of Title 17 of the Burlington Municipal Code Continued from the March 5, 2012 City Council Meeting

DISCUSSION: Council Member Reed stated that he was confident that the City Engineer knows how to deal with water runoff. He stated that regarding vehicle safety, he did not look at it any different from someone building four single-family homes that have four teenagers and teenagers visiting those homes.

He stated that there would be just as much traffic. He stated vehicle traffic was a great concern, but the City does not have control over that. Council Member Anderson stated that she understood the anxiety that the homeowners were feeling. She stated that the worst thing that probably ever happened in Burlington was when the freeway was constructed through Burlington and people lost homes and had the freeway in their backyard. She stated that the trend for those that no longer need a big home was to live in a condo. She stated that the

condo would allow people to live by the Golf Club. She stated that she did not feel it will have a negative impact on the neighborhood. She stated that this type of development was a good thing for Burlington. She further felt that the water runoff issue had been answered. Council Member Reed stated that Steven Zager has made changes and compromises to the development. Council Member Fleming stated that he was in favor and he was very excited about the development. He stated that Burlington needs that type of development and he felt the condominiums would sell quickly. He further stated that he did not feel the value of the homes in the area would be lowered due to the development.

Mayor Davidson stated that he would vote in favor to keep the discussion going.

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: Fleming
1. Resolution Approving Final Plat of Hawkeye Estates Subdivision

DISCUSSION: The Planning and Development Director stated that the proposed Resolution provides for the approval of the final plat of Hawkeye Estates Subdivision which is located within the City's two-mile jurisdiction of Burlington. He stated that the subdivision was located south of the airport. He stated that the subdivision was approximately 3.5 acres and the petitioner plans

to split the property into two lots that will be used for two single-family homes. He further stated that the final plat has already been approved by the Des Moines County Supervisors. 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: Stan Stratton of 2809 Shamrock Drive stated that he hoped the sidewalk on Sunnyside Avenue leading to Aldo Leopold Middle School would be set further back than the sidewalks along Irish Ridge Road and Cliff Road. The City Engineer stated that the sidewalks would be approximately eight to 10 feet behind the curb. Stan Stratton stated that he saw students that after exiting a City bus walk in front of the bus, which he felt was very dangerous. The Interim City Manager stated that the children are supposed to walk to the crosswalk to cross streets. He stated that he could let the schools

know. The City Engineer stated that they promote and encourage students to get off the bus and migrate to the curb. He stated that the problem was that some students break the rules. Stan Stratton asked about the status of the Dresser Rand building and also the status of Cascade Bridge. The Interim City Manager stated that demolition proposals for the Dresser Rand building were due on March

20, 2012. He stated that request for proposals went out for Cascade Bridge. Stan Stratton asked if the City Council had made a decision on televising work sessions. Mayor Davidson stated that the general consensus of the Council was to not televise work sessions. Council Member Reed stated that he would like people to come to work sessions to get a better understanding of what was happening. Todd Darnall of 401 Jefferson Street asked the Council to adopt the City of Dubuque's Building Code at their next meeting, which he felt would be

a great tool for development of downtown historic buildings. Mayor Davidson stated that the City was doing research on Dubuque's Building Code. Council Member Anderson asked how long the City would be researching it without the issue fading away. The Planning and Development Director stated that his department was looking at Dubuque's Building Code and would be contacting the City of Dubuque. He stated that he would have it listed as a discussion item at

the April 9, 2012 Work Session. He stated that it was an Ordinance so it would require a set date for public hearing with three readings. Council Member Reed asked if any other Cities in Iowa have adopted Dubuque's Building Code. Bob Gabby of 6262 108th Avenue stated that he was not aware of any Cities within Iowa that was using Dubuque's Building Code. He stated that Dubuque adopted t

he Building Code that was being used by five Cities in Wisconsin. Mary Baker stated her concern for a property located on Market Street across from Clark Field House that has a broken fence. She presented the Council with two pictures she had taken of the property. Council Member Reed stated that the new

City Manager will be looking at various nuisance properties once he starts employment with the City. Mary Baker further asked when Council would be changing Market Street to a two-way street as requested by a developer who recently made improvements to a business. Mayor Davidson stated that Council had made a decision and told the developer that they would not be making Market Street a two-way street. Eric Renteria of 907 High Street asked the Council if they would consider web casting the City Council meetings since so many people in Burlington have satellite dishes instead of cable. Rich Johs, of the IT Department stated that the meetings were being recorded to a DVD media and they were looking at capturing the meeting in a different way and hiring a company to

host it as the City does not have the bandwidth to host it. He further stated

that it would not be happening in the near future. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:56 p.m.

Approved: April 2, 2012

Kathleen P. Salisbury, MMC
City Clerk

Jim Davidson
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 Abatement for Property
2. Resolution Approving Renewal of Taxi Cab/Vehicle for Hire License for Jon Salvador dba/Executive Transportation
3. Resolution Approving Renewal of Taxi Cab/Vehicle for Hire License for Robyn Canova Septer dba/A2Z Taxi and Delivery Service
4. Resolution Approving Renewal of Taxi Cab/Vehicle for Hire License for Dennis Manes dba/Yellow Cab
5. Resolution Approving Purchase of a Chipper/Knuckle Boom Truck for the Parks Department, Forestry Division

SET DATE FOR PUBLIC HEARINGS:

1. Consideration of Sale of Property Locally Known as 524 South Marshall Street, City of Burlington, Des Moines County, Iowa (April 2, 2012)
2. Consideration of Plans and Specifications for the 2012 Black Hawk Elementary Sidewalk Extension (April 16, 2012)

APPOINTMENTS:

Human Rights Commission: Ruby McGraw
Construction Board of Appeals: Bruce Brockway
Riverfront Advisory Committee: Joanne Bauer