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MINUTES OF THE PROCEEDINGS  
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 28  
February 19, 2019

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.

MAYOR'S AWARDS:

- \* Carol Bartles
- \* Vince Copeland
- \* Jason Hutcheson

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: Rinker

Seconded By: Billups

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. Leon Shahan of 1821 Mt. Pleasant Street removed the following Resolutions from the consent agenda for discussion at the close of the meeting: Resolution Approving Urban Revitalization Tax Exemptions Pursuant to Chapter 404 of the State Code of Iowa (Tax Abatements) and the Resolution Approving Extension of Contract for Real Estate Services with Terrus Real Estate Group, LLC for Marketing and Selling the Burlington Police Department Facility Located at 424 North 3<sup>rd</sup> Street. 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

ORDINANCES:

Introduced By: Wilson                      Seconded By: Rinker

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 128, Tree Service Business of the City of Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Various Sections of Chapter 128, Tree Service Business of the City of Burlington Municipal Code from the first reading. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Wilson                      Seconded By: Graham-Murray

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 128, Tree Service Business of the City of Burlington Municipal Code

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Wilson                      Seconded By: Rinker

3. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 151, Trees of the Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Various Sections of Chapter 151, Trees of the Burlington Municipal Code from the first reading. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Wilson                      Seconded By: Graham-Murray

4. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 151, Trees of the Burlington Municipal Code Code

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Graham-Murray                      Seconded By: Wilson

5. Motion for Final Adoption of an Ordinance Amending Ordinance No. 3323, Amending Section F. Applicability of the Plan and Section L. Application Requirements of the Urban Revitalization Plan for the City of Burlington, Iowa

DISCUSSION: The Development and Parks Director stated that there were no changes to the proposed Ordinance Amending Ordinance No. 3323, Amending Section F. Applicability of the Plan and Section L. Application Requirements of the Urban Revitalization Plan for the City of Burlington, Iowa from the second reading. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

RESOLUTIONS:

Introduced By: Billups

Seconded By: Graham-Murray

1. Resolution Awarding Contract for the 2019 DeEdwin and Gladys White Park Renovations

DISCUSSION: The Development and Parks Director stated that four bids were received for the 2019 DeEdwin and Gladys White Park Renovations. He stated that the project would be awarded to the low bidder of Four Seasons Excavating in the amount of \$46,549.50. He stated that existing asphalt resurfacing and playground area will be removed in order to provide additional green space. A new concrete driveway and sidewalks will be installed to provide for access into the park and around the new playground area. He further stated that the renovations should be completed by the Juneteenth event this summer. He also stated that the project was being funded by a Wellmark Grant and Starker Memorial Trust. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Billups

Seconded By: Graham-Murray

2. Resolution Approving Urban Revitalization Tax Exemptions Pursuant to Chapter 404 of the State Code of Iowa (Tax Abatements)

DISCUSSION: Leon Shahan of 1821 Mt. Pleasant Street stated that he would like to know the total amount in urban revitalization tax exemptions (tax abatements). The Director of Administrative Services stated that it was approximately \$500,000.00 in tax abatements and it can be viewed on the City's website. Leon Shahan stated that \$500,000.00 in tax breaks should not be listed on the Consent Agenda for approval, but needs public discussion. He stated that the Council was trying to hide the information from the public. Council Member Rinker stated that the item was discussed in length at the last work session and no one was trying to hide it as it is available on the City's website. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Billups

Seconded By: Graham-Murray

3. Resolution Approving Extension of Contract for Real Estate Services with Terrus Real Estate Group, LLC for Marketing and Selling the Burlington Police Department Facility Located at 424 North 3<sup>rd</sup> Street

DISCUSSION: Leon Shahan of 1821 Mt. Pleasant Street stated that if the former Police

Department was too unsafe to be in then it should be demolished and not be sold. The City Manager stated that the property if sold would have to come up to safety standards prior to the sale of the property. He stated that the property could be either renovated or demolished. Council Member Graham-Murray stated that there would be an inspection prior to the sale of the property. The City Manager stated that there was a bond issue coming up with \$500,000.00 set aside for demolition. He stated that this was a last ditch effort with Southeast Iowa Regional Planning Commission to sell the property. Council Member Wilson stated that if the City went immediately to demolition then people would say why did they not try to sell the building first. 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: Leon Shahan of 1821 Mt. Pleasant Street stated that of the 965 jobs listed in southeast Iowa only 18 jobs pay \$15.00 per hour and three jobs pay \$25.00 an hour. He urged the Council to leave investment banking to the banker. Fred Starling of 517 South 7<sup>th</sup> Street stated his appreciation to the City Council for their support of Martin Luther King Jr. celebration. He also stated that he was glad to see work continuing at Edward and Gladys White Park. Michael Thomes of 800 Hedge Avenue stated that he has a sewer back-up in his basement every time it rains two to three inches. He questioned why South Street sewer was not being upgraded instead of Locust Street Sewer. The City Manager urged Michael Thomes to meet with the Assistant City Manager to Public Works. He stated that the reason for working on Locust Street Sewer was due to it being the smallest portion to work on with an estimated cost of \$5,500,000.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 6:06 p.m.

Approved: March 4, 2019

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 a Contract for Towing Services Between the City of Burlington and Mike Campbell's Towing
3. Resolution Approving Engagement Letter with Piper Jaffray and Company to Serve as Underwriter for Issuance of Sewer Revenue Refunding Bonds, Series 2019B
4. Resolution Authorizing the City of Burlington to Hold the Great River Bridge Race

SET DATE FOR PUBLIC HEARINGS:

1. Consideration of Plans and Specifications for the 2019 Locust Sewer Separation Project (March 4, 2019)
2. Consideration of Fiscal Year 2019-2020 Budget (March 4, 2019)
3. Consideration of a Sewer Revenue Loan Agreement In a Principal Amount Not to Exceed \$6,500,000 (March 18, 2019)

APPOINTMENTS:

City Planning Commission: Becky Anderson  
Tree Advisory Board: Scott Zaiser