

Resolution Approving Sale of Property Locally Known as 1400 South 13th Street,
City of Burlington, Des Moines County, Iowa

DISCUSSION: None.

(VOTE: 5 - AYES)

ADOPTED

2. Statement: Consideration of an Ordinance Amending Various Sections of Title
17, Development Program (Zoning Code) of the Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the
viewing audience the highlights of the proposed Ordinance Amending Various
Sections of Title 17, Development Program (Zoning Code) of the Burlington
Municipal Code. Leon Shahan of 1821 Mt. Pleasant Street stated his concern that

should his home be hit by a tornado that he would be unable to build due to
setback restrictions. He further questioned if the proposed Ordinance would
prevent him from working on his own vehicle. The Mayor stated that the proposed

Ordinance would not prevent citizens to work on their own vehicle at their
residence. The Development and Parks Director stated that if an entire block
were destroyed the City would need to look at setbacks. The following citizens
stated their concern for prohibiting repair or assembly of vehicles or equipment

with internal combustion engines or large appliances as follows: Kevin Long of
1909 Orchard Street; Webb Alignment Service and Lyn Payne. They stated that
they would like to remain in their vehicle repair business. They further urged
the Council to support small business. All present had opportunity to speak and

nothing additional was filed in the office of the City Clerk.

Introduced By: Fleming Seconded By: Reed
Motion to Close

CARRIED

Introduced By: Fleming Seconded By: Reed
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending
Various Sections of Title 17, Development Program (Zoning Code) of the
Burlington Municipal Code

DISCUSSION: Council Member Reed stated that America was built on small business
and he felt those citizens that have a home occupation of vehicle repair should
be allowed as long as they do not create a nuisance. Council Member Anderson
stated that she comes from a long line of entrepreneurs. She questioned the
Development and Parks Director if those who already have a home vehicle repair
shop would be grandfathered. The Development and Parks Director stated that
those that have permits would be grandfathered. Mayor Davidson stated that he
would like to see an amendment at the second reading of the Ordinance to allow
the home occupation of vehicle repair as he did not want to see people have to
go out of business. Council Member McCampbell agreed with Mayor Davidson.
Mayor Davidson, Council Member McCampbell and Council Member Reed stated that
they would vote in favor of the first reading to keep the Ordinance on track for

a second reading, at which the proposed Ordinance would be amended. All present
had opportunity to speak and nothing additional was filed in the office of the
City Clerk.

(VOTE: 3 - AYES Davidson, McCampbell and Reed)
2 - NAYS Anderson and Fleming)

CARRIED

ORDINANCE:

Introduced By: McCampbell

Seconded By: Reed

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amendment to Ordinance No. 3233, an Ordinance Creating a PUD (Planned Unit Development) Overlay Zone at the Southeast Corner of South Gear Avenue and West Avenue, by Making Changes to Section 4. Land Use/Design Requirements

DISCUSSION: The Development and Parks Director stated that there were no changes to the Ordinance Amendment to Ordinance No. 3233, an Ordinance Creating a PUD (Planned Unit Development) Overlay Zone at the Southeast Corner of South Gear Avenue and West Avenue, by Making Changes to Section 4. Land Use/Design Requirements 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: McCampbell

Seconded By: Fleming

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amendment to Ordinance No. 3233, an Ordinance Creating a PUD (Planned Unit Development) Overlay Zone at the Southeast Corner of South Gear Avenue and West Avenue, by Making Changes to Section 4. Land Use/Design Requirements

DISCUSSION: None.

(VOTE: 5 - AYES)

CARRIED

RESOLUTIONS:

1. Resolution Approving Agreement with Venuworks of Burlington LLC for Contract Management of Auditorium and Port Facilities

DISCUSSION: The Public Works Director reviewed with the City Council and the viewing audience the agreement between the City and Venuworks of Burlington LLC for management of Memorial Auditorium and the Port. He stated that Venuworks will be meeting with Steamboat Days later this week, so he recommended to the City Council that they continue discussion and voting of the issue until the September 3, 2013 City Council meeting. Mike Johnstone representing Steamboat Days stated Steamboat Days would like to see the City and Venuworks succeed and Steamboat Days be a part of it. He stated that they would like to continue the week long Steamboat Days event. Council Member Reed stated that Venuworks was very passionate about their business and Venuworks would be bringing in more venues to Memorial Auditorium. Mayor Davidson stated that he hoped that Steamboat Days understands the City's position as the City has a financial deal

that needs to be solved. He explained that by having Venuworks bringing in more venues was important from the City's perspective. Council Member McCampbell

stated that there was room for both Steamboat Days and Venuworks. Council Member

Anderson stated that she never wanted to slight Steamboat Days. She further stated that she felt it all could be worked out. Ed Larson of the American Legion Post No. 52 stated that the American Legion would like to keep their headquarters at Memorial Auditorium. The City Manager stated that the contract was designed not to kick groups out of Memorial Auditorium, but to have more events at Memorial Auditorium. Leon Shahan of 1821 Mt. Pleasant Street questioned the financial results of Venuworks in other communities. Council Member Reed stated that the City of Ottumwa that uses Venuworks raised revenues by 20% the first year. Council Member Anderson stated that it may take a couple

of years before revenues are raised. Council Member Fleming stated that Memorial

Auditorium was a great asset that was grossly underused. Council Member Reed made a motion to continue discussion of the Resolution Approving Agreement with Venuworks of Burlington LLC for Contract Management of Auditorium and Port Facilities to the September 3, 2013 City Council Meeting. Motion to continue was seconded by Council Member Anderson and after roll call vote the motion was carried. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Reed

Seconded By: Anderson

2. Motion to Continue Discussion of the Resolution Approving Agreement with Venuworks of Burlington LLC for Contract Management of Auditorium and Port Facilities to the September 3, 2013 City Council Meeting

DISCUSSION: None.

(VOTE: 5 - AYES)

CARRIED

Introduced By: Reed

Seconded By: Fleming

3. Resolution Adopting a Policy for Advertising on Burlington Urban Service Transit Facilities

DISCUSSION: The Public Works Director stated that Bourne Transit Consulting LLC recommended the City look into advertising on the City's buses as a revenue source. He stated that the first step was to adopt a transit advertising policy. He stated that the policy that the City would be adopting was similar to the policy that the City of Ames and the City of Des Moines uses. He stated that the City could potentially receive \$5,000.00 to \$10,000.00 in revenue from advertising. Council Member Anderson stated that the City could also gain more colorful buses. The Public Works Director reviewed with Council and the viewing audience the advertising standards and restrictions. Council Member Reed stated that his first reaction was no, but then realized that the City wasn't making any money right now, so something is better than nothing. Council Member Fleming stated that the buses may look more attractive, which may

increase ridership. Mayor Davidson stated that he likes the provision that if there is no advertising on the buses that the City can use the space for public service announcements. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES)

ADOPTED

Introduced By: Reed

Seconded By: Fleming

4. Resolution Approving an Agreement with Houck Advertising for Professional Advertising Services on Our City Buses

DISCUSSION: The Public Works Director stated that the proposed Resolution approves an agreement with Houck Advertising for professional advertising services on City buses. He stated that the City would receive 50% of all profit

paid on a monthly basis. 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 his concern that the City's borrowing was out of control. Council Member McCampbell

stated that some of the borrowing was actually refinancing of borrowed money. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 7:43 p.m.

Approved: September 3, 2013

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 Abatements for Various Properties
2. Resolution Approving Fire Prevention Permit Fees