

the building permit fees for the project. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

HEARINGS:

1. Statement: Consideration of Sale of Property Locally Known as 2500 Vineyard Street, City of Burlington, Des Moines County, Iowa

COMMENTS: The Development and Parks Director stated that the City acquired the property at 2500 Vineyard Street through the abandoned building program. He stated that the home was demolished and it is now a vacant lot. He stated that the purchaser must ensure that the property receives permits and meets codes for

construction as required, as well as necessary sidewalk and parking improvements. He stated that the quit claim deed shall not be transferred until

the building permit for a new home is approved and upon substantial completion of the renovation of the home. He further stated that the purchaser shall pay a

minimum of \$500.00 or 10% down, whichever is greater, upon approval of the sale.

Mayor McCampbell led an auction for the Sale of Property Locally Known as 2500 Vineyard Street, City of Burlington, Des Moines County, Iowa. Kelly Kotleba of 2711 Amelia Street was the high bidder at \$14,000.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Scott Seconded By: Shockley
Motion to Close
CARRIED

Introduced By: Scott Seconded By: Shockley
Resolution Approving Sale of Property Locally Known as 2500 Vineyard Street,
City of Burlington, Des Moines County, Iowa

DISCUSSION: None.
(VOTE: 5 - âAYESâ)
ADOPTED

2. Statement: Consideration of a Resolution Authorizing a Permanent Encroachment Agreement with Steepletown Development LLC for Encroachment into City Right-of-Way at 500 Jefferson Street, Burlington, Iowa

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed encroachment agreement with Steepletown Development LLC for Encroachment into City Right-of-Way at 500 Jefferson Street, Burlington, Iowa for a ramp access, underground grease trap and associated items

on the east side of the building at 500 Jefferson Street. Council Member Anderson stated that she would abstain from voting as she was a part owner of Steepletown Development LLC. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Fleming Seconded By: Scott
Motion to Close
(VOTE: 4 - âAYESâ MCCAMPBELL, SCOTT, SHOCKLEY AND FLEMING

1 - â ABSTAINâ ANDERSON)
CARRIED

Introduced By: Fleming Seconded By: Scott
Resolution Authorizing a Permanent Encroachment Agreement with Steeplet
own
Development LLC for Encroachment into City Right-of-Way at 500 Jefferson Street,
Burlington, Iowa

DISCUSSION: None.
(VOTE: 4 - â AYESâ MCCAMPBELL, SCOTT, SHOCKLEY AND FLEMING
1 - â ABSTAINâ ANDERSON)
ADOPTED

3. Statement: Consideration of a Resolution Approving 2014 Amendment to the
City
of Burlington Urban Revitalization Plan by Creating a New Tax Exemption Schedule
for the Neighborhood Development Urban Renewal Area

COMMENTS: The Development and Parks Director reviewed with Council and the
viewing audience the proposed Resolution Approving 2014 Amendment to the City of

Burlington Urban Revitalization Plan by Creating a New Tax Exemption Schedule
for the Neighborhood Development Urban Renewal Area. He reviewed the boundary
description for the area and the 10-year tax exemption schedule. He stated that

all qualified real estate located in the Neighborhood Development will be
eligible for a partial exemption from taxation on the actual value added by the
improvements. The exemption is for a period of ten years. The amount of the
partial exemption is equal to a percent of the actual value added by the
improvements. The first seven years would be 100%, then the 8th year would be
75%, the 9th year 50% and the 10th year 25%. Dan Cahill of 1414 Hillary Street
stated that he was in favor of the ten-year tax abatement, but felt it should be

extended to the entire City. Scott Peck of 2636 Cliffwood Drive also felt the
tax abatement should be City wide. He stated that many people build homes in
the County where there are no building permits. Council Member Anderson stated
that she lived in a rural area for 39 years and there are advantages to living
in the City. Steve Frevert of Downtown Partners urged the Council to approve
the proposed Resolution as it was important to developers. Mike Darnall of 320
Valley Street also urged the Council to approve the proposed Resolution. He
stated that the tax abatement would help the blighted area of Burlington.
Council Member Fleming stated that the tax abatement plan was a good plan.
Council Member Shockley read an editorial from May 2014 by Jason Hutcheson,
president of Grow Greater Burlington. In the editorial Jason Hutcheson stated
that when driving around a potential developer in Burlington, he was embarrassed

when he saw deteriorating homes, the junk in the yards and no landscaping. She
stated that some areas of Burlington need additional attention. Mayor
McC Campbell stated that he drove around the perimeters of the proposed area and
he felt it was a good start for the community. He stated that it was 110 blocks

with part of the downtown included. Council Member Scott stated that he would
abstain from voting on the issue as he was going to take advantage of the tax
abatement program. All present had opportunity to speak and nothing additional
was filed in the office of the City Clerk.

Introduced By: Fleming Seconded By: Shockley

Motion to Close
CARRIED

Introduced By: Fleming Seconded By: Shockley
Resolution Approving 2014 Amendment to the City of Burlington Urban
Revitalization Plan by Creating a New Tax Exemption Schedule for the
Neighborhood Development Urban Renewal Area

DISCUSSION: None.

(VOTE: 4 - AYES MCCAMPBELL, SHOCKLEY, ANDERSON AND FLEMING
1 - ABSTAIN SCOTT)
ADOPTED

ORDINANCES:

Introduced By: Shockley Seconded By: Scott

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of
an Ordinance Rezoning 713 North Main Street to Include a H-1, Historic Overlay
District

DISCUSSION: The Development and Parks Director stated that there were no
changes to the Ordinance Rezoning 713 North Main Street to Include a H-1,
Historic Overlay District from the first reading. He stated that the approval
of the designation as a Local Historic Landmark in order to further preserve the

historic property and to follow the guidelines of the Historic Preservation
Commission. He stated that there was a open house at the home and over 200
people attended. Steve Frevert, Chairperson of the Historic Preservation
Commission, stated that he was very pleased with the tour. He thanked Kay Weiss

for opening up her home for the open house tour. Kay Weiss stated that she
plans on moving into her new home at 713 North Main Street on June 3, 2014. She

stated that the architectural richness of the property blew her away. Council
Member Anderson stated that she went to the tour and that Kay Weiss had done a
lot of quality work on the property. She stated that the property will stand
another 100 years. All present had opportunity to speak and nothing additional
was filed in the office of the City Clerk.

(VOTE: 5 - AYES)
CARRIED

Introduced By: Shockley Seconded By: Scott

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second
Reading and for Final Adoption of an Ordinance Rezoning 713 North Main Street to
Include a H-1, Historic Overlay District

DISCUSSION: None.

(VOTE: 5 - AYES)
CARRIED

Introduced By: Shockley Seconded By: Scott

3. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of
an Ordinance Amending Ordinances No. 3129 and No. 3256, Being an Ordinance
Creating the Diewold Plaza P.U.D. (Planned Unit Development) as Allowed by
Section 17.20.40 of the Burlington Municipal Code

DISCUSSION: The Development and Parks Director stated that there were no changes to the Ordinance Amending Ordinances No. 3129 and No. 3256, Being an Ordinance Creating the Dieworld Plaza P.U.D. (Planned Unit Development) as Allowed by Section 17.20.40 of the Burlington Municipal Code from the first reading. He reviewed with Council and the viewing audience the conditions to the PUD which included land use criteria including setbacks, height restrictions, signage requirements, buffer and pedestrian sidewalks. Council Member Fleming stated the City was complying with the Codes relative to the Airport. He stated that the City or the developer does not want to compromise aviation services. Mayor McCampbell agreed with Council Member Fleming. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - â AYESâ)

CARRIED

Introduced By: Scott

Seconded By: Fleming

4. Motion for Waiver of Preliminary Consideration and Adoption of the Second

Reading and for Final Adoption of an Ordinance Amending Ordinances No. 3129 and No. 3256, Being an Ordinance Creating the Dieworld Plaza P.U.D. (Planned Unit Development) as Allowed by Section 17.20.40 of the Burlington Municipal Code

DISCUSSION: None.

(VOTE: 5 - â AYESâ)

CARRIED

RESOLUTIONS:

Introduced By: Anderson Seconded By: Fleming

1. Resolution Approving the Final Plat of Replat of Lot 1 and Outlot A in Westbrook Meadows Subdivision

DISCUSSION: The Development and Parks Director stated that Westbrook Meadows was

located on the east side of Gear Avenue just north of West Avenue. He stated that it was a twelve-lot subdivision with Outlot B to the south for detention area and Outlot A to the north, which will be developed at a later date. He stated that each unit will be its own individual lot with boundaries following the wall lines of the building. There are utility easements noted on the plat. He stated that this subdivision will follow all provisions of Westbrook Meadows

PUD. Council Member Fleming stated that he went through one of the units and it was very nice and impressive. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - â AYESâ)

ADOPTED

Introduced By: Anderson Seconded By: Shockley

2. Resolution Awarding Bid for Treatment of Right-of-Way and Park Ash Trees

Associated with Emerald Ash Borer

DISCUSSION: The Development and Parks Director stated that the City received a bid from Certified Chemical Application Technicians, Inc. (C-CAT) of Burlington,

Iowa in the total amount of \$55,713.00. He stated that the City also received a

bid a day late from Liquid-Green Lawn and Tree Care of Galesburg, Illinois in the amount of \$41,972.50. The City Manager stated that he has spoken with the City Attorney and since it was not a formal bid process, the Council could award

to the late bidder. He did remind Council that the bidder was late and the Council needed to decide how they want to treat this type of action on an ongoing basis. Bob Boyle of C-CAT stated that when trees are bigger it costs more money to treat. He stated that he uses a chart for what amount of chemical

to use for the size of the tree. He further stated that all his employees live in Burlington, he has donated nine treatments to the City and he beat the City's

deadline for submitting his bid. After considerable discussion by the Council, the Council awarded the bid to C-CAT in the amount of \$55,713.00 with a vote of three in favor and two opposed. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 3 - AYES SCOTT, ANDERSON AND FLEMING

2 - NAYS MCCAMPBELL AND SHOCKLEY)

ADOPTED

Introduced By: Anderson Seconded By: Fleming

3. Resolution Providing for a Salary Adjustment for the City Manager

DISCUSSION: Council Member Shockley stated that the City Manager exceeds her expectations and was doing a great job. Council Member Scott stated that the 5%

raise that the City Manger was receiving was actually a meager raise. He stated

that the reason the City Manager was receiving a 5% raise was due to the fact that he did not receive a raise last year. He further stated that he did not have a problem with the raise. Council Member Anderson stated that the City Manager has exceeded her expectations. Council Member Anderson and Council Member Fleming stated that they were happy that the City Manager was receiving a

raise. All present had opportunity to speak and nothing additional was filed in

the office of the City Clerk.

(VOTE: 5 - AYES)

ADOPTED

Introduced By: Anderson Seconded By: Fleming

4. Resolution Approving Purchase of a New Case TV380 Compact Track Loader for Burlington Wastewater Treatment Facility

DISCUSSION: The WWTF Superintendent stated to Council that the proposed Resolution provides for the purchase of a new Case TV380 Compact Track Loader for the WWTF in the amount of \$59,976.00. He stated that the loader and equipment trailer would be used in the loading and land application of biosolids, the by-product of the WWTF process on agricultural ground. He stated

that currently the department uses a 1999 Case 621B rubber tire loader for the land application process. He stated that using the compact loader will significantly reduce the size of the blueprint of the staging area in the farmer's field and at the same time reduce the potential for damage caused in the loading operation. He stated that he has looked at used loaders but they were a couple thousand dollars less, but he did not check on the warranties.

After considerable discussion by the Council the Council voted against the purchase as they did not feel the purchase was justified. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 1 - AYE FLEMING

4 - NAYS MCCAMPBELL, SCOTT, SHOCKLEY AND ANDERSON)

FAILED

Introduced By: Scott

Seconded By: Shockley

5. Resolution Approving Nuisance Abatements

DISCUSSION: Ron Pepmeyer of 716 South 3rd Street stated that he had a tenant move out a couple of weeks ago and left a curb load of trash. He stated that he

was not aware that the tenant had moved and was also not aware of the trash that

they left until he received a bill from the City. He urged the Council to notify residents prior to the City taking action on nuisances. Mayor McCampbell

stated that he was sorry that it happened this way and he would like to avoid this from happening in the future. The City Manager stated that the Development and Parks Director was looking at amending the language for notification procedure for nuisance abatements. He stated that currently the City uses a placard instead of mailing a notice. Council Member Anderson asked Ron Pepmeyer

if he would be able to keep the damage deposit. Ron Pepmeyer stated that he had

to use the damage deposit for damages to the property. Council Member Scott stated that Ron Pepmeyer works for a larger rental company that is governed by rules. He stated that maybe the City could make some modifications. Council Member Shockley stated that the Nuisance Department employees worked within their established guidelines of the City. The Development and Parks Director stated that he has done research on the notification process, have spoken with the City Attorney and has a limited staff. Council Member Scott stated that he would abstain from voting as he knows Ron Pepmeyer. All present had opportunity

to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - AYES MCCAMPBELL, SHOCKLEY, ANDERSON AND FLEMING

1 - ABSTAIN SCOTT)

ADOPTED

COMMENTS FROM AUDIENCE: The Police Chief stated that he could apply for a COPS Grant for \$125,000.00 for three years. He stated that the grant would cover about half of the costs and he did not want to apply and then have to turn the grant down as there was not enough money in his budget to fund it. After considerable discussion by the Council, it was decided by the Council to not have the Police Chief apply for the grant as the City did not have money in the budget to pay for the shortfall of the grant. Dave Myers of 605 Hedge Avenue stated that he was against tax abatement and also against the water company putting hormones in the City's water. Mayor McCampbell stated that there were

government standards for Wastewater Treatment facilities and Water Companies. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 8:17 p.m.

Approved: June 16, 2014

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 a Lease Agreement Between the Steamboat Senior Center, Inc. and the City of Burlington for Lease of City Owned Building Located at 501 Jefferson Street
2. Resolution Approving Agreement Between the City of Burlington, Iowa and Hamilton-Walters Marine Corps League Detachment 616 for Use of Memorial Auditorium
3. Resolution Approving Agreement Between the City of Burlington, Iowa and Burlington Post No. 52 of the American Legion for Use of Banquet Rooms, Storage Areas and an Office at Memorial Auditorium

APPOINTMENTS:

DesCom Control Board: Jim Ferneau and Tim Scott