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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 25
January 3, 2005

The Burlington City Council met in regular session at 7:00 p.m. in the City Hall, Council Chambers with Mayor Edwards, Council Members Baker, Ell, Campbell and King present.

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 not separate discussion of these items. If discussion was desired, that item was removed from the Consent Agenda and was considered separately.

MOTION: To approve all items listed under Item I., Consent Agenda.

DISCUSSION: Mayor Edwards reviewed the items listed on the consent agenda to the viewing audience. 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 An Ordinance Vacating and Selling 380 Feet of the North-South 16-Foot Alley Right-of-Way, Located Between 5th Street and 6th Street and Running From Market Street to Division Street, City of Burlington, Des Moines County, Iowa

COMMENTS: The Development Director stated that the proposed Ordinance vacates and sells 380 feet of the north-south 16-foot alley right-of-way, located between 5th Street and 6th Street and running from Market Street to Division Street to Tom and Becky Shockley. He stated that the purchase price was \$1.00 as the purchase price of the vacated alley was wrapped into the land deal for the property located at 6th and Division Street the Shockley's previously purchased from the City. He stated that the Plan Commission unanimously approved the vacation and sale of the alley. Council Member Campbell stated that he would abstain from voting on the issue. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Motion to Close CARRIED

Motion for Preliminary Adoption of the First Reading of An Ordinance Vacating and Selling 380 Feet of the North-South 16-Foot Alley Right-of-Way, Located Between 5th Street and 6th Street and Running From Market Street to Division Street, City of Burlington, Des Moines County, Iowa

DISCUSSION: None.

(VOTE: 4 - ?AYES? BAKER, EDWARDS, ELL, KING

1 - ?ABSTAINED? CAMPBELL) CARRIED

2. Statement: Consideration of An Ordinance Amending the Official Zoning Map and Designating a T-1 Mobile Home Planned Development Overlay Zone for 2424 Division Street

COMMENTS: The Development Director stated that the proposed Ordinance amends the official zoning map and designates a T-1 Mobile Home Planned Development Overlay Zone for 2424 Division Street, Conger Mobile Home Park. He stated that the Ordinance establishes a uniform zoning regulations for mobile home parks. He stated that in the past, mobile home park owners needed to obtain a special use permit from the City every five years to operate. James and Patricia Meier of 2424 Division Street had various questions concerning storm shelter, sidewalks and paved driveways. The Development Director urged the Meier's to visit with him as his department would be willing to work with them. He stated that it was not the intent of the Ordinance to shut down Conger Mobile Home Park, but to bring all mobile home parks up to a certain standard at a very slow pace (15 years). All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Motion to Close CARRIED

Motion for Preliminary Adoption of the First Reading of An Ordinance Amending the Official Zoning Map and Designating a T-1 Mobile Home Planned Development Overlay Zone for 2424 Division Street

DISCUSSION: None.
(VOTE: 5 - ?AYES?) CARRIED

ORDINANCE:

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of An Ordinance Amending Section 27.02 Membership: Term, 27.03 Vacancies and Section 27.05 Meetings of Chapter 27 Flint Hills Golf Course Advisory Committee of the Burlington Municipal Code

DISCUSSION: The City Manager stated that there were no changes to the Ordinance amending section 27.02 membership: term, 27.03 vacancies and section 27.05 meetings of Chapter 27 Flint Hills Golf Course Advisory Committee from the first reading. Council Member King made a motion to waive the second reading and to final adopt the Ordinance amending section 27.02 membership: term, 27.03 vacancies and Section 27.05 Meetings of Chapter 27 Flint Hills Golf Course Advisory Committee. Mayor Edwards seconded the motion. After roll call vote the motion was unanimously approved. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 5 - ?AYES?) CARRIED

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of An Ordinance: An Ordinance Amending Section 27.02 Membership: Term, 27.03 Vacancies and Section 27.05 Meetings of Chapter 27 Flint Hills Golf Course Advisory Committee of the Burlington Municipal Code

DISCUSSION: None.
(VOTE: 5 - ?AYES?) CARRIED

RESOLUTION:

1. Resolution Approving Final Plat for Mist Subdivision

DISCUSSION: The City Manager stated that Mist Subdivision was presently a four-lot subdivision that will now become a two-lot residential subdivision. He stated that it was located on the east side of Main Street by Crapo Park. 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: None.

Adjournment: 7:25 p.m. Approved: January 18, 2005

Kathleen P. Salisbury Mike Edwards
City Clerk, C.M.C. Mayor

(See tapes 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

RESOLUTION:

1. Resolution Approving Final Acceptance and Release of Retention Monies for the 2004 Parking Deck Repair, Third Street and Washington Street

2. Resolution Approving Maintenance and Operation of the Street Extension, Storm Water Improvements and Sanitary Sewer Extension for Westbrook Estates, 5th Addition

3. Resolution Approving Maintenance and Operation of the Street Extension, Storm Water Improvements and Sanitary Sewer Extension for Park South Subdivision, Phase III & IV

