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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 22
November 17, 2014

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 Anderson, Fleming and Scott 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 no 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.

Introduced By: Anderson Seconded By: Fleming

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. Council Member Anderson 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: 4 - AYES)

CARRIED

PRESENTATION: Wayfinding Study, Todd Mayfield

DISCUSSION: Todd Mayfield with AXIA Creative conducted a visitor Wayfinding Study for Greater Burlington. Todd Mayfield reviewed with Council and the viewing audience a system of signs to direct visitors through the community to the attractions that Burlington has to offer. The study and implementation of signage will be a multi-phase project. He outlined that visitors need help navigating Greater Burlington as they are not always aware of all of the available attractions. He stated that making the attractions and landmarks more

visible and easy to find will help to keep visitors longer in Burlington. The potential necessary sign types are: Gateway, Identity, Kiosk, Pedestrian Guide, Regulatory, Trailblazer and Vehicular Guide.

HEARINGS:

1. Statement: Consideration of an Ordinance Authorizing an Addendum to Mutual Aid Box Alarm Systems Agreement

COMMENTS: The City Manager stated that the mutual aid agreement shall serve as the foundation for a billing system for costs associated with emergency events that last longer than eight hours. He stated that to allow the City to get reimbursement during storms that receive FEMA reimbursement. 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: Fleming

CARRIED

Introduced By: Anderson
Motion for Preliminary Adoption of the First Reading of an Ordinance Authorizing
an Addendum to Mutual Aid Box Alarm Systems Agreement

Seconded By: Scott

DISCUSSION: None.

(VOTE: 4 - AYES)

CARRIED

2. Statement: Consideration of a Resolution Eliminating Saturday Bus Service
Effective November 29, 2014

COMMENTS: The Public Works Director stated that ridership surveys were conducted

with the current ridership. He stated that rides per revenue or operating hour
are less than half of the numbers generated Monday through Friday. He stated
that the ridership stats do not justify the Saturday service. The following
individuals spoke in favor of keeping Saturday service were as followed: Sheila
Davis of 615 South 12th Street, Connie Schrader of 2600 Newberry Circle and
Carla Dowell of 1701 Orchard Street. Those who spoke stated they preferred the
City use the on-demand and on-call service as it was more effective and
efficient than the fixed route system.

The City Manager stated that if Saturday bus service was eliminated, it would be

a \$14,000.00 per year savings, but would be off-set by partial reimbursement.
Council Member Scott asked the Public Works Director to come back in the spring
after another survey was conducted. 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: Scott

CARRIED

Introduced By: Anderson
Resolution Eliminating Saturday Bus Service Effective November 29, 2014

Seconded By: Scott

DISCUSSION: None.

(VOTE: 1 - AYES - Fleming)
3 - NAYS - Anderson, McCampbell & Scott)

FAILED

3. Statement: Consideration of a Permanent Encroachment Agreement with Shearer's
Foods Burlington, LLC for Encroachment into West Burlington Avenue Right-of-Way
between 3000 Mt. Pleasant Street and 1750 West Burlington Avenue, Burlington, Iowa

COMMENTS: The Development and Parks Director stated that the encroachment
includes an 8 Foot x 8 Foot box culvert to be constructed for use as a
pedestrian tunnel under West Burlington Avenue connecting the properties at 3000

Mt. Pleasant Street and a parking lot to be constructed at 1750 West Burlington
Avenue. Council Member Scott stated that it was a great use of the land and
industrial property. All present had opportunity to speak and nothing
additional was filed in the office of the City Clerk.

Introduced By: Scott
Motion to Close

Seconded By: Anderson

CARRIED

Introduced By: Scott

Seconded By: Anderson

Resolution Approving Permanent Encroachment Agreement with Shearer's Foods Burlington, LLC for Encroachment into West Burlington Avenue Right-of-Way between 3000 Mt. Pleasant Street and 1750 West Burlington Avenue, Burlington, Iowa

DISCUSSION: None.

(VOTE: 4 - AYES)

ADOPTED

ORDINANCE:

Introduced By: Scott

Seconded By: Anderson

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Rezoning the Property Located at the Northwest Corner of Angular Street and South 7th Street from R-4, Multi-Family Residential to C-2, General Commercial Zoning District

DISCUSSION: The Development and Parks Director stated that there were no changes

to the Ordinance Rezoning the Property Located at the Northwest Corner of Angular Street and South 7th Street from R-4, Multi-Family Residential to C-2, General Commercial Zoning District from the first reading. Council Member Scott

stated that it was the best use for the property that has such limited use. All

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

(VOTE: 4 - AYES)

CARRIED

Introduced By: Scott

Seconded By: Anderson

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Rezoning the Property Located at the Northwest Corner of Angular Street and South 7th Street from R-4, Multi-Family Residential to C-2, General Commercial Zoning District

DISCUSSION: None.

(VOTE: 4 - AYES)

CARRIED

RESOLUTIONS:

Introduced By: Scott

Seconded By: Fleming

1. Resolution Awarding Contract for the 2014 Wastewater Treatment Facility Administration Building and Headworks Building Roof Replacement

DISCUSSION: The Public Works Director stated that two bids were received for the

2014 Wastewater Treatment Facility Administration Building and Headworks Building Roof Replacement with Brockway Mechanical Roofing of Burlington being the low bidder. He stated that the bid also included a warranty on material and

labor. He recommended the contract be awarded to Brockway Mechanical Roofing of

Burlington in the amount of \$85,970.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - AYES)

ADOPTED

Introduced By: Scott

Seconded By: Fleming

2. Resolution Accepting State of Iowa REAP Grant Award Agreement for Flint River

Trail

DISCUSSION: The Development and Parks Director stated that the City has been

awarded a \$150,000.00 REAP Grant Award for continued development costs for Phase I of the City's portion of the Flint River Trail project. He stated that the City received a \$150,000.00 grant last year also. He stated that no local match is required. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 4 - AYES)

ADOPTED

Introduced By: Fleming Seconded By: Scott
3. Resolution Amending Fees and Charge Schedule at Flint Hills Municipal Golf Course

DISCUSSION: The Development and Parks Director stated that the Flint Hills Golf Course Advisory Board has recommended that fees and charges at Flint Hills Golf Course be adjusted to increase revenue and cover expenses associated with the golf course. Larry Williams of 1567 Mason Lane asked if this amendment would cover all of the costs. The City Manager stated that last year there was a positive net balance. He stated that the deficit is being reduced each year and should be whole in approximately 2019. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 4 - AYES)

ADOPTED

Introduced By: Fleming Seconded By: Scott
4. Resolution Establishing New Parking Limits in the Downtown Area

DISCUSSION: The Development and Parks Director stated that upon recommendation of its Business Development Committee, the Downtown Partners Board of Directors supports changes in parking limits downtown. He stated that changes would include changing the current one hour limits on Jefferson Street to two hours, change all the current time limits on other downtown streets to a minimum of four hours and review the need for the existing ten minute spaces and change as necessary. Steve Frevert, Executive Director with Downtown Partners, Inc. stated that business owners have difficulty for professional appointments and receive tickets when only one hour parking is allowed. He stated that increasing the time limit for the on-street parking spaces will benefit businesses and their customers. He stated that visitors need to feel welcome and spend time in Burlington. Susan Sharp, business owner at 506 Jefferson Street stated that she is in favor of the new parking limits. Mike Darnall of 320 Valley Street stated that the council could implement a parking sticker program. He stated that it would help to increase revenue and would help to remove the negativity. Mayor McCampbell stated that he felt that a two hour limit would encourage people to come downtown but anything over a three hour limit is a mistake. Doreen Roy of 1719 South Street stated that if the council were to raise the parking limits, the public needs to be educated on where parking is permitted. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 3 - AYES - Anderson, Fleming & Scott
1 - NAYS - McCampbell)

ADOPTED

Introduced By: Fleming Seconded By: Anderson
5. Resolution Obligating Funds from the Winegard TIF Rebate Subfund of the City's Urban Renewal Tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Rebate Payments Due to Be Paid in the next Succeeding Fiscal Year

DISCUSSION: The City Manager stated that an agreement was made with Winegard

Company for the development of Fairway Center in January of 2012. He stated that in the original agreement, the City agreed to make annual tax increment payments over a ten year period to Winegard Company not to exceed \$1,380,330.00 and subject to annual appropriation by the City Council. He stated that payments are scheduled to be made during the fiscal year beginning in 2015 in the amount of 75% of the incremental property taxes. He stated that \$125,000.00

property taxes from will be collected on that property this year. He stated that the amount will be rebated back to the property owner. Larry Williams of 1567 Mason Lane asked if the rebate would be in the form of a check or a credit.

The City Manager stated that it would be in the form of a check every year. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - AYES)

ADOPTED

Introduced By: Fleming

Seconded By: Scott

6. Resolution Obligating Funds from the Greater Burlington Partnership TIF Rebate Subfund of the City's Urban Renewal Tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Rebate Payments Due to Be Paid in the next Succeeding Fiscal Year

DISCUSSION: The City Manager stated that a tax increment rebate agreement was made with the Greater Burlington Partnership, in which the City agreed to make annual tax increment payments over a ten year period not to exceed \$500,000.00.

He stated that payments under the agreement are scheduled to be made from the Greater Burlington Partnership TIF Rebate subfund during the fiscal year that will begin July 1, 2015 in a total amount equal to 100% of the incremental property tax payments made by the Greater Burlington Partnership in that fiscal year. He stated that an estimate of \$25,000.00, which is estimated to be an amount equal to 100% of the incremental property tax revenues that are expected to be received by the City in the fiscal year that will begin July 1, 2015. All

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

(VOTE: 3 - AYES - Anderson, Fleming & McCampbell
1 - NAYS - Scott)

ADOPTED

COMMENTS FROM AUDIENCE: Mike Wilson of 1112 South 15th Street with the American Legion stated that the city council told him that there would be no changes when

VenuWorks began to manage the auditorium. He stated that VenuWorks has changed the way they give away beer to their members. The City Manager stated that the city is liable for how business is conducted at the auditorium. He stated that the City and VenuWorks have to limit the liability. All present had opportunity

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

Adjournment: 7:24 p.m.

Approved: December 1, 2014

Katie Music, CMC
Deputy 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 Annual Urban Renewal Report

SET DATE FOR PUBLIC HEARINGS: DECEMBER 1, 2014

1. Consideration of Lease of Two Toyota Prius C Vehicles for the Development/Inspections Department
2. Consideration of an Ordinance Rezoning the Properties Located at 724 and 813 North 3rd Street and 200 and 204 Arch Street from C-2, General Commercial to R-4, Multi-Family Residential Zoning District
3. Consideration of an Ordinance Rezoning the Property Located at 2131 Summer Street from R-2, Single-Family Residential to A-1, Airport Zoning District

APPOINTMENTS:

Riverfront Advisory Committee: Charles E. Walsh
Renewable Energy Committee: Steve Rowland