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MINUTES OF THE PROCEEDINGS OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 40 August 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 and Graham-Murray present. Council Member Rinker participated via electronic communications. Council Member Wilson was absent.

BURLINGTON CITY COUNCIL

PRESENTATION OF BURLINGTON SESQUICENTENNIAL BELT BUCKLES NO. 19 AND NO. 83 BY FORMER MAYOR BILL ELL

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: <u>Billups</u> Seconded By: <u>Graham-Murray</u> MOTION: To approve all items listed under Item I., Consent Agenda.

<u>DISCUSSION</u>: Mayor McCampbell reviewed the items listed on the consent agenda to the viewing audience. Council Member Billups announced those individuals appointed to various City commissions and boards. Marlin McKee of 1121 South 12th Street removed the following Resolutions from the consent agenda for discussion at the close of the meeting: Resolution Approving the Contract with SEIRPC in Association with the TIGER Grant, Resolution Approving the Engineering Services Agreement with Impact 7G for Work with Cascade Bridge and the Resolution Approving Boiler Replacement at Memorial Auditorium. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk. (VOTE: 4 - "AYES")

HEARING:

1. Statement: Consideration of Lease Agreement with the Des Moines County Historical Society for the Hawkeye Log Cabin in Crapo Park

<u>COMMENTS</u>: The Development and Parks Director stated that the Des Moines County Historical Society's lease for the Hawkeye Log Cabin in Crapo Park has expired and they are hesitant to renew the lease due to the cost of replacing the roof and their financial restraints. He stated that the Parks Department is checking into roofing cost repairs. He stated that the Hawkeye Log Cabin was a structure that the City will want to maintain. He stated that the lease may possibly be brought up at a later date. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: <u>Billups</u> Seconded By: <u>Graham-Murray</u>

Motion to Close CARRIED

RESOLUTIONS:

Introduced By: <u>Graham-Murray</u> Seconded By: <u>Wilson</u>

1. Resolution Awarding Bid for the 2019 Dankwardt Park Pool Improvement Project Continued from the August 5, 2019 City Council Meeting

<u>DISCUSSION</u>: The Development and Parks Director stated that bids were received on July 23, 2019 with three bids received. He stated that Bi-State Contracting was the low bidder at \$511,167.00. He stated that the project will be funded by the Swim Club. He stated that the Swim Club has contacted the Iowa Department of Public Health for a permit prior to construction and the department commented that the kiddie pool and larger pool needs to have separate circulation pumps at a cost of \$150,000.00. He stated that he recommended the Council vote the Resolution down as the project will be getting redesigned. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "NAYS") FAILED

Introduced By: <u>Graham-Murray</u> Seconded By: <u>Billups</u>

2. Resolution Establishing New On-Street Parking Time Limits in the Downtown Area

<u>DISCUSSION</u>: The Development and Parks Director stated that the Downtown Parking Committee has requested a change in the time limit for downtown parking limits. He stated that the Committee does not recommend the time limit change at this time, but the Resolution provided would change the existing four-hour on-street parking spaces will be changed to three-hour on-street parking. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: <u>Graham-Murray</u> Seconded By: <u>Billups</u>

3. Resolution Approving Planning Option Agreement for the Riverfront Property at and North of 200 North Front Street (Burlington Memorial Auditorium)

<u>DISCUSSION</u>: The City Manager stated that a developer approached the City for development of a hotel and parking options at the riverfront. He stated that developer, Ryan Jensen was at the

City Council meeting to speak about the project. Ryan Jensen, Des Moines developer, stated that he plans to build a hotel north of Memorial Auditorium, redo Memorial Auditorium and construct a parking ramp on the south side of the parking lot. He stated that the agreement was for 6-months with a 12-month extension. He stated that the first six months of the agreement allows him to investigate local and state incentives, hotel flags, begin basic design concepts and to determine initial project feasibility. He stated that the additional 12-months would allow him to secure a hotel flag, submit and finalize plans and negotiate City and State incentive packages, negotiation an acceptance land lease, arrange financing, zoning and etc. Council Member Rinker stated that he would like to see the hotel on the south side of Memorial Auditorium due to skyline and appearance. Marlin McKee of 1121 South 12th Street stated that if the developer builds a hotel and redoes the Memorial Auditorium and there is flooding, he questioned if the City would be on the hook. Ryan Jensen stated that the hotel parking would be at the ground level. He stated that construction would not start until the flood wall is completed and it was a risk they will take. He further stated that they would take responsibility for any improvements they make to Memorial Auditorium in case of flooding. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: Billups Seconded By: Graham-Murray

4. Resolution Approving the Final Plat of Gerst Subdivision

<u>DISCUSSION</u>: The Development and Parks Director reviewed with Council and the viewing audience the final plat of Gerst Subdivision located off of 125th Street (north of Highway 99) within the City's two-mile growth area. He stated that it was creating a 1-lot consisting of 6.890 acres. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: <u>Billups</u> Seconded By: <u>Graham-Murray</u>

5. Resolution Awarding Contract with SERVPRO for Asbestos Removal in the Memorial Auditorium

<u>DISCUSSION</u>: The Assistant City Manager for Public Works stated that SERVPRO was awarded contract by the City Council to clean the Memorial Auditorium due to flooding at the July 22, 2019 Special Meeting. He stated that asbestos tile was found in the banquet room under the carpet. He stated that the asbestos tile was covered up following the 2008 flood and the Public Works staff did not know the asbestos tile existed. He stated that contract to mitigate the asbestos with SERVPRO is \$23,900.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: <u>Billups</u> Seconded By: <u>Graham-Murray</u>

6. Resolution Approving the Contract with SEIRPC in Association with the TIGER Grant

<u>DISCUSSION</u>: The Assistant City Manager for Public Works stated that the City was entering into a contract with Southeast Iowa Regional Planning Commission (SEIRPC) to administer the City's TIGER Grant. He stated that reports are due quarterly over the next eight years. He stated that the reports are a part of the grant process. He stated the cost would be \$51,300.00. Marlin McKee of 1121 South 12th Street stated that he had pulled it off of the agenda as he just wanted to know what the item was about. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: <u>Billups</u> Seconded By: <u>Graham-Murray</u>

7. Resolution Approving the Engineering Services Agreement with Impact 7G for Work with Cascade Bridge

DISCUSSION: The Assistant City Manager for Public Works stated that Cascade Bridge was currently listed on the National Register of Historic Places, which may limit options for modifications or reconstruction. He stated that the proposed agreement with Impact 7G provides them to de-register Cascade Bridge with the State Historical Preservation Office (SHPO). Steven Rowland of 2838 South Main Street gave a brief history of Cascade Bridge. He requested the City to do a study to keep the bridge open for pedestrians and bicyclist. Dean Phenise of 2117 Northern Drive stated that the City gets TIF Money for various projects, but can't get TIF monies for Cascade Bridge. He stated that it would be nice to have a bridge going into the park. Jane Evans of 5559 Oak Hills Drive stated that she owns property at 13 Cascade Terrace. She stated that the "Friends of Cascade Bridge" has had two meetings regarding Cascade Bridge. She stated that the proposed Resolutions looks like the first step in demolishing the old bridge and building of a new bridge. She stated that possibly the City could save the plaque or a part of the bridge. She stated that this was the start of a private/public partnership for replacement of the Cascade Bridge. Council Member Billups stated that he agreed with Jane Evans. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES") ADOPTED

Introduced By: Billups Seconded By: Graham-Murray

8. Resolution Approving Boiler Replacement at Memorial Auditorium

<u>DISCUSSION</u>: The Assistant City Manager for Public Works stated that the boiler system for the Memorial Auditorium has been inspected and it was determined it needed to be replaced due to the 2019 flood. He stated that the boiler replacement would be awarded to Frank Millard and Company, Inc. in the amount of \$89,977.00. He stated that the new boiler should be paid for with insurance money. Marlin McKee of 1121 South 12th Street suggested the new boiler system would be moved to higher ground. Steve Rowland of 2838 South Main Street stated that there is no money for the flood wall until next year for the continuation of the flood wall, so if there is flooding again the boiler may need replaced again. Council Member Billups suggested placing Hesco barriers around the boiler the next time it floods. The Assistant City Manager for Public Works stated that the City was restricted where the new boiler could be placed due to the

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

(VOTE: 4 - "AYES")

ADOPTED

COMMENTS FROM AUDIENCE: Steven Stransky and Kansha Tiwari, planners for Southeast Iowa Regional Planning Commission gave a presentation of the Greater Burlington Bicycle and Pedestrian Plan (Update). They reviewed the following with City Council and the viewing audience: purpose of the plan; previous bike and pedestrian plan; why is this needed right now?; progress so far and what is next? They stated that there will be an area-wide survey and two public meetings on Tuesday, August 27, 2019 at 5:30 p.m. at the Library and Wednesday, August 28, 2019 at 5:30 p.m. at the Southeast Iowa Regional Planning Commission's office on Gear Avenue in West Burlington. Dean Phenise of 2117 Northern Drive stated that he would like to see either President Donald Trump or Randy Winegard move Memorial Auditorium to the Business Park. He further wished everyone a Happy Labor Day. Mark Miller of 2523 South Main Street stated that he was excited to see DeEdwin and Gladys White Park completed. He stated that he saw eight children playing at the playground. Steven Rowland of 2838 South Main Street stated that he volunteers at the Hawkeye Log Cabin and people come from out of town to see it. He stated that the Hawkeye Log Cabin was an asset to the City and needed to be preserved. Marlin McKee of 1121 South 12th Street questioned what happened with the TIGER Grant. The City Manager stated that there was a public input session and stake holder meetings last week. He stated that another public meeting would be held after Labor Day. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Adjournment: 6:37 p.m. Approved: September 3, 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 Purchase of a Case 621G Wheel Loader for Public Works, Street and Sewer Division
- 2. Resolution Approving Purchase of a Case SR270 Skid Steer Loader for Public Works, Street and Sewer Division
- 3. Resolution Approving Purchase of a Case 590 Backhoe/Tractor/Loader for Public Works, Street and Sewer Division
- 4. Resolution Approving Federal Aid Agreement with Iowa Department of Transportation in Association with the TIGER Grant
- 5. Resolution Approving Interlocal Agreement Between the City of Burlington and Des Moines County for the 2019 Byrne Justice Assistance Grant (JAG) Program Award
- 6. Resolution Approving an Agreement Between the City of Burlington, Iowa and Alliant Energy Incorporated for All-Night Lighting Service in the Arborview Estates Subdivision

SET DATE FOR PUBLIC HEARINGS: SEPTEMBER 3, 2019

- Consideration of Application for Multi-Family (Rental) Unit Production New Construction Program, Round 6 for the Tama Building Site from the Iowa Economic Development Authority, Community Development Block Grant Program
- 2. Consideration of Plans and Specifications for the 2019 North End Odor Control Project at the Burlington, Iowa Wastewater Treatment Facility

APPOINTMENT:

Tree Advisory Board: Kelly Rundell