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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 30
March 15, 2021

City Hall was open to the public to attend city council meetings. For those who felt uncomfortable attending the city council meeting in person, they could participate by phone. The telephone number for the meeting was posted on March 12, 2021 allowing the public access to participate in the meeting.

The Burlington City Council met in regular session at 5:30 p.m. in the Thomas J. Smith Council Chambers, City Hall, 400 Washington Street, with Mayor Billups, Council Members Graham-Murray, Maupin and Rinker present. Council Member Critser participated via electronic communications.

BURLINGTON CITY COUNCIL

COMMENTS FROM AUDIENCE: None.

PROCLAMATIONS:

- * 2020 Police Officer of the Year: Major Jeff Klein
- * Jim Ferneau, Interim City Manager

MAYOR'S AWARD:

Jim Ferneau, Interim City Manager

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: Graham-Murray Seconded By: Maupin

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

DISCUSSION: Mayor Billups reviewed the items listed on the consent agenda to the viewing audience. He 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: 5 - "AYES")

CARRIED

HEARINGS:

1. Statement: Consideration of Fiscal Year 2021-2022 Budget

COMMENTS: The Director of Administrative Services stated that the property tax levy for fiscal year 2021-2022 budget would be \$15.43637. She reviewed the following items of the proposed fiscal year 2021-2022 budget: comparison of revenue by fund; total revenues operating revenues by source (\$73,968,842.00); comparison of expenditures by program; operating expenditures by type (\$73,986,268.00); proposed property tax rate (\$15.43637, a decrease of \$.90 due to DesCom/E911 services being paid with a County wide levy in fiscal year 2021-2022; property tax rate; residential tax rate calculated; commercial tax rate calculated; where does my tax dollars go; how Burlington compares to other cities in Iowa with populations over 20,000; factors impacting the budget; health insurance premiums projected to decrease 2.5%, budgeted at 5%; health insurance cap and contributions; general fund revenues by source; general fund expenditures by department; sewer fund (3.0% increase in non-metered sewer user fees and storm water fees as of July 1st; 10% increase for metered sewer user); solid waste fund (increase of \$.10 per household for recycling); no increase in landfill tipping fees and \$.25 per month increase in solid waste fees proposed for Fiscal Year 2021-2022; Capital Improvement Projects (CIP); hotel/motel tax fund \$810,000.00 budgeted in hotel/motel tax revenue (70/30 split between City and Convention and Visitors Bureau up to \$700,000.00 then 60% City and 40% Convention and Visitors Bureau); hotel/motel tax total budgeted expenditures (\$807,635.00); sales tax fund (local option sales tax revenue \$4,670,000.00) and legal debt margin. Chris Roepke of 2228 Madison Avenue asked how much of the property tax levy was TIF. The City Manager stated that TIF pulls away from the valuation and if the City had no TIF there would be approximately \$1.00 reduction in the City's tax levy. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Graham-Murray
Motion to Close

Seconded By: Maupin

CARRIED

Introduced By: Graham-Murray Seconded By: Maupin
Resolution Approving Fiscal Year 2021-2022 Budget

DISCUSSION: None.
(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Graham-Murray Seconded By: Rinker
Resolution Authorizing Fund Transfers for the Fiscal Year 2021-2022

DISCUSSION: The Director of Administrative Services stated that the proposed Resolution

Authorizing Fund Transfers for the Fiscal Year 2021-2022 was a fairly new State requirement that shows the funds initiating the transfers and the funds that are receiving the transfers. She stated that if the City would go over these amounts during fiscal year 2021-2022, she would come back to the City Council with a new Resolution of transfers. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

2. Statement: Consideration of Sewer Revenue Refunding Loan Agreement in a Principal Amount Not to Exceed \$11,700,000

COMMENTS: The City Manager reviewed the Sewer Revenue Refunding Loan Agreement in a Principal Amount Not to Exceed \$11,700,000 with City Council and the viewing audience. He stated that the 2013 issuance and the 2019 revenue bond issuance totaling \$8,000,000.00 would most likely get refinanced with a potential savings of \$370,000.00 if refinanced. He stated that with the recent changes in interest rates all of the City's issues may not get refinanced. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Graham-Murray
Motion to Close

Seconded By: Maupin

CARRIED

Introduced By: Graham-Murray

Seconded By: Maupin

Resolution Expressing Intent to Enter into a Sewer Revenue Refunding Loan Agreement

DISCUSSION: None.
(VOTE: 5 - "AYES")

ADOPTED

3. Statement: Consideration of a Loan Agreement in a Principal Amount Not to Exceed \$10,000,000 (General Obligation Essential Purposes)

COMMENTS: The City Manager reviewed the projects to be funded with the loan agreement in a principal amount not to exceed \$10,000,000.00; (General Obligation Essential Purposes). He reviewed the projects which were all Capital Improvement Program (CIP). He stated that total amount in projects was approximately \$9,800,000.00 and all the projects were considered essential purposes. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Rinker
Motion to Close

Seconded By: Graham-Murray

CARRIED

4. Statement: Consideration of a Loan Agreement in a Principal Amount Not to Exceed \$250,000 (General Obligation General Corporate Purpose)

COMMENTS: The City Manager stated that the City was borrowing funds in the amount of

6. Statement: Consideration of Plans and Specifications for the 2021 Roosevelt Avenue Traffic Signal Improvements Project

COMMENTS: The Assistant City Manager for Public Works reviewed the plans and specifications for the 2021 Roosevelt Avenue Traffic Signal Improvements Project with the City Council and the viewing audience. He stated that the Iowa Department of Transportation (IDOT) would be opening bids on March 17, 2021. He stated that the project would include running fiber with conduit work down Roosevelt Avenue. He stated that the project was funded through I-CAP federal funds. He stated that this portion of the project was \$700,000.00 to \$800,000.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Maupin
Motion to Close

Seconded By: Graham-Murray

CARRIED

Introduced By: Maupin
Resolution Approving Plans and Specifications for the 2021 Roosevelt Avenue Traffic Signal Improvements Project

Seconded By: Rinker

DISCUSSION: None.
(VOTE: 5 - "AYES")

ADOPTED

ORDINANCE:

Introduced By: Maupin

Seconded By: Graham-Murray

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Section 73.04 Special Speed Restrictions of Chapter 73 Speed Regulations of the City of Burlington Municipal Code

DISCUSSION: The Assistant City Manager for Public Works stated that there were no changes to the Ordinance Amending Section 73.04 Special Speed Restrictions of Chapter 73 Speed Regulations of the City of Burlington Municipal Code from the first reading. He stated that the proposed Ordinance makes 3-changes to speed regulations: Highway 61 (Roosevelt Avenue) from 1,000 feet north of Mason Road to 500 feet north of Sunnyside Avenue to 40 miles per hour; Highway 61 (Roosevelt Avenue) from 1,000 feet north of Mason Road to 200 feet north of Village Center Drive to 45 miles per hour and Highway 61 (Roosevelt Avenue) from 200 feet north of Village Center Drive south to City limits. He stated that there would also be a flashing warning light to denote the lower speed limit. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Billups

Seconded By: Maupin

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and

for Final Adoption of an Ordinance Amending Section 73.04 Special Speed Restrictions of Chapter 73 Speed Regulations of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 5 - "AYES")

CARRIED

RESOLUTIONS:

Introduced By: Maupin

Seconded By: Graham-Murray

1. Resolution Awarding Contract for the 2021 Harrison Avenue Reconstruction Project

DISCUSSION: The Assistant City Manager for Public Works stated that bids were received on March 2, 2021 at 2:00 p.m. for the 2021 Harrison Avenue Reconstruction Project. He stated that seven bids were received with Keokuk Contractors, Inc. being the low bidder at \$4,489,600.65. He stated that the City Engineer's estimate for the project was \$4,250,000.00. He stated that the project aims to replace the pavement on Harrison Avenue from Summer Street to Main Street and 8th Street from Harrison Avenue to Dunham Street. He stated that in addition to the pavement improvements, sidewalks crossing the streets in the project area will be made ADA compliant and a new storm sewer trunk east of Madison Avenue will allow for future sewer separation north of the former James Madison Middle School. A detention basin will be constructed to the east of former James Madison Middle School to ensure that new storm flows do not negatively affect nearby property owners. He stated that the tree removal on Harrison Avenue was going well. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Maupin

Seconded By: Rinker

2. Resolution Approving Third Amendment to Development Agreement by and Between the City of Burlington, Iowa and Merge Burlington LLC

DISCUSSION: The City Manager stated that the City had approved \$500,000.00 for demolition of the former Police Department building for Merge Burlington LLC. He stated that they have spent \$173,000.00 to date and the asbestos abatement work was \$160,000.00 and the City will reimburse Merge Burlington LLC the \$160,000.00 of the \$500,000.00. He explained that it would be a 2-part reimbursement. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Maupin

Seconded By: Graham-Murray

3. Resolution Ratifying Tentative Agreement Between the City of Burlington, Iowa and Local 7176 of Communication Workers of America AFL-CIO

DISCUSSION: The Director of Administrative Services stated that the proposed Resolution approves the tentative agreement between the City of Burlington and Local 7176 of

Communications Workers of America (CWA) AFL-CIO. She stated that it was a 5-year agreement with a 2.2% increase in wages each year plus a \$2.00 bump on Step E on July 1, 2021. She stated that employees would pay 6.75% of the cost for health insurance. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 5 - "AYES")

ADOPTED

Adjournment: 6:47 p.m.

Approved: April 5, 2021

Kathleen P. Salisbury, MMC
City Clerk

Jon D. Billups
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 Temporary Easements for the 2021 Harrison Avenue Reconstruction Project
2. Resolution Approving Purchase of Two (2) True Palisades Stair Climbers for the Burlington Fire Department
3. Resolution Approving Agreement with Brycer, LLC for Use of the Compliance Engine for Inspection of Backflow Preventers Within the City of Burlington as Required by the Adopted Plumbing Code
4. Resolution Naming the Section of Right-of-Way off of Bittersweet Place

SET DATE FOR PUBLIC HEARINGS:

1. Consideration of Perpetual Easement with Burlington Short Line Railroad (April 5, 2021)
2. Consideration of Transit Grant Application (April 19, 2021)

APPOINTMENTS:

Civil Service Commission: Jeff Burkhart

Low Rent Housing Agency: Mike Mertens

Renewable Energy Advisory Committee: Molly Standard