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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 36
June 21, 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 June 18, 2021 allowing the public access to participate in the meeting.

The Burlington City Council met in regular session at 5:32 p.m. in the Thomas J. Smith Council Chambers, City Hall, 400 Washington Street, with Mayor Billups, Council Members Maupin and Rinker present. Council Member Critser was absent. Council Member Graham-Murray participated via electronic communications.

BURLINGTON CITY COUNCIL

COMMENTS FROM AUDIENCE: Doug Wells of Wells and Associates stated that he has teamed up with Myers Construction for redevelopment of the former Tama building project. He reviewed the floor plans, public walkway (with historical elements from the former Tama building) and the exterior elevation with the City Council and the viewing audience. He stated that the bid package release is scheduled for June 29, 2021 with a pre-bid meeting on July 8, 2021. He stated that bids would be due on July 19, 2021 and the project would be awarded on July 23, 2021. Charlotte Porter, Project Manager reviewed details of the project. Council Member Rinker asked what the overall value of the building will be when completed. Doug Wells stated that the value should be \$5,000,000.00. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

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: Rinker

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: 4 - "AYES")

CARRIED

HEARINGS:

1. Statement: Consideration of Plans and Specifications for the 2021 Sealcoat Resurfacing Project

COMMENTS: The Assistant City Manager for Public Works reviewed the plans and specifications for the 2021 Sealcoat Resurfacing Project with the City Council and the viewing audience. He stated that the project was budgeted at \$425,000.00 and would be paid with Road Use Tax (RUT) funds. 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: Maupin

CARRIED

Introduced By: Rinker
Resolution Approving Plans and Specifications for the 2021 Sealcoat Resurfacing Project

Seconded By: Maupin

DISCUSSION: None.

(VOTE: 4 - "AYES")

ADOPTED

2. Statement: Consideration of a Permanent Encroachment Agreement with John Gayewski for Encroachment into Right-of-Way Adjacent to 1400 North 8th Street, Burlington, Iowa

COMMENTS: The Development and Parks Director stated that the proposed Resolution approves a permanent encroachment agreement with John Gayewski for encroachment into the right-of-way adjacent to 1400 North 8th Street. He stated that the plans were for an accessible ramp entrance/exit to the building along with associated railings on the west side of the building and a projecting sign at the southwest corner of the building over North 8th Street and Sycamore Street right-of-way. He stated that there would still be a 4-ft. sidewalk access. 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: Maupin

CARRIED

Introduced By: Rinker
Resolution Approving a Permanent Encroachment Agreement with John Gayewski for Encroachment into Right-of-Way Adjacent to 1400 North 8th Street, Burlington, Iowa

Seconded By: Maupin

DISCUSSION: None.
(VOTE: 4 - "AYES")

ADOPTED

3. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 154, Residential Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 154, Residential Code of the City of Burlington Municipal Code. He stated that the City was going from the 2015 edition of the Residential Code to the 2021 edition along with the 2021 edition of the International Swimming Pool and Spa Code. Council Member Maupin stated that he does not like restriction and government regulations. He asked if the codes were ever loosened up. Larry Caston, Chief Code Inspector, stated that life safety and energy tends to get more stringent verses other codes. 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: Maupin

CARRIED

Introduced By: Rinker
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 154, Residential Code of the City of Burlington Municipal Code

Seconded By: Maupin

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

4. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 155, International Building Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 155, International Building Code of the City of Burlington Municipal Code. He stated that the City was going from the 2015 edition of the International Building Code to the 2021 edition along with the 2021 edition of the International Swimming Pool and Spa Code. 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: Maupin

CARRIED

Introduced By: Rinker
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 155, International Building Code of the City of Burlington

Seconded By: Maupin

Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

5. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 156, International Existing Building Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 156, International Existing Building Code of the City of Burlington Municipal Code. He stated that the City was going from the 2015 edition of the International Existing Building Code to the 2021 edition. 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: Rinker

CARRIED

Introduced By: Maupin
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 156, International Existing Building Code of the City of Burlington Municipal Code

Seconded By: Rinker

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

6. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code. He stated that the City was going from the 2014 edition of the National Electrical Code to the 2020 edition. 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: Maupin

CARRIED

Introduced By: Maupin
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 157, Electrical Code of the City of Burlington Municipal Code

Seconded By: Rinker

DISCUSSION: None.

(VOTE: 4 - "AYES")

CARRIED

7. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 158, Plumbing Building Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 158, Plumbing Code of the City of Burlington Municipal Code. He stated that the City was going from the 2015 edition of the Uniform Plumbing Building Code to the 2021 edition along with the 2021 edition of the International Fuel Gas Code. 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: Rinker

CARRIED

Introduced By: Maupin Seconded By: Rinker
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 158, Plumbing Building Code of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

8. Statement: Consideration of an Ordinance Amending Various Sections of Chapter 159, Mechanical Building Code of the City of Burlington Municipal Code

COMMENTS: The Development and Parks Director reviewed with Council and the viewing audience the proposed Ordinance Amending Various Sections of Chapter 159, Mechanical Code of the City of Burlington Municipal Code. He stated that the City was going from the 2015 edition of the International Mechanical Code to the 2021 edition. 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: Rinker

CARRIED

Introduced By: Maupin Seconded By: Rinker
Motion for Preliminary Adoption of the First Reading of an Ordinance Amending Various Sections of Chapter 159, Mechanical Building Code of the City of Burlington Municipal Code

DISCUSSION: None.
(VOTE: 4 - "AYES")

CARRIED

RESOLUTION:

Introduced By: Maupin

Seconded By: Rinker

1. Resolution Approving Final Plat of Agency Commons Subdivision

DISCUSSION: The Development and Parks Director reviewed the final plat of Agency Commons Subdivision with the City Council and the viewing audience. He stated that the property was located at the Big Lots and Dollar General area. He stated that the petitioner was creating a 1.5 acre lot to the east of the property. He stated that the subdivision meets the subdivision requirements and allows for future development of the site. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Adjournment: 6:01 p.m.

Approved: July 6, 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 Final Acceptance and Release of Retention Monies for the 2019 ADA Ramp Improvement Project
2. Resolution Approving Change Orders, Final Acceptance and Release of Retention Monies for the 2020 Virginia Avenue and Sycamore Street Stormwater Improvements Project
3. Resolution Awarding Contract to Brockway Mechanical and Roofing of Burlington, Iowa for the Replacement of Three (3) Roofs for the Burlington, Iowa Wastewater Treatment Facility
4. Resolution Approving a Professional Services Agreement with H R Green, Inc. of Cedar Rapids, Iowa for General Consulting Services for the Burlington, Iowa Wastewater Treatment Facility for the Period of July 1, 2021 to June 30, 2022
5. Resolution Approving 28E Amended Agreement Between the City of Burlington, Iowa and the Southeast Iowa Regional Airport Authority for Shared Services and for Continued Operation and Maintenance of an Airport Facility
6. Resolution of Support for Bird Rides, Inc. Electric Scooter Share Program in the City of Burlington

SET DATE FOR PUBLIC HEARING: JULY 6, 2021

1. Consideration of Plans and Specifications for the 2021 Dankwardt Park Restroom Remodel Project

APPOINTMENT:

Library Board of Trustees: Tenyshia Chalupa