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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 41
September 7, 2021

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 Critser, Graham-Murray and Maupin present. Council Member Rinker participated at 5:31 p.m. via electronic communications.

BURLINGTON CITY COUNCIL

COMMENDATION AWARDS:

- * Police Officer Logan Boltz
- * Police Officer Josh Tripp
- * Police Officer Melissa Smith
- * Police Sergeant John Stirn

PROCLAMATIONS:

- * Library Card Sign Up Month: Rhonda Frevert
- * Recovery Month: Shelly Strawhacker

COMMENTS FROM AUDIENCE: None.

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: Critser 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. 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 a Permanent Easement with Burlington Short Line Railroad, Inc.

COMMENTS: The Assistant City Manager for Public Works stated that Burlington Short Line Railroad, Inc. was moving the secondary set of tracks west of the Port of Burlington and Memorial Auditorium to the north near their yard. The proposed Resolution provides for approval of a permanent easement area that allows for the construction of the tracks to be completed. He stated that Mr. Hoth was in attendance at the meeting for any questions. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Introduced By: Critser
Motion to Close

Seconded By: Maupin

CARRIED

Introduced By: Critser

Seconded By: Graham-Murray

Resolution Granting a Permanent Easement with Burlington Short Line Railroad, Inc.

DISCUSSION: None.

(VOTE: 5 - "AYES")

ADOPTED

2. Statement: Consideration of an Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of Locust Street, Between South Main Street and South 3rd Street, Burlington, Iowa

COMMENTS: The Development and Parks Director reviewed the proposed Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of Locust Street, Between South Main Street and South 3rd Street with the City Council and the viewing audience. He stated that the owner of 916 South 3rd Street owns a total of 3-lots and would like to put up a fence around his property. He stated that the City Planning Commission voted 5-0 to recommend the approval of the vacating of the right-of-way based on the petition of the applicant property owner to combined this area with their land and based on the lack of need and use of the right-of-way by the City and utility companies for access or easement. 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: Critser

CARRIED

Introduced By: Maupin

Seconded By: Graham-Murray

Motion for Preliminary Adoption of the First Reading of an Ordinance Vacating and Selling a Portion of Alley Right-of-Way Located South of Locust Street, Between South Main Street and South 3rd Street, Burlington, Iowa

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

RESOLUTIONS:

Introduced By: Graham-Murray Seconded By: Maupin

1. Resolution Approving Lease Agreement for the Property Located at 219 North 5th Street

DISCUSSION: The Development and Parks Director stated that the proposed Resolution approve a lease agreement with Flint River Bowhunters Club for use of the property at 219 North 5th Street. He stated that the property is the present Steamboat Senior Center's basement property. He stated that the basement has access from North 5th Street. He further stated that the lease was the same lease that the City had with Explosion Baseball Club. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

Introduced By: Graham-Murray Seconded By: Maupin

2. Resolution Authorizing Fund Transfers for the Fiscal Year 2020-2021

DISCUSSION: The Director of Administrative Services stated that the State of Iowa requires City Council approval for authorizing fund transfers. She stated that the fund transfers wraps up projects for the fiscal year 2020-2021. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

ADOPTED

(Council Member Rinker who was participating via electronic communications, left the City Council meeting at 5:57 p.m.)

Adjournment: 5:59 p.m.

Approved: September 20, 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

RESOLUTION:

1. Resolution Approving Nuisance Abatements for Various Properties
2. Resolution Approving Final Acceptance, Final Payment and Release of Retention Monies for the 2020 ADA Ramp Improvement Project
3. Resolution of Support for Application to Iowa Economic Development Authority Main Street Iowa Challenge Grant

SET DATE FOR PUBLIC HEARINGS: SEPTEMBER 20, 2021

1. Consideration of Sale of Property Locally Known as 535 May Avenue, City of Burlington, Iowa with Conditions
2. Consideration of Sale of Property Locally Known as 1211 Cedar Street, City of Burlington, Iowa with Conditions
3. Consideration of an Ordinance Repealing Chapter 170.65 Floodplain Regulations and Adopting a New Chapter 170.65 Floodplain Management of Chapter 170 Zoning and Subdivision of the Burlington Municipal Code