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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 46
November 15, 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 Pro-Tem Graham-Murray, Council Members Critser, Maupin and Rinker present. Mayor Billups was absent.

BURLINGTON CITY COUNCIL

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: Maupin Seconded By: Critser

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

DISCUSSION: Mayor Pro-Tem Graham-Murray 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: 4 - "AYES")

CARRIED

RESOLUTIONS:

Introduced By: Maupin Seconded By: Critser

1. Resolution Awarding Contract for the 2021 Shearers Stormwater Repairs

DISCUSSION: The Assistant City Manager for Public Works stated that the contract for the 2021 Shearers Stormwater Repairs was being awarded to Fye Excavating in the amount of \$20,995.98. He stated that the project would be funded by the storm water fund and was an unbudgeted project. He further stated that the purpose of this project is to perform infrastructure improvements on the north side of Shearer's, where the stormwater flow exits to a creek. This project will stabilize the existing outlet and install a new pipe. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Maupin

Seconded By: Critser

2. Resolution Awarding Contract for the 2021 Surrey Road Lift Station Repairs

DISCUSSION: The Assistant City Manager for Public Works stated that the contract for the 2021 Surrey Road Lift Station Repairs was being awarded to Fye Excavating in the amount of \$15,477.75. He stated that the project was a budgeted expense. He further stated that the purpose of the project was to make minor repairs to the Surrey Lift Station area to prevent future erosion concerns around the lift station slab. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Critser

Seconded By: Maupin

3. Resolution Awarding Contract for the 2021 Shoquoquon Storm Relocation

DISCUSSION: The Assistant City Manager for Public Works stated that the 2021 Shoquoquon Storm Relocation Project was being awarded to Four Seasons Excavation in the amount of \$48,999.00. He stated that the project was unbudgeted, but would be funded by the storm water fund. He stated that the purpose of the project is to relocate storm sewer lines in the project location to avoid conflicts with perspective home construction. He further stated that in addition to the relocation of the storm sewer lines, a new structure will be installed and the surrounding area will be shaped to divert storm drainage in the new structure. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Critser

Seconded By: Graham-Murray

4. Resolution Approving an Easement Agreement for Permanent and Temporary Construction Easements with Burlington Notre Dame, Inc. for Construction of the West Avenue Connector Trail

DISCUSSION: The Assistant City Manager for Public Works stated that the City received a TAP Grant for the West Avenue Connector Trail. He stated that the Resolution approves an easement agreement for a permanent and temporary construction easements with Burlington Notre Dame, Inc. for the construction of the trail. He stated that in exchange for the easement rights the City will be paying Notre Dame, Inc. \$3,099.31. Council Member Maupin stated that since he is the principal at Notre Dame he would abstain from voting on the Resolution. Council Member Critser stated that the West Avene Connector Trail was the coolest project. He stated that he hopes there is a race sometime on the trail. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 3 - "AYES" Critser, Graham-Murray and Rinker)
1 - "ABSTAIN" Maupin)

ADOPTED

Introduced By: Rinker

Seconded By: Critser

5. Resolution Approving an Easement Agreement for Permanent and Temporary Construction Easements with U.S. Bank National Association for Construction of the

West Avenue Connector Trail

DISCUSSION: The Assistant City Manager for Public Works stated the Resolution approves an easement agreement for a permanent and temporary construction easements with U.S. Bank National Association for the construction of the trail. He stated that in exchange for the easement rights the City will be paying U.S. Bank National Association \$5,748.72. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.
(VOTE: 4 - "AYES")

ADOPTED

Introduced By: Rinker

Seconded By: Critser

6. Resolution Acknowledging Emergency Nature of Combined Sewer Repair Work at 7th Street and Valley Street

DISCUSSION: The Assistant City Manager for Public Works stated that staff was notified by Burlington Northern Santa Fe (BNSF) of a sink hole that appeared in the railroad right-of-way near the intersection of 7th Street and Valley Street. He stated that the emergency repair involves repairing the 10-ft. wide Market Street Combined Sewer stone arch sewer. He stated that the repairs need to be done quickly. He further stated that he would keep Council abreast on the project. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 4 - "AYES")

ADOPTED

Adjournment: 6:00 p.m.

Approved: December 6, 2021

Kathleen P. Salisbury, MMC
City Clerk

Lynda Graham-Murray
Mayor Pro-Tem

(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 of Support for Financial Commitment for the Main Street Program in the City of Burlington, Iowa
3. Resolution Obligating Funds from the Burlington Crossing 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 Succeeding Fiscal Year
4. 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 Succeeding Fiscal Year
5. Resolution Obligating Funds from the Park West, LLC 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 Succeeding Fiscal Year
6. 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 Succeeding Fiscal Year
7. Resolution Authorizing Internal Loan from General Fund to Tax Increment Revenue Fund
8. Resolution Approving Annual Urban Renewal Report
9. Resolution Approving Annual Financial Report
10. Resolution Approving Street Financial Report