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MINUTES OF THE PROCEEDINGS  
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 46  
November 21, 2005

The Burlington City Council met in regular session at 7:00 p.m. in the City Hall, Council Chambers with Mayor Edwards, Council Members Baker, Ell, Campbell and King present. Boy Scout Troop No. 25 led the City Council in the Pledge of Allegiance.

BURLINGTON CITY COUNCIL

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 not separate discussion of these items. If discussion was desired, that item was removed from the Consent Agenda and was considered separately.

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

DISCUSSION: Mayor Edwards reviewed the items listed on the consent agenda to the viewing audience. Council Member Ell 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.  
(VOTES: 5 - AYES ) CARRIED

HEARING:

1. Statement: Consideration of a Permanent Encroachment Agreement between the City of Burlington and Christ Episcopal Church, 623 North 5th Street, for Placement of Sign in City Right-of-Way Continued from the November 7, 2005 City Council Meeting

COMMENTS: The City Manager stated that Christ Episcopal Church was requesting an encroachment agreement for placement of a freestanding sign at 623 North 5th Street. He stated that historically encroachments are reserved for the downtown area where there are no setback requirements. The Development Director reviewed with Council and the viewing audience the proposed sign. Father Pat presented a drawing of the proposed sign and a sketch of the location of the sign. He apologized for not being present at the previous Council Meetings due to pastoral reasons. He stated that the church would like a sign that advertises the name of the church so people are aware of the church. He stated that the old wooden sign is located next to the building and it is not visible to the public.

Wynn Boyd of 16 Cascade Terrace stated that the church has a long history at their present location. He stated that there was a need for the church to grow and would like to be more visible to the public. Council Member Ell stated that the encroachment request was in conflict with the encroachment policy of the City. He stated that both City staff and the City Attorney have advised the City

Council to deny the request due to conflict of encroachment policy. He further stated that in 1994 the City went to Federal Court to have billboards removed

from City right-of-way. Council Member King agreed with Council Member Ell that the City has Codes and policies for a reason. He stated that he would be voting against the encroachment as he did not feel the placement of the sign was a hardship for the church. Council Member Baker stated that Christ Episcopal Church was the only church in the downtown area to have a green space that would

allow for the placement of a sign. She stated that she would vote in favor of the encroachment agreement. She further stated that she realized that there were

billboards previously in the City until the City went to Federal Court in 1994. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

Motion to Close CARRIED

Resolution Approving Permanent Encroachment Agreement between the City of Burlington and Christ Episcopal Church, 623 North 5th Street, for Placement of Sign in City Right-of-Way

DISCUSSION: None.

(VOTE: 2 - AYES EDWARDS AND BAKER  
3 - NAYS CAMPBELL, ELL AND KING) FAILED

RESOLUTION:

1. Resolution Adopting the Iowa Statewide Urban Design Standards for Public Improvements and the Iowa Statewide Urban Standard Specifications for Public Improvements Manual

DISCUSSION: The Public Works Director reviewed with the City Council and the viewing audience the proposed Iowa Statewide Urban Design Standards (SUDAS) for Public Improvements and the Iowa Statewide Urban Standard Specifications for Public Improvements Manuals that will be used by the City of Burlington. He explained that the SUDAS manuals, along with the special provisions would be used to design and construct public improvements within the City. He further explained that the existing Design and Improvement Standards for the City will still continue to govern for any item on which the SUDAS manuals are silent. Tim

Scott of 2017 South 15th Street questioned how the manuals would affect zoning issues. The Public Works Director stated that the manual does not involve zoning. He stated that items such as block length were still a Planning Department issue. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - AYES ) ADOPTED

COMMENTS FROM AUDIENCE: None.

Adjournment: 7:50 p.m. Approved: December 5, 2005

Kathleen P. Salisbury Mike Edwards  
City Clerk, C.M.C. Mayor

(See tapes 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, Final Payment and Release of Retention

Monies for the 2005 Osborn Street HMA Resurfacing Project

2. Resolution Approving Purchase of a Pierce 100 Ft. Aerial Platform Truck with a Full Compliment of Equipment for the Burlington Fire Department

3. Resolution Approving Purchase of a 2006/2007 Chevrolet Tahoe Special Service Vehicle for the Burlington Fire Department

4. Resolution Adopting Library Reuse Plan

5. Resolution Approving Agreement with Steamboat Senior Center for Improvements to the Lot at Fifth and Valley Streets for the Purpose of Providing Improved Parking for the Patrons of the Senior Center as Well as Other Purposes

APPOINTMENTS:

Board of Electrical Examiners: David Miles

Board of Housing Standards and Appeals: Bruce Beckman and Bob Ertzinger

RecPlex Advisory Committee: Jaimee Sparrow