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MINUTES OF THE PROCEEDINGS
OF THE BURLINGTON, IOWA CITY COUNCIL

Meeting No. 41
September 5, 2023

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 Wilson arrived at 5:32 p.m.

BURLINGTON CITY COUNCIL

COMMENTS FROM AUDIENCE: Leon Shahan of 1308 Koestner Street #1 stated his concern with the increase in the water bills after his rental unit was switched to metered billing. He stated that water rates need to be revisited. Council Member Wilson arrived at 5:32 p.m.

* PROCLAMATION - Direct Support Professionals (DSP) Recognition Week - Cheryl Plank

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. 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 Plans and Specifications for the 2023 Mason Road Detention Pond Expansion

COMMENTS: Steve Hartman, City Engineer, stated that the city owns a lot between the airport property and detention basin and Mason Road. He stated that the parcel offers opportunity for grading and inclusion with the existing detention system. He stated that the project includes excavation and grading of the lot to connect to and extend the existing detention basin that exists

on airport property. He stated that the project will relieve or minimize the occasional storm water inundated of two expands the existing detention that is within the airport grounds along Mason Road. He stated that the demolition project will include removing the building and taking out some of the brush and debris from the site. 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: Wilson
CARRIED

Introduced By: Critser
Resolution Approving Plans and Specifications for the 2023 Mason Road Detention Pond Expansion

Seconded By: Maupin

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

ADOPTED

2. Statement: Consideration of an Ordinance Allowing Non-Iowa Residents to be Hired and Employed as Civil Service Employees for the City of Burlington, Iowa

COMMENTS: Stephanie Stuecker, Director of Administrative Services, stated that during the legislative session of 2016 House File 2267 was passed into law effective July 1, 2016 which allows cities to pass an ordinance to eliminate the state of Iowa residency requirements for covered civil service employees and authorizes a city to establish time and distance requirements of its covered civil service employees. She stated that the changes could help with recruitment of public safety positions. She stated that this will expand the fifteen air mile requirement into Illinois. Leon Shahan of 1308 Koestner Street #1 stated that he didn't see the benefit of extending the recruitment area into Illinois. 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
Motion to Amend the Motion for Preliminary Adoption of the First Reading of an Ordinance Allowing Non-Iowa Residents to be Hired and Employed as Civil Service Employees for the City of Burlington, Iowa

Seconded By: Wilson

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

CARRIED

Introduced By: Maupin
Motion for Waiver of Preliminary Consideration and Adoption of the First and Second Readings and for Final Adoption of an Ordinance Allowing Non-Iowa Residents to be Hired and Employed as Civil Service Employees for the City of Burlington, Iowa

Seconded By: Wilson

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

3. Statement: Consideration of Sale of a Portion of Property (Parcel 10-25-100-020), Located West of and Adjacent to West Burlington Avenue and South of 10704 Plank Road, with Conditions

COMMENTS: Chad Bird, City Manager, stated that the City Attorney has negotiated sale of Parcel 10-25-100-020 after a property line dispute with the neighboring property owners. He stated that sale of the parcel would be approved through a written agreement in the amount of \$3,181.50 with terms and conditions that the property be surveyed, fenced, and kept free of any nuisance or complaint issues. 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
Resolution Approving Sale of a Portion of Property (Parcel 10-25-100-020), Located West of and Adjacent to West Burlington Avenue and South of 10704 Plank Road, with Conditions

Seconded By: Critser

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

ADOPTED

ORDINANCE:

Introduced By: Wilson

Seconded By: Critser

1. Motion to Amend the Motion for Preliminary Adoption of the Second Reading of an Ordinance Amending Various Sections of Chapter 31 Riverfront Advisory Board

DISCUSSION: City Manager Bird stated that the ordinance amendment would allow for non City of Burlington residents to be members of the Riverfront Advisory Board. He stated the change would limit the members to Des Moines County residents with preference given to City of Burlington residents. All present had opportunity to speak and nothing additional was filed in the office of the City Clerk.

(VOTE: 5 - "AYES")

CARRIED

Introduced By: Wilson

Seconded By: Critser

2. Motion for Waiver of Preliminary Consideration and Adoption of the Second Reading and for Final Adoption of an Ordinance Amending Various Sections of Chapter 31 Riverfront Advisory Board

DISCUSSION: None.

(VOTE: 5 - "AYES")

CARRIED

Adjournment: 5:56 p.m.

Approved: September 18, 2023

Katie Music, CMC
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 Nuisance Abatements for Various Properties
2. Resolution Authorizing Fund Transfers for the Fiscal Year 2023
3. Resolution Approving Submittal of Limited English Proficiency Plan for the Burlington Urban Service Transit System
4. Resolution Approving Submittal of Title VI Program for the Burlington Urban Service Transit System
5. Resolution Awarding Contract for the 2024 Flint River Trail Project
6. Resolution Approving Purchase of Light-Structure System Retrofit for Three Softball Fields at Burlington Regional RecPlex
7. Resolution Terminating Development Agreement with Merge, LLC
8. Resolution Awarding Contract for the Dankwardt Park Playground Improvement Project
9. Resolution Authorizing the Filing of a Grant Amendment with Southeast Iowa Regional Planning for STBG Funds for the Agency Street Project
10. Resolution to Install Stop Signs at the Intersection of Front Street and Washington Street, Front Street and Jefferson Street, Front Street and Valley Street

SET DATE FOR PUBLIC HEARING: September 18, 2023

1. Consideration of Sale of Property Locally Known as 1006 Spruce Street, City of Burlington, Iowa, with Conditions

APPOINTMENTS:

Library Board of Trustees: Jennifer McMillan

Historic Preservation Commission: Paul Walker and Stephanie Brakeville