MARION CITY COUNCIL REGULAR MEETING

Thursday, August 18, 2016 – 5:30 p.m.

Council Chambers – 1225 6th Avenue

Please remove hats and refrain from using tobacco products in the Council Chamber.

This meeting is being tape recorded. If you wish to address the City Council, please go to the lectern, wait to be recognized by the Mayor and state your name and address before making any comments.

Call to Order.

Pledge of Allegiance.

Roll Call.

Moment of Silence.

Oath of Office: Police Officer Logan Baburek,

Citizen’s presentations, comments and/or petitions.

CONSENT CALENDAR

NOTE: The Consent Calendar includes routine items and will be enacted by one motion without separate discussion unless Council requests an item be removed to be and considered separately.

Motion to approve Consent Calendar, as presented:

1. Motion to approve minutes of the August 2, 4 and 10, 2016 City Council meetings.
2. Motion to approve the bills as presented in the amount of $968,162.20.
3. Motion to receive and file State of Iowa Auditors investigative report dated August 3, 2016 regarding municipal utility fees and rate exemptions.
4. Resolution No. 25507 approving the purchase of winter deicers from Cargill Incorporated in the amount of $288,920.00.
5. Resolution No. 25508 approving purchase of winter deicers from Morton Salt in the amount of $214,560.00.
6. Resolution No. 25509 approving engineering services agreement with Anderson-Bogert for the Eco Industrial Park in the amount of $83,000.00.
7. Resolution No. 25510 setting September 8, 2016 as a public hearing regarding a three (3) year lease agreement with Verizon Communications for the installation of communications equipment at Marion Fire Station No. 1, 600 8th Avenue.
8. Resolution No. 25511 approving a new table of Building Code Fees.
9. Resolution No. 25512 approving a new table of Housing Code Fees.
10. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
    1. Resolution No. 25513 approving Partial Payment No. 7 to City of Cedar Rapids regarding the Indian Creek Truck Sewer Replacement Project in the amount of $205,541.97.
    2. Resolution No. 25514 approving Partial Payment No. 7 for reimbursement to Mooney-Engle Land Company, LLC, regarding the Tower Terrace Road – Phase V (10th Street to Indian Creek Road) Project in the amount of $124,200.00.
11. Motion to receive and file correspondence regarding sidewalk fees associated with the 2016 Sidewalk Assessment Project. (Kenneth Campbell, 2676 11th Avenue).
12. Motion to receive and file correspondence regarding sidewalk repair waiver associated with the 2016 Sidewalk Inspection Program. (Emmanuel Tejada Liranzo, 130 33rd Avenue).
13. Motion to approve Project Calendar regarding Planning and Development Department payments as follows:  
    1. Resolution No. 25515 approving Payment No. 5 for Invoice #40723B for $16,250.00 and Invoice #40835 for $264.61, to RDG Planning & Design for services related to the Active Living Design Guidelines per the approved contract in the total amount of $16,514.61.
14. Motion to receive and file the following item to the Planning and Zoning Commission:  
    1. Conditional Use Request for a Materials Recovery Facility at 6281 North Gateway Drive (Quincy Recycling).
15. Resolution No. 25516 setting public hearing for September 8, 2016 regarding a request for a partial demolition of the rear portion of the structure located at 1038/1048 7th Avenue within the Uptown Commercial Historic District per Ordinance No 08-16 & 10-02.
16. Resolution No. 25517 setting public hearing for September 8, 2016 regarding a request to amend the Future Land Use Map of the Marion Comprehensive Plan for property located at 1100 Meadowview Drive, Marion, Iowa from Neighborhood Commercial to Corridor Commercial and to rezone said property from C-1 Neighborhood Commercial to C-3 General Commercial (Meier-Gast).
17. Motion to approve Project Calendar regarding Temporary Construction Easements associated with the 2015 Central Corridor Improvement Project 26th-31st  Street as follows:  
    1. Resolution No. 25518 approving Temporary Construction Easement with M&E Investments, LLC. (2988 7th Avenue) regarding the 2015 Central Corridor Improvement Project - 26th-31st Street.
18. Resolution No. 25519 approving a Wetland Credit Purchase Agreement in regard to the purchase of Wetland Credits associated with the 2015 Central Corridor Improvement Project - 26th-31st Street between the City of Marion and River Products Company in the amount of $31,200.00.
19. Motion to receive and file a request for de-annexation of 6301 Lucore Road from Wayne Blackford of Blackford Farms.
20. Motion directing Staff to review the de-annexation request of 6301 Lucore Road from Wayne Blackford of Blackford Farms and report back to Council with Staff recommendations.
21. Resolution No. 25520 approving Marion Airport Tax Exemption.
22. Resolution No. 25521 vacating and releasing the grant of a facade easement for 731 9th Street.
23. Resolution No. 25522 approving the purchase of thirty (30) computers for various city wide departments from Zones, in the amount of $17,275.80.
24. Resolution No. 25523 approving Partial Payment No. 7 to Owen Lewis Consulting in the amount of $6,680.00.
25. Motion to receive and file July 2016 Departmental Reports.
26. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):  
    1. Marion High School 9th Grade Varsity Football Games and Track Meets, September 2, 9 and 23, 2016, October 7 and 21, 2016, April 6, 17 and 27, 2017 and May 1, 2017, Marion High School Football and Track Complex, 3:00 – 11:00 p.m. (Corby Laube, 675 South 15th Street).
    2. Marion High School 9th and 10th Grade Football Games August 29, 2016, September 19, 2016 and October 3 and 17, 2016, Marion High School Football and Track Complex, 5:00 – 9:00 p.m. (Corby Laube, 675 South 15th Street).
    3. Marion High School Homecoming Parade, October 6, 2016, Marion High School parking lot to Marion High School Football and Track Complex, 6:00 p.m.– 7:00 p.m. (Corby Laube, 675 South 15th Street).
    4. Marion High School Band Invitational, September 24, 2016, Marion High School Football and Track Complex, 4:00 p.m. – 11:00 p.m. (Corby Laube, 675 South 15th Street).
    5. Vernon Middle School Track and Football Events, September 8, 13, 20 and 27, October 4 and 11, 2016, and April 34 and 25, May 6 and 10, 2017, Marion High School Football and Track Complex, 3:00 p.m.– 8:00 p.m. (Mike Manderscheid, 1350 4th Avenue).
    6. Marion High School Homecoming Parade and Pep Rally, October 6, 2016, Marion High School to Marion Football Field, 5:00 p.m. – 7:00 p.m. (Chad Zrudsky, 675 South 15th Street).
    7. Block Party, September 9, 2016, Raleigh Lane, 2:00 p.m. – 11:00 p.m. (Brian Heinricy, 644 Raleigh Lane).
    8. Swamp Fox Festival/Fall Marion Market, City Square Park, Lowe Park, Thomas Park and surrounding areas, September 23, 2016, 4:00 p.m. through September 25, 2016 3:00 p.m. (Patty Wise, 4500 North 10th Street and Tami Schlamp, 1225 6th Avenue).
    9. St. Paul’s Lutheran Church Carnival and Concert, St. Paul’s Lutheran Church, August 27, 2016, 12:00 p.m. – 8:00 p.m. (Renee Moravec, 915 27th Street).

Motion to approve Consent Calendar with Mayor AbouAssaly abstention from voting and discussion regarding the following items, as presented:

1. Resolution No. 25524 approving Partial Payment No. 38 to Martin Gardner Architecture for professional services related to the downtown façade revitalization program in the amount of $1,925.00.
2. FINANCE
3. Resolution No. 25525 approving Ron Hoover as the second signer on checks over $20,000.00.
4. PUBLIC SERVICES
5. Ordinance No. 16-10 amending Chapter 105 of the Solid Waste Ordinance and establishing base monthly collection fees at $14.25 and reduced monthly fees at $11.00. Second consideration.
6. POLICE/FIRE

NONE

1. PARKS

NONE

1. BUILDING INSPECTION

NONE

1. ENGINEERING
2. Motion to receive and file staff report regarding correspondence associated with the 2016 Sidewalk Assessment Project.
3. Motion to receive and file staff report regarding correspondence associated with the 2016 Sidewalk Inspection Program.
4. PLANNING AND DEVELOPMENT
5. Resolution No. 25526 approving a request for Crutchley’s 2nd Addition Final Plat for property located on Martin Creek Road in Linn County, Iowa (Crutchley Farms).
6. Motion directing Staff to prepare an ordinance that would ensure front yards could not be used as a parking or storage area in residential areas.
7. ADMINISTRATION/OTHER
8. Resolution No. 25527 calling for a special election regarding amending the Home Rule Charter.
9. Motion to receive and file a petition requesting a special election regarding amending the Home Rule Charter regarding the election of city council members by their respective wards (Charles Knudsen, 3835 24th Avenue and Mike Tope 170 26th Street Court).
10. Council Discussion Time
11. Adjourn