MARION CITY COUNCIL REGULAR MEETING

Thursday, September 22, 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.

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 September 6, 8 and 14, 2016 City Council meetings.
2. Motion to approve the bills as presented in the amount of $3,673,908.99.
3. Motion to approve the following liquor license applications:  
   1. Renewal application for a Class C Liquor License with additional privilege for Sunday Sales for Omega, Inc., dba VIP Lounge (648 8th Street). One violation in previous five years.
4. Resolution No. 25579 approving annual Street Finance Report for the year ended June 30, 2016.
5. Resolution No. 25580 approving Payment to Racom for the installation of a Bi-Directional Antenna System for the Marion Police Department in the amount of $15,058.18.
6. Motion directing staff to review the City Code of Ordinances regarding outdoor fire pits for commercial businesses.
7. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
   1. Resolution No. 25581 approving Partial Payment No. 1 to Snyder & Associates, Inc. regarding the Alburnett Road Extension concept study in the amount of $18,667.45.
8. Motion directing staff to solicit engineering services for the Indian Creek and Dry Creek Sanitary Sewer Capacity Improvements (Segments 7 and 11).
9. Motion to direct staff to proceed with zoning of recently annexed subdivision, Ivy Aire Acres.
10. Resolution No. 25582 setting public hearing for October 6, 2016 for the vacation of the west 120 feet of the east/west alleys bounded by 7th and 8th Avenues and 11th and 12th Streets, Block 14, Original Town, Marion, Linn County, Iowa (Ramsey).
11. Resolution No. 25583 setting public hearing for October 6, 2016 for the vacation and sale of the north 130 feet of the north/south alley bounded by 8th and 9th Street and south of 6th Avenue, Block 26, Original Town in Marion, Linn County, Iowa (Perry Development Partners).
12. Resolution No. 25584 approving Acquisition Plat related to 2015 Central Corridor Improvements Project 26th-31st Street to at 2823 7th Avenue (GLD Properties, LLC owner).
13. Resolution No. 25585 approving Acquisition Plat related to 2015 Central Corridor Improvements Project 26th-31st Street adjacent to at 3055 7th Avenue (Hunter Properties, LLC owner).
14. Motion to receive and file correspondence regarding resignation from the Zoning Board of Adjustment (Debby Roth, 2525 Bullis Drive).
15. Motion to receive and file Linn County Ordinance regarding Minimum Wage Increase.
16. Motion to receive and file correspondence regarding loan guarantee request (Jack Roeder, Prospect Meadows).
17. Motion to receive and file Iowa Department of Transportation Airport Grant.
18. Resolution No. 25586 and letter of support from City Council for 2016 local Main Street Iowa Challenge Grant Nominee Kuba-Kurtz Building (1038 and 1048 7th Avenue).
19. Resolution No. 25587 authorizing deferred compensation agreement (Linda M. Holub).
20. Resolution No. 25588 authorizing deferred compensation agreement (Luke A. Johnson).
21. Motion to receive and file August 2016 Departmental Reports.
22. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):  
    1. Chocolate Walk, Uptown Marion Retailers, October 7, 2016, 7:00 p.m. – 11:00 p.m. (Tami Schlamp, Marion Chamber of Commerce).

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

1. Resolution No. 25589 approving Partial Payment No. 40 to Martin Gardner Architecture for professional services related to the downtown façade revitalization program in the amount of $1,842.50.
2. FINANCE

NONE

1. PUBLIC SERVICES
2. Ordinance No. 16-11 amending Chapter 105 of the Solid Waste Ordinance and establishing base monthly collection fees at $14.25 and eliminating reduced monthly fees. Second consideration.
3. POLICE/FIRE

NONE

1. PARKS

NONE

1. BUILDING INSPECTION

NONE

1. ENGINEERING

NONE

1. PLANNING AND DEVELOPMENT
2. Public hearing regarding request to amend the Future Land Use Map of the Marion Comprehensive Plan for property located West of Alburnett Road and north of Heather Court from Single Family Attached Residential to Single Family Detached Residential & Single Family Attached Residential to Multi-Family Residential and to rezone property from Linn County A to R-2, Medium Density Single Family, PD-R, Planned Development Residential and A-1, Rural Restricted (Lewis Downing/Scenic Development).
3. Resolution No. 25590 amending the Future Land Use Map of the Marion Comprehensive Plan for property located west of Alburnett Road and north of Heather Court from Single Family Attached Residential to Single Family Detached Residential & Single Family Attached Residential to Multi-Family Residential (Scenic Development, LLC).
4. Ordinance No. 16-13 amending the Marion Code of Ordinances regarding a request to rezone property located west of Alburnett Road and north of Heather Court, from Linn County A to R-2, Medium Density Single Family, PD-R, Planned Development Residential and A-1, Rural Restricted. Initial consideration.
5. Ordinance No. 16-12 amending the Marion Code of Ordinances regarding a request to rezone property located at 1100 Meadowview Drive, Marion, Iowa, from C-1 Neighborhood Commercial to C-3 General Commercial (Meier-Gast). Second consideration..
6. Motion to receive and file request to waive the third reading of Ordinance No. 16-12 and place Ord. No. 16-12 on the agenda for adoption and adopt.(Meier-Gast).
7. Resolution No. 25591 approving Edgebrooke Estates North 1st Addition Final Plat and Memorandum of Agreement for property located south of 35th Avenue and east of Indian Creek Road (Midwest Development).
8. Resolution No. 25592 approving Gemstone 3rd Addition Final Plat and Memorandum of Agreement for property located west of Lucore Road and north of Tower Terrace Road (Morris-Wood).
9. Resolution No. 25593 approving Marion Churches 4th Addition Final Plat and Memorandum of Agreement for property located 2523 Highway 13 (Marion Senior Living Community).
10. Resolution No. 25594 approving Temporary Public Access Easement over property owned by Genesis Equity LLC at 3405 7th Avenue.
11. Resolution No. 25595 setting public hearing for October 6, 2016 regarding the sale of City Owned Property located between 25th Street and 31st Street within the future extension of 6th Avenue along the former Railroad Right of Way..
12. Motion directing staff create an interim Development Ordinance along the City Central Corridor.
13. Motion to receive and file request by Alicia Bocker 1412 5th Avenue regarding City acquisition of her property.
14. ADMINISTRATION/OTHER

NONE

1. Council Discussion Time
2. Adjourn