MARION CITY COUNCIL REGULAR MEETING

Thursday, November 3, 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.

Presentation: "My Marion" essay (Adult Category winner Abby Whitehouse).

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 October 18 and 20, 2016 City Council meetings.
2. Motion to approve the bills as presented in the amount of $1,381,354.04.
3. Motion to approve the following liquor license applications:  
   1. Renewal application for a Class B Liquor License with additional privileges for Catering, Outdoor Service, and Sunday Sales for The Longbranch Inc., dba Best Western Longbranch Hotel (90 Twixt Town Road NE). Expiration 12/01/2016. No violations in previous five years.
   2. New application for a Class C Liquor License with additional privilege for Sunday Sales for Mi Tierra Mexican, dba Mi Tierra Mexican Restaurant, Inc. (835 7th Avenue (formerly El Perico)).
4. Resolution No. 25636 approving Partial Payment No. 14 to Anderson-Bogert Engineers for Public Services site plan development in the amount of $408.00.
5. Resolution No. 25637 approving Partial Payment No. 15 to Anderson-Bogert Engineers for Public Services site plan development in the amount of $3,968.00.
6. Resolution No. 25638 approving purchase of traffic marking paint from Sherwin Williams in the amount of $15,466.00.
7. Resolution No. 25639 approving utilities extension agreement with MidAmerican Energy Company.
8. Resolution No. 25640 approving purchase of underground utility infrastructure from ImOn Communications in the amount of $24,033.97.
9. Motion directing Staff to proceed with negotiating a Contract Purchasing Agreement regarding fire apparatus.
10. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
    1. Resolution No. 25641 approving Partial Payment No. 5 to Central States Concrete, LLC regarding the 2016 ImaginArt in the Alley Project in the amount of $128,765.99.
    2. Resolution No. 25642 approving Partial Payment No. 8 to Ricklefs Excavating, LTD regarding the Central Corridor Complete Streets and Capacity Improvements, Roundabout at 7th Avenue and 7th Street, STP-A-4775(627)--86-57 in the amount of $699,843.93.
    3. Resolution No. 25643 approving Partial Payment No. 5 to Rathje Construction Company, Inc. regarding the 2016 Fairview Drive Reconstruction Project in the amount of $10,640.48.
    4. Resolution No. 25644 approving Partial Payment No. 3 to Rathje Construction Company, Inc. regarding the 2016 Winslow Road Reconstruction Project in the amount of $136,186.21.
11. Resolution No. 25645 adopting final assessment schedule regarding the 2016 Sidewalk Assessment Project and amending, confirming and levying the assessments.
12. Resolution No. 25646 approving a Stop Sign stopping south bound traffic on Winslow Road at its intersection with Tower Terrace Road (staff).
13. Resolution No. 25647 approving a Stop Sign stopping south bound traffic on Crestwood Lane at its intersection with East Kacena Avenue (staff).
14. Resolution No. 25648 approving a Stop Sign stopping north bound traffic on Crestwood Lane at its intersection with Robinwood Lane (staff).
15. Resolution No. 25649 approving a Stop Sign stopping south bound traffic on Crestwood Lane at its intersection with Robinwood Lane (staff).
16. Resolution No. 25650 approving a Stop Sign stopping north bound traffic on Crestwood Lane at its intersection with Prairie Ridge Avenue (staff).
17. Resolution No. 25651 approving a Stop Sign stopping west bound traffic on Glenwood Drive at its intersection with Crestwood Lane (staff).
18. Resolution No. 25652 approving a Stop Sign stopping west bound traffic on Cope Drive at its intersection with Crestwood Lane (staff).
19. Resolution No. 25653 approving a Stop Sign stopping east bound traffic on Cedar Springs Drive at its intersection with Alburnett Road (staff).
20. Resolution No. 25654 approving a Stop Sign stopping south bound traffic on Rock Ridge Drive at its intersection with Cedar Springs Drive (staff).
21. Resolution No. 25655 approving a Stop Sign stopping south bound traffic on Montgomery Circle at both of its intersections with Faulkner Avenue (staff).
22. Resolution No. 25656 approving a Stop Sign stopping east bound traffic on Faulkner Avenue at its intersection with Hemingway Street (staff).
23. Resolution No. 25657 approving a Stop Sign stopping south bound traffic on Hemingway Street at its intersection with Whitman Avenue (staff).
24. Resolution No. 25658 approving a Stop Sign stopping south bound traffic on Bowstring Drive at its intersection with Alburnett Road (staff).
25. Resolution No. 25659 approving a Stop Sign stopping east bound traffic on Flight Drive at its intersection with Alburnett Road (staff).
26. Resolution No. 25660 approving a Stop Sign stopping west bound traffic on Flight Drive at its intersection with Archer Drive (staff).
27. Motion to receive and file and refer to TAC correspondence regarding a request for additional ‘No Parking’ signs on 12th Street from 14th Avenue to the north end of 12th Street. (Larry Juergens, 1530 12th Street).
28. Resolution No. 25661 approving Plat of Survey No. 2104 for property located west of Alburnett Road & north of Elshire Street (James S. Lewis Revocable trust, Diane H. Lewis Revocable Trust and Douglas Downing).
29. Motion to receive and file request from Integrity Custom Homes for the issuances of six (6) building permits prior to approval of a the Echo Ridge Estates First Addition Final Plat (Kent Bracken).
30. Resolution No. 25662 approving a contract for managed print services with Koch Brothers.
31. Resolution No. 25663 approving Pay Application No. 5 to Renaissance Restoration, Inc. related to the downtown façade revitalization program in the amount of $7,573.10.
32. Resolution No. 25664 approving a Public Easement Agreement with M.M.P., Inc., 1090 7th Avenue, Marion.
33. Motion to receive and file recommendations from the Local Option Sales Tax Oversight Committee.
34. Motion to receive and file a letter from the Landlords of Linn County regarding Lawful Source of Income (Linda Miller and Bob Mitchell).
35. Resolution No. 25665 approving Partial Payment No. 8 to Owen Lewis Consulting in the amount of $9,000.00.
36. Motion to receive and file Final Housing Market Analysis Report.
37. Resolution No. 25666 approving Final Payment to Morningside Research and Consulting regarding the Housing Markey Analysis Study in an amount of $6,260.00.
38. Motion to receive and file letter of resignation from Kevin Carlson (Local Option Sales Tax Oversight Committee).
39. Motion to receive and file correspondence requesting city staff to undertake a study to expand the residential cost-sharing program regarding Stormwater Management (John Sklarsky, 1035 Dry Creek Lane).
40. Motion to receive and file Letter of Request for City Support-Sunny Ridge Apartment Complex (Chad Pelley).
41. Resolution No. 25667 of Support for Workforce Housing Tax Credit Application-Sunny Ridge Apartments (Chad Pelley).
42. Motion to amend the October 20, 2016 City Council minutes to reflect Mayor AbouAssaly abstention on the following item:  
    1. Resolution No. 25630 approving Aspen Ridge Estates 2nd Addition Final Plat and Memorandum of Agreement for property located north of Tower Terrace Road and east of Irish Drive (Integrity Custom Homes).
43. Motion to receive and file the following updated job descriptions:  
    1. Administrative Assistant, Engineering Department.
    2. Administrative Assistant, Planning and Development Department.
    3. Administrative Assistant.
    4. Library Program Coordinator- Adult Services/Information Services.
    5. Library Program Coordinator (Librarian) – Children Services.
    6. Library Program Coordinator (Librarian) – Circulation and Access Services.
    7. Library Program Coordinator – Community Liaison Services.
    8. Library Program Coordinator (Librarian) – Customer experience and Access Services.
    9. Library Program Coordinator (Librarian) – Digital Information Services/IT Support.
    10. Library Program Coordinator (Librarian) – Young Adult Services.
44. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):  
    1. Cedar Valley Christian School 5K Run, Thomas Park, October 14, 2017, 5:00 a.m. – 2:00 p.m. (Darrin Crow, 3636 Cottage grove Avenue, Cedar Rapids).

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

1. Motion to approve the following liquor license applications:  
   1. Renewal application for a Class E Liquor License with additional privileges for Carryout Wine, Carryout Beer, and Sunday Sales for Kum & Go LC, dba Kum and Go #509 (1203 Blairs Ferry Road). Expiration 12/08/2016. No violations in previous five years.
2. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
   1. Resolution No. 25668 approving Partial Payment No. 4 to L.L. Pelling Company, Inc. regarding the 2016 Lowe Park Parking Lot Project in the amount of $295,791.54.
   2. Resolution No. 25669 approving Partial Payment No. 6 to Genesis Equities, LLC per Resolution No. 24763 regarding the construction of the Central Corridor Project (26th Street to 31st Street – Stage 1; Phase II) in the amount of $11,698.36.
   3. Resolution No. 25670 approving Partial Payment No. 5 to Genesis Equities, LLC per Resolution No. 25306 regarding the 2015 Central Corridor Improvements Project (13th Street to 31st Street – Stage 2; Phase II) in the amount of $295,235.12.
3. FINANCE

NONE

1. PUBLIC SERVICES

NONE

1. POLICE/FIRE  
   1. Resolution No. 25671 approving the purchase of six (6) vehicles for the Marion Police Department, three (3) Ford Inceptor SUV for patrol, one (1) Ford Inceptor SUV for the K9, one (1) Ford F-150 truck for investigations, and one (1) Ford Edge SUV for Command Staff from Center Point Junge Ford in an amount of $158,451.00.
2. PARKS

NONE

1. BUILDING INSPECTION

NONE

1. ENGINEERING
2. Resolution No. 25672 establishing a temporary truck embargo on Lucore Road from Indian Creek Road to North City Limits (staff).
3. PLANNING AND DEVELOPMENT
4. Public Hearing regarding a request to zone property to R-1, Low Density Single Family Residential for the Ivy Aire Acres Subdivision for property located west of Alburnett Road and north of East Robins Road (City Initiated).
5. Ordinance No. 16-14 amending the Marion Code of Ordinances regarding a request to zone property located west of Alburnett Road and north of East Robins Road to R-1, Low Density Single Family Residential (City Initiated) (First Consideration).
6. Resolution No. 25673 approving Downing Farms 2nd Addition Final Plat and Memorandum of Agreement for property located west of Alburnett Road & north of Elshire Street (James S. Lewis Revocable trust, Diane H. Lewis Revocable Trust and Douglas Downing.).
7. Public hearing regarding Arctic Insulation Final Site Development Plan for property located south of Partners Avenue and west of MEDCO Drive (Arctic Insulation).
8. Resolution No. 25674 approving Arctic Insulation Final Site Development plan for property located south of Partners Avenue and west of MEDCO Drive (Arctic Insulation).
9. Resolution No. 25675 rescinding Resolution No. 25568 and approving revised purchase agreement for property located at 520 12th Street in the amount of $95,000 (Cheri Wheeler).
10. Resolution No. 25676 approving Bowman Meadows 4th Addition Final Plat and Memorandum of Agreement for property located south of Alburnett Road and west of Bowhunter Drive (Midwest Development).
11. Resolution No. 25677 approving a request from Integrity Custom Homes for the issuances of six (6) building permits prior to approval of a the Echo Ridge Estates First Addition Final Plat.
12. Public hearing regarding the Central Corridor Interim Development Overlay District Ordinance for a period of six months (Continued from 10/20/2016).
13. Ordinance No. 16-15 amending the Marion Code of Ordinances and establishing Chapter 176.50 Central Corridor Interim Development Overlay. Initial consideration.
14. Motion directing Staff to proceed with the renaming of the current Alburnett Road located between Boyson Road and Central Avenue to Central Avenue and rename Central Avenue located west of 5th Street to 12th Avenue.
15. Resolution No. 25678 setting a public hearing for November 17, 2016 regarding the sale of city owned property located adjacent and south of 2525 7th Avenue also knows as Plat of Survey No. 2042 to Mooney Investments, LLC.
16. ADMINISTRATION/OTHER
17. Public hearing regarding the sale property Lot 3, Industrial Center East 11th Addition, City of Marion, Linn County, Iowa (James D. Anderson).
18. Resolution No. 25679 approving the sale of property Lot 3, Industrial Center East 11th Addition, City of Marion, Linn County, Iowa (James D. Anderson).
19. Resolution No. 25680 concurring with and approving the recommendations from the Local Option Sales Tax Oversight Committee.
20. Council Discussion Time
21. Adjourn