MARION CITY COUNCIL REGULAR MEETING

Tuesday, November 21 – 4:00 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: Certification of Iowa Law Enforcement (Joe McHale)

Commendation: Ice rescue Incident Commander Rob Schlitter and the Sullivan Brother’s Award

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 November 7, 9 and 11, 2017 City Council meetings.
2. Motion to approve the bills as presented in the amount of $1,172,520.76.
3. Motion to approve the following liquor license applications:  
   1. Renewal application for a Class C Liquor License with additional privileges for Catering, Outdoor Service, and Sunday Sales for Nasos’ Pizza, Inc., dba Naso’s Pizza Marion (453 7th Avenue).  Expiration 12/16/2017.  No violations in previous five years.
   2. Renewal application for a Class C Liquor License with additional privileges for Catering, Outdoor Service, and Sunday Sales for La Cantina Bar & Grill, LLC, dba La Cantina Bar & Grill (3217 7th Avenue).  Expiration 12/13/2017.  No violations in previous five years.
4. Resolution No. 26500 approving the Annual Urban Renewal Report for the fiscal year ending June 30, 2017.
5. Motion to receive and file certified list for Accounting Associate.
6. Resolution No. 26501 approving a one year renewal of a Lease Agreement with Sejkora Farms Inc.., for certain Lowe Park Property.
7. Resolution No. 26505 approving Temporary Construction Easement with Paul Ryan for property located at 617 13th Street regarding the Central Corridor – Phase III (13th Street to 19th Street).
8. Motion to receive and file correspondence regarding the intersection of Alburnett Road and East Robins Road (Ken McMurray, 3131 Alburnett Road).
9. Motion to approve Project Calendar regarding Planning and Development Department Payments as follows:  
   1. **Resolution No. 26506 approving Payment No. 26 to Universal Field Services for** services related to right-of-way acquisitions for the Central Corridor Improvement Project, 13th Street to 31st Street in the amount of $6,638.49.
   2. Resolution No. 26507 approving Payment No. 12 to Anderson Bogert Engineers per the contract for the Grant Wood Trail Extension Project (Iowa DOT Project No. TAP-U-47775(628)—8I-57) in the amount of $793.60.
10. Motion to receive and file the following items to the Planning and Zoning Commission:  
    1. A Street Vacation Request for Gospel Light Baptist Church for property located on 3rd Street between 2nd and 3rd Avenue, Marion, Iowa.
    2. A Final Plat for Grabau 2nd Addition for property located north of Blairs Ferry Road and east of Lindale Drive (Oralee and Leonard Grabau – Potter Real Estate).
11. Resolution No. 26508 setting December 9, 2017 as a Public Hearing regarding a Preliminary Site Development Plan for Hunter’s Ridge North 1st Addition located east of Winslow Road and north of Stags Leap Lane (Midwest Development).
12. Resolution No. 26509 setting December 9, 2017 as a Public Hearing regarding a request to amend the Future Land Use Map of the Marion Comprehensive Plan regarding Echo Hill Road realignment between Winslow Road & Lucore Road (Blackford Farms & Hunters Ridge Development Co).
13. Motion to receive and file Supplemental Early Retirement Plan (2018).
14. Motion to receive and file New Organizational chart.
15. Motion to receive and file New Job Descriptions:  
    1. Deputy City Manager
    2. Community Development Director
    3. Director of Administrative Services
    4. Budget Manager
    5. City Clerk/Records Retention Manager
    6. Plans Examiner
16. Motion to receive and file an amended Non-Bargaining Banded Pay Ranges to include:  
    1. Deputy City Manager ($104,130 minimum to $153,133 hard cap)
    2. Community Development Director ($101,773 minimum to $149,666 hard cap)
    3. Director of Administrative Services ($101,773 minimum to $149,666 hard cap)
    4. Budget Manager ($65,306 minimum to $96,038 hard cap)
    5. City Clerk/Records Retention Manager ($51,478 minimum to $75,703 hard cap)
    6. Plans Examiner ($55,648 minimum to $81,835 hard cap)
17. Resolution No. 26510 authorizing deferred compensation agreement (Sonja M. Anderson).
18. Motion to receive and file October 2017 Departmental Reports.
19. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):  
    1. Christmas in the Park and Peppermint Walk, City Square Park and Uptown Marion, December 1, 2017, 1:00 p.m. – 9:00 p.m. (Tami Schlamp, Marion Chamber of Commerce, 1225 6th Avenue).
20. FINANCE
21. Resolution No. 26511 adopting the 2012 Iowa League of Cities Record Retention Manual for Iowa Cities and authorizing destruction of records in accordance with said manual.
22. Discussion regarding Disposal of Surplus Property Policy.
23. Public hearing regarding the Capital Improvement Program.
24. Resolution No. 26512 approving the Capital Improvement Program.
25. PUBLIC SERVICES

NONE

1. POLICE/FIRE  
   1. Ordinance No. 17-29 relating to the use of fireworks. Final consideration.
2. PARKS

NONE

1. BUILDING INSPECTION

NONE

1. ENGINEERING
2. Ordinance No. 17-30 amending Chapter 157 of the Marion Code of Ordinances regarding Storm Water Utility Fees. Final consideration.
3. Ordinance No. 17-31 amending Chapter 63 of the Code of Ordinances establishing the speed limit on Alburnett Road as 45 mph from Tower Terrace Road to the northern City Limits, except that area from 400’ south of the Oakridge School Drive to the northern City Limits which shall be 25 mph when children present *(Remove code section 6G).* Second consideration.
4. Discussion regarding a design contract with Snyder and Associates regarding the Alburnett Road Extension – Phase I (Indian Creek Bridge).
5. Motion directing Staff to prepare a design contract with Snyder and Associates regarding the Alburnett Road Extension – Phase I (Indian Creek Bridge).
6. Motion to approve Project Calendar regarding the 2018 Sidewalk Ramp Repair Project, as follows:  
   1. Motion to retain the City Engineer as Project Engineer regarding the 2018 Sidewalk Ramp Repair Project.
   2. Resolution No. 26502 approving Resolution of Necessity regarding the 2018 Sidewalk Ramp Repair Project.
   3. Resolution No. 26503 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2018 Sidewalk Ramp Repair Project.
   4. Resolution No. 26504 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2018 Sidewalk Ramp Repair Project.
7. PLANNING AND DEVELOPMENT
8. Ordinance No. 17-32 amending the Code of Ordinances to rezone property located northeast of Lucore Road and southeast of Indian Creek Road from A-1 and Undesignated to R-2 and PDR (Edison & Vaughn Farm Co. Inc.). Second consideration.
9. Resolution No. 26513 approving the Final Plat and Memorandum of Agreement for Bowman Meadows 5th Addition located southwest of Alburnett Rd and east of Bowstring Drive.
10. Resolution No. 26514 approving The Commons at English Glen Phase II Final Site Development Plan for property located north of 29th Avenue and west of 44th Street (Robson Homes, Inc.).
11. Motion to receive and file a request from Robson Homes, Inc., for the issuance of five (5) building permits prior to approval of a Final Plat for The Commons at English Glen 4th Addition.
12. Resolution No. 26515 approving the issuance of five (5) building permits prior to approval of a Final Plat for The Commons at English Glen 4th Addition by Robson Homes, Inc.
13. Public Hearing regarding an Encroachment Easement for the Court Building at 790 11th Street (MOJO Properties Inc./Olmstead Construction).
14. Resolution No. 26516 approving an Encroachment Easement for the Court Building at 790 11th Street (MOJO Properties Inc./Olmstead Construction).
15. **Resolution No. 26517 approving a Linn County Final Plat for Kemp Farms 2nd Addition located in Linn County, north of Secrist Road and west of Hindman Road.**
16. **Resolution No. 26518 approving a Preliminary Plat for Timberline MFG Commercial Addition Preliminary Plat located at 1050 Lyons Lane and 1029 Blairs Ferry Road (Timberline Manufacturing).**
17. ADMINISTRATION/OTHER
18. Motion directing Staff to work Linn County and Prospect Meadows to clear final project financing and contingencies.
19. Resolution No. 26519 approving Supplemental Early Retirement Plan (2018).
20. Discussion regarding reorganization.
21. Public Hearing regarding a proposed development agreement with SB Coastal, LLC.
22. Resolution No. 26520 approving development agreement with SB Coastal, LLC, authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
23. Public Hearing regarding a proposed development agreement with Simpatico, LLC.
24. Resolution No. 26521 approving development agreement with Simpatico, LLC, authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
25. Public Hearing regarding a proposed development agreement with Marion Process Solutions, Inc.
26. Resolution No. 26522 approving development agreement with Marion Process Solutions, Inc., authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
27. Public Hearing regarding a proposed development agreement with KTRO, LLC.
28. Resolution No. 26523 approving development agreement with KTRO, LLC, authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
29. Public Hearing regarding a proposed development agreement with Genesis Equities, LLC.
30. Resolution No. 26524 approving development agreement with Genesis Equities, LLC, authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
31. Public Hearing regarding a proposed development agreement with Je Pense LLC.
32. Resolution No. 26525 approving an amendment to the Development Agreement (Legacy Manufacturing).
33. Resolution No. 26526 approving development agreement with Je Pense LLC, authorizing annual appropriation tax increment payments and pledging certain tax increment revenues to the payment of the agreement.
34. Resolution No. 26527 authorizing internal advances for funding of Urban Renewal Projects.
35. Public hearing regarding corrections to the resolutions and deed relating to the sale of the vacated north one-half of the north/south alley between 10th and 11th Avenues, adjacent to 1915 11th Avenue.
36. Resolution No. 26528 approving the corrections to the resolutions and deed relating to the sale of the vacated north one-half of the north/south alley between 10th and 11th Avenues, adjacent to 1915 11th Avenue.
37. Council Discussion Time
38. Adjourn