MARION CITY COUNCIL REGULAR MEETING

Thursday, April 5, 2018 – 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. Any item listed on the agenda may be open to discussion by the City Council. 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.

Swearing in of Firefighter/Paramedics: Tyler Hackbarth, Zachary Brunscheen and Jesse Goetz.

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 March 20 and 22, 2018, City Council meetings.
2. Motion to approve the bills as presented in the amount of $644,229.50.
3. Motion to approve the following liquor license applications:  
   1. Renewal application for a Special Class C Liquor License with additional privilege for Sunday Sales for Zoey’s Pizzeria (690 10th Street).  Expiration 04/30/2018. No violations in previous five years.
   2. Renewal application for a Class C Liquor License with additional privileges for Outdoor Service and Sunday Sales for More Bars, LLC, dba Cocktails and Company (1625 Blairs Ferry Road). Expiration 04/30/2018. One violation in previous five years.
   3. Renewal application for a Class C Liquor License with additional privileges for Outdoor Service and Sunday Sales for Uptown Snug, LLC (760 11th Street). Expiration 05/01/2018. No violations in previous five years.
4. Motion to receive and file certified list for Communications Operator.
5. Resolution No. 26761 approving the purchase of bunker gear from Sandry Fire Supply in the amount of $69,175.50.
6. Resolution No. 26762 approving a Professional Service Agreement with Spohn Ranch Inc., for the Design and Construction of a Skate Park located in Butterfield Park.
7. Motion to receive and file the 2018 Parks and Forestry Work Program.
8. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
   1. Resolution No. 26763 approving Partial Payment No. 4 to SRF Consulting Group, Inc. regarding the 29th Avenue and Indian Creek Road Intersection Improvement Study in the amount of $8,784.25.
   2. Resolution No. 26764 approving Partial Payment No. 13 to Veenstra & Kimm, Inc. regarding the Indian Creek Trunk Sewer – Segment 7 in the amount of $3,994.80.
9. Motion to approve Project Calendar regarding Temporary Construction Easements associated with the 2018 Sidewalk Assessment Project as follows:  
   1. Resolution No. 26765 approving Temporary Construction Easement with Lianne M Kula, 2900 12th Avenue, regarding the 2018 Sidewalk Assessment Project.
   2. Resolution No. 26766 approving Temporary Construction Easement with Jean J Barnum, 2900 18th Avenue, regarding the 2018 Sidewalk Assessment Project.
   3. Resolution No. 26767 approving Temporary Construction Easement with Carol L Mann, 2905 18th Avenue, regarding the 2018 Sidewalk Assessment Project.
   4. Resolution No. 26768 approving Temporary Construction Easement with Ryan N. Kasal & Karlee S. Starits, 2900 16th Avenue, regarding the 2018 Sidewalk Assessment Project.
10. Motion to receive, file, and refer to TAC correspondence regarding the speed limit on Alburnett Road and adding a 4-way stop at the intersection of Alburnett Road and Echo Hill Road. (Adrian Chavez).
11. Motion to approve Project Calendar regarding Planning Department payments as follows:  
    1. Resolution No. 26769 approving Payment No. 4 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)8I-57) in the amount of $35,286.12.
    2. Resolution No. 26770 approving Payment No. 30 to Universal Field Services, Inc. for services related to right-of-way acquisitions for the Central Corridor Improvement Project, 13th Street to 31st Street in the amount of $225.86.
    3. **Resolution No. 26771 approving Payment No.2 to RDG Planning and Design for services related to an update to the Neighborhood at Indian Creek Master Plan in the amount of $8,680.89. Contract amount remaining $25,857.39.**
    4. **Resolution No. 26772 approving Payment No. 6 to Stanley Consultants, Inc. for Urban Design services related to the Central Corridor Project in the amounts of $9,500.00. Contract amount remaining $6,700.00.**
12. Resolution No. 26773 setting April 19, 2018 as a public hearing regarding a Preliminary and Final Site Development Plan for Spee-Dee Delivery located east of Partners Avenue and south of Enterprise Drive.
13. Resolution No. 26774 setting April 19, 2018 as a public hearing regarding a request to amend the Future Land Use Map of the Marion Comprehensive Plan from Single Family Detached to Single Family Attached and a Rezoning from Medium Density Single Family Residential (R-2) to Planned Development Residential (PD-R) located north of Winchester Drive and west of Sherwood Drive (Robson Home, Inc.).
14. Resolution No. 26775 setting April 19, 2018 as a public hearing regarding a Preliminary Site Development Plan request for The Commons at English Glen 4th Addition located north of Winchester Drive and west of Sherwood Drive (Robson Home, Inc.).
15. Resolution No. 26776 setting April 19, 2018 as a public hearing regarding a request to amend the Future Land Use Map of the Marion Comprehensive Plan from Single Family Detached to Single Family Attached and a Rezoning from Medium Density Single Family Residential (R-2) to Two-Family Residential (R-3) located southwest of 35th Street, north of Tower Terrace Road and southeast of Indian Creek Road (M&W Ventures, LLC).
16. Resolution No. 26777 setting April 19, 2018 as a public hearing regarding a rezoning of property from Rural Restricted (A-1) to Medium Density Single Family Residential (R-2) located west of Alburnett Road and south of Echo Hill Road, Marion, Iowa (Integrity Custom Homes Inc.).
17. Resolution No. 26778 amending the 01/01/2018 non bargaining pay schedule to include changes with the reorganization, phase 1 and positions approved for the 2018-2019 fiscal year.
18. Resolution No. 26779 of support for the "Wyland Mayor's Challenge For Water Conservation”.
19. Resolution No. 26780 supporting an application for Iowa Great Places designation (Marion Chamber of Commerce).
20. Motion to receive and file revised Library job descriptions (Part-Time Specialist Assistant—Adult and Information Services and Part-Time Specialist Assistant - Youth Services).
21. Motion to receive and file new Library job descriptions (Part-Time Specialist Assistant—Circulation Services and Part-Time Specialist Assistant Strategic Content Developer & Distribution Specialist).
22. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):  
    1. Marion Arts Festival & 5K, City Square Park and surrounding area, May 18 and 19, 2018, 6:00 a.m. – 11:00 p.m. (Deb Bailey, Director Marion arts Festival, 1225 6th Avenue).
    2. Freedom Bike Ride, Lowe Park and surrounding area, June 24, 2018 12:00 p.m. – 7:30 p.m. (Carissa Johnson, Cedar Rapids Freedom Festival, 609 1st Avenue SW Suite 102, Cedar Rapids).
    3. Uptown Marion Market, City Square Park and surrounding area, June 9, July 14, And August 11, 2018, 5:00 a.m. – 2:00 p.m. (Tami Schlamp, Marion Chamber of Commerce 1225 6th Avenue).
23. FINANCE
24. Resolution No. 26781 authorizing and approving a Loan Agreement, providing for the sale and issuance of General obligation Corporate Purpose Bonds, Series 2018A, and providing for the levy of taxes to pay the same.
25. Hearing on notice of alcohol violation by Best Western Plus Longbranch (Douglas DeLong, 90 Twixt Town Road NE).
26. Resolution No. 26782 regarding suspension of liquor license for Best Western Plus Longbranch (Douglas DeLong, 90 Twixt Town Road NE).
27. PUBLIC SERVICES

NONE

1. POLICE/FIRE

NONE

1. PARKS   
   1. Ordinance No. 18-03 amending Chapter 115 of the Code of Ordinances related to Cemetery. Initial consideration.
2. BUILDING INSPECTION

NONE

1. ENGINEERING
2. Public Hearing regarding an Electric Line Easement with ITC Midwest LLC for certain City property located north of Highway 100 and east of 44th Street.
3. Resolution No. 26783 approving Electric Line Easement with ITC Midwest LLC for certain City property located north of Highway 100 and east of 44th Street
4. PLANNING AND DEVELOPMENT
5. Resolution No. 26784 approving the Final Plat and Memorandum of Agreement for Uptown Dental 1st Addition at 890 7th Avenue, 758 9th Street and the east half of the east-west alley between them (JLenz, LLC).
6. ADMINISTRATION/OTHER
7. Update regarding the tenants at the Marion Square Plaza.
8. Resolution No. 26760 approving a labor agreement with the International Association of Firefighter for the period of July 1, 2018 through June 30, 2021 (tabled 04.03.2018).
9. Ordinance No. 18-04 amending Chapter 120.05(11) of the Code of Ordinances for prohibited sales and acts relating to the presence of persons under the legal age. Initial consideration.
10. Motion to suspend the rules and place Ord. No 18- 04 on the agenda for adoption and adopt.
11. Ordinance No. 18-05 amending Chapter 120.06 (2) of the Code of Ordinances relating to the locations where alcohol is sold for consumption on premises. Initial consideration.
12. Mayoral Appointment:  
    1. Rachel Schramm, 5640 Prairie Hill Court, Planning and Zoning Commission, term expires 12-31-22.
13. Citizen’s presentations, comments and/or petitions.
14. Council Discussion Time
15. Adjourn