CITY OF MARION

TENTATIVE CITY COUNCIL AGENDA – Tuesday, April 17, 2018 – **3:30 P.M.**

Any item listed on the agenda may be open to discussion by the City Council

**Council Photograph (Tuesday) (3:30 - 4:00)**

**Presentation: Linn County Solid Waste Agency annual update regarding services and programs available to Marion residents (Joe Horaney) (Tuesday) (4:00 – 4:15)**

**Presentation: Regional Transit Authority (RTA) Phase I Report (Bill Micheel, Corridor Metropolitan Planning Organization) (Tuesday) (4:15 – 4:30)**

**Presentation regarding Uptown Development projects (4:30 – 5:00)**

**Presentation regarding Marion Mixed Use Project) (Genesis Equities) (5:00 – 5:30)**

**Motion to receive and file request for tax increment financing (TIF) assistance (Genesis Equities – Marion Mixed Use Project).**

**Motion directing Staff to negotiate a Memorandum of Understanding with Genesis Equities.**

Presentation: New Aerial Fire Truck (Thursday)

Proclamation: Fair Housing Month (Thursday)

Proclamation: Arbor Day (Thursday)

Swearing in of Firefighter/Paramedics: Tyler Hackbarth, Zachary Brunscheen and Jesse Goetz (Thursday)

1. FINANCE
2. Motion to approve minutes of the April 3 and 5, 2018, City Council meetings.
3. Motion to approve the bills as presented in the amount of $1,138,198.69.
4. Motion to approve the following liquor license applications:  
   1. Renewal application for a Class C Liquor License with additional privileges for Catering, Carryout Wine, Outdoor Service, and Sunday Sales for Ramsey’s Metro Market (1120 7th Avenue).  Expiration 05/06/2018.  No violations in previous five years.
   2. Addition of a Carryout Wine privilege to an existing liquor license for Casey’s Marketing, dba Casey’s General Store #2919 (340 Marion Boulevard). Expiration 03/31/2019.
5. Resolution No. setting a public hearing for May 17, 2018 to amend the current budget for the fiscal year ended June 30, 2018.
6. PUBLIC SERVICES

NONE

1. POLICE/FIRE (5:30 – 5:35)  
   1. Resolution No. approving the purchase of 50 pairs of firefighting boots from Sandry Fire Supply in the amount of $17,700.00.
   2. Resolution No. authorizing the donation of former Fire Engine No. 91 (1989 Pierce Pumper) to Firefighters Against Cancer Organization.
   3. Resolution No. approving the purchase of new Deputy Fire Marshal vehicle from Stivers Ford in an amount of $26,125.00.
2. PARKS (5:35 – 5:40)  
   1. Ordinance No. 18-03 amending Chapter 115 of the Code of Ordinances related to Cemetery. Second consideration.
   2. Ordinance No. 18- amending Chapter 23.02 of the Code of Ordinances relating to Park Board member stipend. Initial Consideration.
   3. Resolution No. approving Partial Payment No. 5 to MSA for professional services regarding the Lowe Park South End Development Project in the amount of $19,950.00.
3. BUILDING INSPECTION   
   1. Motion to receive and file correspondence regarding building permits and withholding pay (Brian Dorn).
4. ENGINEERING (5:40 – 6:40)
5. Motion to approve Project Calendar regarding Engineering Department payments as follows:  
   * 1. Resolution No. approving Partial Payment No. 1 for reimbursement to Morris Wood Enterprises, LLC for stored materials associated with Tower Terrace Road – Phase VI (Winslow Road to Lennon Lane) in the amount of $61,861.18.
     2. Resolution No. approving Partial Payment No. 3 to Snyder & Associates, Inc. regarding the 2018 Alburnett Road Extension Phase 1 project in the amount of $16,520.00.
6. **Presentation regarding existing Sanitary Sewer Capacity.**
7. **Motion directing staff to reallocate leftover funds from the 29th Avenue and Indian Creek Intersection Project to the Sanitary Sewer Capacity Study and directing Staff to solicit engineering services for the Sanitary Sewer Capacity Study.**
8. **Presentation by Stormwater Coordinator Steve Cooper on the Stormwater Utility Credit Committee.**
9. **Public Hearing regarding the City of Marion Lowe Park South End Improvements.**
10. **Resolution No. accepting bids and awarding contract to Tricon General Construction, Inc. regarding the City of Marion Lowe Park South End Improvements in the amount of $962,000.00.**
11. **Resolution No. accepting quotes and awarding contract to Borst Brothers Construction Inc. regarding the 3600 Winslow Road Property Disposal Project in the amount of $15,200.00.**
12. **Resolution No. accepting quotes and awarding contract to Borst Brothers Construction Inc. regarding the 3630 Winslow Road Property Disposal Project in the amount of $11,800.00.**
13. **Resolution No. accepting quote and awarding sale of manufactured home on 3630 Winslow Road as is with ProGood Enterprises, Inc. regarding the 3630 Winslow Road Property Relocation Project in the amount of $5,000.00.**
14. **Motion to receive, file and concur with staff report [previously presented 11.9.17] regarding the 27th Street and 7th Avenue Roundabout (Charlie Knudsen, 2835 24th Avenue).**
15. **Motion to receive, file and concur with staff report regarding the Sidewalk Inspection Program (Charlie Knudsen, 2835 24th Avenue).**
16. **Resolution No. approving agreement with the Iowa Department of Transportation [2019-TS-003] regarding the intersection improvements at the intersection of Iowa 13 and Hennessey Parkway.**
17. Motion to approve Project Calendar regarding Temporary Construction Easements associated with the Central Corridor Improvements – Phase III from 13th Street to 19th Street Project as follows:  
    1. Resolution No. approving Temporary Construction Easement with Dennis A Burgess, 1505 7th Avenue, regarding the Central Corridor Improvements – Phase III from 13th Street to 19th Street Project.
18. Motion to approve Project Calendar regarding Temporary Construction Easements associated with the 2018 Sidewalk Ramp Repair Project as follows:  
    1. Resolution No. approving Temporary Construction Easement with Kurt N & Linda R Livingston, 1360 D Avenue, regarding the 2018 Sidewalk Ramp Repair Project.
19. Motion to approve Project Calendar regarding Temporary Construction Easements associated with the 2018 Sidewalk Assessment Project as follows:
20. Resolution No. approving Temporary Construction Easement with Ask Inc., 2902 14th Avenue, regarding the 2018 Sidewalk Assessment Project.
21. **Resolution No. setting a Public Hearing for May 3, 2018 regarding an Electric Line Easement with Interstate Power and Light [Alliant Energy] for certain City property located north of 6th Avenue and west of 15th Street regarding the Central Corridor Improvements – Phase 3; 13th Street to 19th Street.**
22. **Resolution No. approving Change Order No. 3 with Genesis Equities, LLC regarding the 2017 Central Corridor Improvements Project – Phase 3 (13th Street to 19th Street) regarding the modification to the light fixtures in the amount of $9,360.00.**
23. **Discussion regarding upgrading the luminaries in other roundabouts.**
24. **Public Hearing regarding the 2018 Storm Sewer Project.**
25. **Resolution No. accepting bids and awarding contract to Abode Construction, Inc. regarding the 2018 Storm Sewer Project in the amount of $179,244.00.**
26. PLANNING AND DEVELOPMENT (6:45 – 7:15)
27. Motion to approve Project Calendar regarding Planning Department payments as follows:  
    1. Resolution No. approving Payment No. 3 to Houseal Lavigne Associates for professional consulting services related to the Marion Zoning Ordinance per the contract for the Marion Airport in the amount of $4,988.40.
    2. Resolution No. approving Payment No. 4 to Houseal Lavigne Associates for professional consulting services related to the Marion Comprehensive Plan per the contract for the Marion Airport in the amount of $4,281.26.
28. **Resolution No. approving a revised Preliminary Plat for 13 & 151 addition located on the northeast corner of Highway 13 & 151 (Water Rock, LLC).**
29. Resolution No. setting May 3, 2018 as a public hearing regarding a Preliminary Site Development Plan for Squaw Creek Hospitality Country Inn & Suites Hotel at 5993 Carlson Way on the northeast corner of Highway 13 & 151.
30. **Resolution No. approving the IDO Improvement Review for property at 2504 7th Avenue submitted by GLD Commercial (Dollar Tree).**
31. **Public Hearing regarding Preliminary and Final Site Development Plan for Spee-Dee Delivery located east of Partners Avenue and south of Enterprise Drive**.
32. Resolution No. approving a Preliminary Site Development Plan for Spee-Dee Delivery located east of Partners Avenue and south of Enterprise Drive.
33. Resolution No. approving a Final Site Development Plan for Spee-Dee Delivery located east of Partners Avenue and south of Enterprise Drive.
34. Resolution No. approving the Final Plat and Memorandum of Agreement for Marion Enterprise Center 7th Addition located south of Enterprise Drive and east of Partners Avenue (MEDCO Holding Company, LLC.).
35. **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 to rezone property 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.).**
36. Resolution No. approving an amendment to the Future Land Use Map of the Marion Comprehensive Plan from Single Family Detached to Single Family Attached for property located north of Winchester Drive and west of Sherwood Drive (Robson Home, Inc.).
37. Ordinance No. 18- amending the Code of Ordinances to rezone 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.). Initial consideration.
38. Motion to receive and file a letter regarding the M&W Ventures Re-zoning request for property located southwest of 35th Street, north of Tower Terrace Road and southeast of Indian Creek Road from Larry Bricker of 3977 Brookside Dr.
39. **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 to rezone 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).**
40. Resolution No. approving an amendment to the Future Land Use Map of the Marion Comprehensive Plan from Single Family Detached to Single Family Attached for property located southwest of 35th Street, north of Tower Terrace Road and southeast of Indian Creek Road (M&W Ventures, LLC).
41. Ordinance No. 18- amending the Code of Ordinances to rezone property 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). Initial Consideration.
42. **Public Hearing regarding a request to rezone 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.).**
43. Ordinance No. 18- amending the Code of Ordinances to 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.). Initial consideration.
44. Resolution No. approving Final Plat and Memorandum of Agreement for Sunny Ridge Villas 2nd Addition located west of Bison Street and south of Robinwood Lane, Marion, Iowa (DMFA, LLC).
45. Resolution No. to correct legal description in prior legislation regarding vacation of section of 3rd Street and sale to Gospel Light Church.
46. **Motion to receive and file an Annexation request from Genesis Equities Land Holding LLC for property east of Partners Avenue and south of Marion Airport Road and direct staff to proceed with voluntary application.**
47. **Public Hearing regarding Amendment to the Central Corridor Interim Development Overlay, Section 176.50(10) of the Marion Code of Ordinances.**
48. Resolution No. extending the Central Corridor Interim Development Overlay, another six months as provided by Section 176.50(10) of the Marion Code of Ordinances.
49. **Discussion regarding correspondence from Emily Meyer c/o Eric Gutschmidt requesting City financial assistance in support of Workforce Housing Tax Credits for property at 966 11th Street.**
50. **Resolution No. awarding contract with Life Time Fence Company regarding fence demolition and construction services in association with the Grant Wood Trail project in the amount of $29,980.00.**
51. ADMINISTRATION/OTHER (7:15 -7:45)
52. **Resolution No. approving Memorandum of Understanding (MOU) with Timberline Manufacturing.**
53. **Motion to receive and file and refer to Linn County an abatement application from Sunny Ridge**.
54. **Resolution No. approving Urban Revitalization Application from DMFA, LLC, associated with Sunny Ridge Villa’s Phase I located in the 2017 Workforce Housing Urban Revitalization Area Plan.**
55. **Resolution No. approving joint agreement in support of Linn County’s creation of a Urban Renewal Area to Support Prospect Meadows Development Project.**
56. **Resolution No. supporting application to the Iowa Department of Transportation for grant applications associated with the Marion Municipal Airport.**
57. **Resolution No. approving final payment to Marion Holdings LLC for the Uptown Parking Lot project in the amount of $5,000.00.**
58. 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. Second consideration.
59. Motion to suspend the rules and place Ord. No 18-04 on the agenda for adoption and adopt.
60. Motion to approve the following Special Permit Endorsements:  
    1. Graduation Party, Brick Alley, May 26, 2018, 3:00 p.m. – 7:00 p.m. (Les Arnold, 1038 7th Avenue).
    2. Going Away Party, Brick Alley, May 5, 2018, 2:00 p.m. – 6:00 p.m. (Les Arnold, 1038 7th Avenue).
    3. Surprise Birthday Party, Brick Alley, April 28, 2018, 7:00 p.m. – 12:00 a.m. (Les Arnold, 1038 7th Avenue).
61. 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. Second consideration.
62. Motion to suspend the rules and place Ord. No. 18-05 on the agenda for adoption and adopt.
63. Motion to approve the following liquor license applications:  
    1. New application for a Special Event Class B Beer Permit with additional privileges for Outdoor Service and Sunday Sales for St. Joseph Catholic Church (1790 14th Street).  Effective 06/01/2018.
64. **Discussion regarding pay for performance**.
65. Resolution No. approving the Deputy City Manager Employment Agreement with Amanda Kaufman.
66. Resolution No. approving the Community Development Director Employment Agreement with Tom Treharne.
67. Resolution No. approving the Director of Administrative Services Employment Agreement with Elsworth Carman.
68. Motion to receive and file March 2018 Departmental Reports.
69. Motion to approve the following Hold Harmless/Noise Waiver Agreements:  
    1. Wedding, Lowe Park, September 22, 2018, 1:00 p.m. – 6:00 p.m. (Tamara Murphy, 205 Chatham Road NE, Cedar Rapids).
    2. City Showcase, City Square Park and surrounding area, May 5, 2018, 8:00 a.m. – 2:00 p.m. (Amber Bisinger, City of Marion, 1225 6th Avenue).
70. Mayoral Appointments:  
    1. Frederick Brown II, 1423 Forest Lane, Civil Rights Commission, term expires 12-31-20.
    2. Okpara Rice, 1720 Winding Creek Drive, Civil Rights Commission, term expires 12-31-20.
71. Motion to adjourn to closed session regarding litigation as permitted under Section 21.5(1)(c) of the Code of Iowa (Tuesday).
72. Adjourn