

MARION CITY COUNCIL REGULAR MEETING
Thursday, July 5, 2018 – 5:30 p.m.
City Hall, 1225 6th Avenue, Marion, IA 52302

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.

Presentation regarding GIVE65, a fundraiser to support the construction of a Linn County senior center, by Karen Huber with Home Instead Senior Care. (Thursday)

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 June 19, 21, and 27, 2018, City Council meetings.
2. Motion to approve the bills as presented in the amount of \$2,667,476.38.
3. Motion to approve the following liquor license applications:
 - a. New application for a Class C Liquor License with additional privilege for Sunday Sales for Mountain Man Enterprise, LLC, dba Arlo's (648 8th Street). Effective 06/01/2018.
 - b. New application for a Class E Liquor License with additional privileges for Class B Wine Permit, Class C Beer Permit and Sunday Sales for United Petroleum Inc., dba Marion Market & Café (5005 10th Avenue). Effective 07/01/2018.
 - c. Transfer application for a Class B Native Wine Permit for Anna Blanchette, dba SugarMe (895 8th Avenue). Effective 07/01/2018.
4. Resolution No. 26982 adopting Final Assessment Schedule for Fiscal Year 2019 Quarter 1 Delinquent Fee Special Assessments.

5. Resolution No. 26983 setting public hearing for July 19, 2018 regarding amendments to the Fiscal Year 2018-2023 Capital Improvement Program (Eco Industrial Park, 29th and Indian Creek Intersection Improvement Project and the 2018 Sanitary Sewer Capacity Study).
6. Motion to receive, file, and discuss letter regarding request for notice for sewer line maintenance. (Noreen Tonkin, 1920 8th Avenue).
7. Motion directing staff to draft a memorandum of understanding and purchase agreement for land acquisition in regards to Fire Station No. 3.
8. Resolution No. 26984 approving the 2018 Addendum Agreement with Area Ambulance Service relating to the fee schedule and a three year contract extension.
9. Motion to approve Project Calendar regarding Engineering Department payments as follows:
 - a. Resolution No. 26985 approving Partial Payment No. 1 to Anderson-Bogert Engineers regarding the Marion Runway 17/35 Reconstruction Project in the amount of \$9,799.30.
 - b. Resolution No. 26986 approving Partial Payment No. 4 to Rathje Construction Company regarding the Grant Wood Trail Extension: Highway 13 to 35th Street; HMA and PCC Trail [TAP – U – 4775(628) - - 8I – 57] in the amount of \$242,682.86.
 - c. Resolution No. 26987 approving Partial Payment No. 16 to Veenstra & Kimm, Inc. regarding the Indian Creek Trunk Sewer – Segment 7 Project in the amount of \$7,205.50.
 - d. Resolution No. 26988 approving Partial Payment No. 2 to Pirc Tobin Construction, Inc. regarding the 2018 Wetland Basin and Grant Wood Trail 31st to 35th Project in the amount of \$50,254.17.
 - e. Resolution No. 26989 approving Partial Payment No. 1 to BWC Excavating LC regarding the 2017 Northview Drive Reconstruction Project [NSI] in the amount of \$78,048.91.
 - f. Resolution No. 26990 approving Partial Payment No. 2 to Hunt Construction, Inc. regarding the 2018 Sidewalk Ramp Repair Project in the amount of \$44,048.19.
10. Resolution No. 26991 approving Temporary Construction Easement with Craig J & Lisa M Canavan, 1480 Northview Drive, regarding the 2017 Northview Drive Reconstruction Project (NSI).

11. Resolution No. 26992 approving Change Order No. 1 with Municipal Pipe Tool Co., LLC regarding the 2018 Sanitary Sewer Sliplining Project in the amount of \$43,450.00.
12. Resolution No. 26993 accepting the 2018 Sanitary Sewer Manhole Project.
13. Resolution No. 26994 approving a contract with HDR, Inc. regarding the 2018 Sanitary Sewer Capacity Study in the amount to not exceed \$91,500.00.
14. Motion to receive, file, discuss, and concur with the TAC Report requesting a street light at the Eastview Avenue and 10th Street Intersection. [Elizabeth McGlynn and Karla Thompson, 999 Eastview Avenue].
15. Resolution No. 26995 approving a street light at Eastview Avenue and 10th Street.
16. Resolution No. 26996 approving a street light at Bruce Road and 10th Street.
17. Resolution No. 26997 approving a street light at Williams Drive and 10th Street.
18. Resolution No. 26998 approving a street light at Rolling Glen Drive and 10th Street.
19. Motion to receive, file and refer the following items to the Planning and Zoning Commission:
 - a. Preliminary Plat for property located at 180 Boyson Road (Landherr Addition – Christopher R. Landherr).
20. Resolution No. 26999 approving Change Order for Total Illuminations regarding the Police Lighting Project in an amount of \$4,827.11.
21. Resolution No. 27000 approving the amendment to the Employee Benefit Consulting Services Agreement with Arthur J. Gallagher, Effective June 15, 2015.
22. Resolution No. 27001 amending the 04/01/2018 non-bargaining pay schedule to correct Facilities Maintenance job title and the Utility Maintenance Specialist minimum wage band.
23. Motion to receive and file the updated Personnel Policy No. 5.03 regarding the Library Holidays.
24. Resolution No. 27002 approving the Early Retirement Option Program for 2018.

25. Motion to approve the following Hold Harmless/Noise Waiver Agreement(s):
- a. Lion Cross Country Meet, Lowe Park, September 1, 2018, 7:00-12:00 p.m. (CJ McDonald, Oak Ridge Middle School, 4901 Alburnett Road).
 - b. 9th Annual 6th Street BBQ, 1155 6th Street, September 8, 2018, 4:00-10:30 p.m. (Brad and Lisa Rizzio, 1155 6th Street).
 - c. Uptown Getdown, City Square Park, August 2, 9, 16, 23, 2018, 6:00-9:00 p.m. (Marion Chamber of Commerce, 1225 6th Avenue, Suite 100).

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

26. Resolution No. 27003 approving Partial Payment No. 6 to Knapp Warden LLC for design services associated with the Eco Industrial Park Phase One in the amount of \$19,350.00.
27. Motion to approve Project Calendar regarding Engineering Department payments as follows:
- a. Resolution No. 27004 approving Partial Payment No. 2 to L.L. Pelling Company, Inc. regarding the 2018 HMA Resurfacing Project in the amount of \$409,107.79.
 - b. Resolution No. 27005 approving Partial Payment No. 6 to Abode Construction, Inc. regarding the 2017 Lucore Road Reconstruction Project in the amount of \$103,212.24.
 - c. Resolution No. 27006 approving Partial Payment No. 4 to Genesis Equities, LLC per Resolution No. 26329 regarding the 2017 Central Corridor Improvements Project – Phase 3 (13th Street to 19th Street) in the amount of \$62,480.88.

A. FINANCE

NONE

B. PUBLIC SERVICES

NONE

C. POLICE/FIRE

- 1. Discussion regarding Fireworks.

D. PARKS

NONE

E. ENGINEERING

NONE

F. COMMUNITY DEVELOPMENT

1. Public Hearing regarding a Preliminary Site Development Plan for Bluebird Square located on the northeast corner of Highway 13 and 151. (High Property Management & Development).
2. Resolution No. 27007 approving a Preliminary Site Development Plan for Bluebird Square located on the northeast corner of Highway 13 and 151.
3. Resolution No. 27008 approving a Final Site Development Plan for Bluebird Square located on the northeast corner of Highway 13 and 151.
4. Ordinance No. 18-19 approving a rezoning from Restricted Industrial, I-1 to General Commercial, C-3 and from Linn County Agricultural to Restricted Industrial, I-1 and to General Commercial, C-3 located east of the Marion Airport Runway and south of Marion Airport Road (Genesis Equities Land Holding, LLC). Second Consideration.
5. Motion directing staff to form a Design Selection Committee to create additional pedestrian bridge concepts for CeMar Trail Project.
6. Resolution No. 27009 approving Payment No. 7 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)8I-57) in the amount of \$3,682.59.

G. ADMINISTRATION/OTHER

NONE

H. Citizen's presentations, comments and/or petitions.

I. Council Discussion Time

J. Motion to adjourn to closed session regarding land acquisition as permitted under Section 21.5(1)(j) of the Code of Iowa. (Thursday)

K. Adjourn