

CITY OF MARION  
TENTATIVE CITY COUNCIL AGENDA  
City Hall, 1225 6th Avenue, Marion, IA on Tuesday, August 7, 2018 – 4:00 P.M.  
Any item listed on the agenda may be open to discussion by the City Council  
Times listed are estimated

Oath of Office: Police Officer Jacob Pisarik

Proclamation: 13th Annual Five Seasons Stand Down Day

**Presentation and discussion regarding the Traffic Engineering Assistance Program (TEAP) Studies for the intersection of Central Avenue and 10th Street and the intersection of West 8th Avenue and Lindale Drive by Aaron Granquist, HR Green (Tuesday) (4:00 – 4:20)**

A. FINANCE

1. Motion to approve minutes of the July 17, 19 and 30, 2018, City Council meetings.
2. Motion to approve the bills as presented in the amount of \$2,441,252.10.
3. Motion to approve the following liquor license applications:
  - a. Renewal – Casey’s Marketing dba Casey’s General Store #2770  
2020 7th Avenue, Marion  
Class C Beer Permit with additional privileges of Class B Native Wine Permit and Sunday Sales. No violations in the last five years.
  - b. Renewal – Marion Columbus Club dba Marion Columbus Club  
5650 Kacena Avenue, Marion  
Class C Liquor License with additional privileges of Sunday Sales. No violation in last five years.
  - c. Renewal – Zio Johno’s Inc. dba Zio Johno’s Marion  
755 7th Avenue, Marion  
Class C Liquor License with additional privileges of Class B Wine Permit, Catering, Outdoor Service and Sunday Sales. No violation in the last five years.
  - d. New – Nara Thai Cuisine LLC dba Nara Thai Cuisine  
1725 Blairs Ferry Rd Ste 102, Marion  
Class C Liquor License with additional privileges of Sunday Sales.  
Effective 07/15/2018.
4. Motion to receive and file the Civil Service Certified Eligible List for Police Sergeant and Police Lieutenant.

B. PUBLIC SERVICES (4:20 – 4:50)

1. **Discussion regarding the Commercial New Construction Program for the Public Services Maintenance Facility**
2. **Resolution No. \_\_\_\_\_ approving the consulting and engineering services agreement with A&J Associates for the construction of the Public Services Maintenance Facility.**
3. Resolution No. \_\_\_\_\_ approving Partial Payment No. 1 to A&J Associates for engineering services for the Public Services Maintenance Facility in the amount of \$26,750.00

C. POLICE/FIRE (4:50 – 5:15)

1. **Presentation of Police Department Strategic Plan by Chief Joe McHale (Tuesday).**
2. **Discussion regarding Council representation for Fire Station No. 3 Project Committee.**

D. PARKS

NONE

E. ENGINEERING (5:15 – 5:35)

1. Motion to approve Project Calendar regarding Engineering Department payments as follows:
  - a. Resolution No. \_\_\_\_\_ approving Partial Payment No. 5 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 \$240,676.11.
  - b. Resolution No. \_\_\_\_\_ approving Partial Payment No. 3 to Pirc Tobin Construction, Inc. regarding the 2018 Wetland Basin and Grant Wood Trail 31st to 35th Project in the amount of \$5,276.47.
  - c. Resolution No. \_\_\_\_\_ approving Partial Payment No. 7 to Abode Construction, Inc. regarding the 2017 Lucore Road Reconstruction Project in the amount of \$257,760.59.
  - d. Resolution No. \_\_\_\_\_ approving Partial Payment No. 2 to BWC Excavating LC regarding the 2017 Northview Drive Reconstruction Project [NSI] in the amount of \$84,700.25.

- e. Resolution No. \_\_\_\_\_ approving Partial Payment No. 5 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 \$94,094.47.
  - f. Resolution No. \_\_\_\_\_ approving Partial Payment No. 17 to Veenstra & Kimm, Inc. regarding the Indian Creek Trunk Sewer-Segment 7 in the amount of \$5,476.22.
  - g. Resolution No. \_\_\_\_\_ approving Partial Payment No. 1 to Municipal Pipe Tool Co., LLC regarding the 2018 Sanitary Sewer Sliplining Project in the amount of \$139,317.26.
  - h. Resolution No. \_\_\_\_\_ approving Partial Payment No. 1 to Snyder & Associates regarding the Indian Creek Trail Aerial Survey Project in the amount of \$2,900.00.
  - i. Resolution No. \_\_\_\_\_ approving Partial Payment No. 3 to Calhoun-Burns and Associates, Inc regarding the 2018 Bridge Rating and Inspection in the amount of \$1,715.00.
2. **Motion to receive, file and discuss the Traffic Engineering Assistance Program [TEAP] Studies for the intersection of Central Avenue and 10<sup>th</sup> Street & the intersection of West 8<sup>th</sup> Avenue and Lindale Drive.**
  3. **Resolution No. \_\_\_\_\_ authorizing the submittal of an application for Traffic Safety Improvement Program [TSIP] funding for the intersection of Central Avenue and 10<sup>th</sup> Street to convert the traffic signal to a mini roundabout.**
  4. **Resolution No. \_\_\_\_\_ authorizing the submittal of an application for Traffic Safety Improvement Program [TSIP] funding for the intersection of West 8<sup>th</sup> Avenue and Lindale Drive to convert the two way stop controlled intersection to a full roundabout.**
  5. **Resolution No. \_\_\_\_\_ authorizing the submittal of an application for Traffic Safety Improvement Program [TSIP] funding for the intersection of Highway 100 and South 31<sup>st</sup> Street to convert the 2-way stop controlled intersection to a traffic signal, extend the left turn lanes, and add a westbound right turn lane.**
  6. **Motion to approve Project Calendar regarding the 668 7<sup>th</sup> Avenue Parking Lot Project, as follows:**
    - a. **Motion to retain the City Engineer as Project Engineer regarding the 668 7th Avenue Parking Lot Project.**
    - b. **Resolution No. \_\_\_\_\_ approving Resolution of Necessity regarding the 668 7th Avenue Parking Lot Project.**

- c. **Resolution No. \_\_\_\_\_ ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 668 7th Avenue Parking Lot Project.**
- d. **Resolution No. \_\_\_\_\_ approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 668 7th Avenue Parking Lot Project.**

**7. Discussion regarding the brick house located at 525 11th Street.**

**F. COMMUNITY DEVELOPMENT (5:35 – 6:35)**

- 1. Motion to approve Project Calendar regarding Planning Department payments as follows:
  - a. Resolution No. \_\_\_\_\_ approving Payment No. 20 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 \$414.05.
  - b. Resolution No. \_\_\_\_\_ approving Payment No. 8 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)8I-57) in the amount of \$10,748.58.
  - c. Resolution No. \_\_\_\_\_ approving Payment No. 1 to Snyder & Associates per the contract for the Indian Creek Trail [STP-U-4775(631)--70-57] in the amount of \$3,583.17.
- 2. **Public hearing regarding a request to vacate the alley between 345/355 and 375 6<sup>th</sup> Avenue, Marion, Linn County, Iowa (Schaul).**
- 3. Resolution No. \_\_\_\_\_ approving a request to vacate the alley between 345/355 and 375 6<sup>th</sup> Avenue, Marion, Linn County, Iowa (Schaul).
- 4. **Public hearing on proposed disposition of a portion of public property described as the alley between 345/355 and 375 6<sup>th</sup> Avenue, Marion, Linn County, Iowa (Schaul).**
- 5. Resolution No. \_\_\_\_\_ approving disposition of a portion of public property described as the alley between 345/355 and 375 6<sup>th</sup> Avenue, Marion, Linn County, Iowa (Schaul).
- 6. **Public hearing regarding a request to vacate the alley between 321/335 10<sup>th</sup> Street and 308/340 11<sup>th</sup> Street, Marion, Linn County, Iowa (Vorobstov).**

7. Resolution No. \_\_\_\_\_ approving a request to vacate the alley between 321/335 10<sup>th</sup> Street and 308/340 11<sup>th</sup> Street, Marion, Linn County, Iowa (Vorobstov).
8. **Public hearing on proposed disposition of a portion of public property described as the alley between 321 10<sup>th</sup> Street and 308 11<sup>th</sup> Street, Marion, Linn County, Iowa (Vorobstov).**
9. Resolution No. \_\_\_\_\_ approving disposition of a portion of public property described as the alley between 321 10<sup>th</sup> Street and 308 11<sup>th</sup> Street, Marion, Linn County, Iowa (Vorobstov).
10. **Public hearing on proposed disposition of a portion of public property described as the alley between 335 10<sup>th</sup> street and 340 11<sup>th</sup> Street, Marion, Iowa (Byse).**
11. Resolution No. \_\_\_\_\_ approving disposition of a portion of public property described as the alley between 335 10<sup>th</sup> street and 340 11<sup>th</sup> Street, Marion, Iowa (Byse).
12. **Resolution No. \_\_\_\_\_ approving the Landherr 3<sup>rd</sup> Addition Preliminary Plat for property located at 180 Boyson Road. (Christopher Landherr).**
13. **Public Hearing regarding revisions to Chapter 176 Marion Zoning Ordinance by removing and replacing current Chapter 176.06 Rules and Definitions to include new and updated definitions.**
14. Ordinance No. \_\_\_\_\_ recommending approval of the revised Chapter 176.06 Rules and Definitions of the Marion Code of Ordinances. (Initial Consideration)
15. **Public Hearing regarding revisions to Chapter 176 Marion Zoning Ordinance by removing and replacing chapter 176.33 Nonconforming Uses, Buildings and Structures with updated provisions and language.**
16. Ordinance No. \_\_\_\_\_ recommending approval of revised Chapter 176.33 Nonconforming Uses, Buildings and Structures of the Marion Code of Ordinances. (Initial Consideration)
17. **Public Hearing regarding amendment to Chapter 176 Marion Zoning Ordinance, updating Chapter 176.04, Establishment of Districts and Map, to include new zoning district classifications and establishing Chapter 176.51, New Zoning District Classifications.**
18. Ordinance No. \_\_\_\_\_ recommending approval of the revised Chapter 176.04, Establishment of Districts and Map, and the creation of Chapter 176.51, New Zoning District Classifications. (Initial Consideration)

19. Resolution No. \_\_\_\_\_ approving Memorandum of Agreement with Camden Farms Condo regarding sidewalk installation and fees associated with 2017 Lucore Road Reconstruction Project.
20. **Resolution No. 27007 approving a Preliminary Site Development Plan for Bluebird Square located on the northeast corner of Highway 13 and 151. (High Property Management & Development) (Reconsideration; Failed 07/05/2018).**
21. **Update regarding the Safe Routes to Schools Trail grant/fundraising.**
22. **Public Hearing regarding amendment to the Master Trails Plan Map.**
23. Resolution No. \_\_\_\_\_ approving an amendment to the Master Trails Plan Map.
24. Resolution No. \_\_\_\_\_ approving a Final Plat and Memorandum of Agreement for The Commons at English Glen Fourth Addition located north of 29th Avenue and west of Winchester Drive (Robson Home, Inc.).
25. Resolution No. \_\_\_\_\_ setting a public hearing for August 23, 2018 and directing publication of notice of hearing on vacation and proposed disposition of portion of public property described as the south 120 feet of the north-south alley between 631 6th Avenue and 610-630 10th Street, Marion, Iowa (Paul A. Draper & Carolyn Draper Rev. Trust).
26. **Receive and file a request for deferral/partial deferral of installation of sidewalk adjacent to Downing Farm 1<sup>st</sup> Addition along Alburnett Road adjoining the proposed Terrace Glen Village (Hall & Hall Engineers).**

G. ADMINISTRATION/OTHER (6:35 – 7:05)

1. **Resolution No. \_\_\_\_\_ approving a Memorandum of Understanding (MOU) regarding tax increment financing (TIF) incentives for Genesis Equities, LLC.**
2. **Resolution No. \_\_\_\_\_ designating the Mayor and Mayor pro tem as authorized signers for the contract with IEDA regarding Freund-Vector Corporation.**
3. **Motion directing staff to amend the development agreement with Freund-Vector Corporation.**
4. **Resolution No. \_\_\_\_\_ approving an amended service agreement with Involta to support the GIS software implementation.**

5. Resolution No. \_\_\_\_\_ approving an agreement for membership with the Multi-State Information Sharing and Analysis Center.
6. Resolution No. \_\_\_\_\_ authorizing deferred compensation agreement (Seth Kjormoe).
7. Motion to receive and file new job description (Parks & Recreation Deputy Director and Maintenance Utility I).
8. Resolution No. \_\_\_\_\_ amending the 04/01/2018 non-bargaining pay schedule to change the job title of the Parks Assistant Director to Parks Deputy Director (salary remains the same).
9. Resolution No. \_\_\_\_\_ approving Legal Services Agreements with City Attorney Anne E. H. Kruse and Assistant City Attorneys Kara L. Bullerman and Ryan P. Tang for the period of July 1, 2018 through June 30, 2019.
- 10. Receive, file and discuss correspondence regarding visual obstructions at intersections. (Gary Hughes, 1885 Geode Street).**
11. Receive and file resignation memo for Shirley Pantini from the Civil Rights Commission.
12. Motion setting the Thursday, September 20, 2018 City Council Meeting start time to 4:00 p.m.
13. Motion to approve the following Special Permit Endorsements:
  - a. Brick Alley Pub, Iowa/Iowa State Football, September 8, 2018, 11:00 a.m. – 7:00 p.m. (Les Arnold, 1038 7th Avenue).
  - b. Brick Alley Pub, Iowa Football Games, Saturdays between September 1 and November 23, 2018, 11:00 a.m. – 7:00 p.m. (Les Arnold, 1038 7th Avenue).
  - c. Brick Alley Pub, NFL Football Games, Sundays between September 9 and December 30, 2018, 11:00 a.m. – 7:00 p.m. (Les Arnold, 1038 7th Avenue).
14. Motion to approve the following Hold Harmless/Noise Waiver Agreement:
  - a. Music, Uptown Artway, October 12, 2018, 2:00 – 10:00 p.m. (Jim Jacobmeyer, 1070 7th Avenue).

15. Mayoral Appointment:

- a. Seth Moomey, 1025 S 15th Street, Planning and Zoning Commission, term expires 12/31/2018.

H. Adjourn