



CITY COUNCIL AGENDA
Thursday, December 20, 2018 – 5:30 p.m.
City Hall, 1225 6th Avenue, Marion, IA 52302

The meeting is being 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 take a yellow card found at the end of the staff table and complete the card. When the mayor asks you to come forward to address the City Council, hand the card to the City Clerk. Please state your name and address before making any comments.

The Mayor and City Council welcome comments from the public; however, at no time is it appropriate to use profane, obscene, or slanderous language. The Mayor may limit each speaker to five minutes.

****Note: Council Member Draper may participate via phone.****

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL
MOMENT OF SILENCE

PROCLAMATIONS/OATHS

1. Present plaque for appreciation of service to Kim Etzel.
2. Oath of Office for Police Officer Matthew Wempfen.

PRESENTATIONS – This section is for presentations from external entities regarding current council action and area projects and events.

1. None.

CONSENT AGENDA PUBLIC FORUM - This section is for comments from the public on topics listed on the consent agenda.

CONSENT AGENDA – This section includes routine items and will be enacted by one motion without separate discussion unless Council requests an item to be removed to be considered separately.

1. Motion to approve the Consent Agenda as follows:

A. Administrative Services

1. Motion to approve minutes of the December 4 and 6, 2018 City Council meetings.

2. Motion to receive, file and discuss November 2018 Department Monthly Reports.
3. Motion to approve the following Mayoral Reappointments:
 - a. Airport Committee
Bonnie Roth, 2701 3rd Avenue, term expires 12/31/2022
 - b. Arts Council
Frances Renfer, 1065 25th Street, term expires 1/1/2022
Jane Strnad Nelson, 3297 Sherwood Place, term expires 1/1/2022
 - c. Civil Rights Commission
Danielle Brazant, 9 Chapel Ridge Circle, term expires 12/31/2021
Kent Jackson, 2220 Timber Creek Drive, term expires 12/31/2021
 - d. Construction Code Review Board
Larry Nasset, 1375 8th Avenue, term expires 1/1/2023
Terry Sauer, 3060 18th Avenue, term expires 1/1/2023
Roger Cousins, 3650 Brookside Drive, term expires 1/1/2023
 - e. Historic Preservation Commission
Judy Saluri, 1785 Grand Avenue, term expires 1/1/2022
 - f. LOST Oversight Committee
Phil Hershner, 2125 Timber Creek Drive, term expires 12/31/2021
 - g. Nuisance Enforcement Advisory Board
Tom Begley, 2865 25th Avenue, term expires 1/1/2022
Matt Milburn, 2710 10th Street #102, term expires 1/1/2022
 - h. Planning & Zoning Commission
Seth Moomey, 1025 S 15th Street, term expires 12/31/2023
Jody Budde, 3010 Autumn Drive, term expires 12/31/2023
 - i. Public Services Board
Tom Padley, 2860 23rd Avenue, term expires 12/31/2020
Mark Morgan, 933 18th Street, term expires 12/31/2020
Colleen Prokup, 2890 18th Avenue, term expires 12/31/2020
 - j. Tree Board
Scott Hansen, 1363 8th Street, term expires 1/1/2023
Rodney Bluml, 1445 Brockman Avenue, term expires 1/1/2023
 - k. Water Board
Mary Ann McComas, 1340 A Avenue, term expires 12/31/2024

- I. Zoning Board of Adjustment
Charles Kent, 668 7th Avenue, term expires 12/31/2023

4. Motion to approve the following Special Permit Endorsement:
 - a. Brick Alley Pub & Sports Bar, 1038 7th Avenue, Iowa Bowl Game on January 1, 2019, NFL Playoffs on January 5, 6, 12, 13, 20, 2019 and Super Bowl on February 3, 2019, 11:00-7:00 p.m., (Les Arnold, 1038 7th Avenue).
5. Resolution No. 27357 approving a request to name Marion Times as the official newspaper of record for the City of Marion.
6. Motion to approve payments as presented in the amount of \$1,262,840.35.

B. Public Services

1. Resolution No. 27358 approving partial payment no. 5 to A&J Associates for the Public Services Maintenance Facility in the amount of \$3,800.00.

C. Police/Fire – None

D. Parks

1. Resolution No. 27359 approving a one year renewal of lease agreement with Sejkora Farms, Inc., for certain Lowe Park property.

E. Engineering

1. Motion to approve Engineering Department project payments as follows:
 - a. Resolution No. 27360 approving Partial Payment No. 4 to Anderson-Bogert Engineers regarding the 2018 Central Corridor – 7th Avenue Preliminary Design in the amount of \$40,446.00.
 - b. Resolution No. 27361 approving Partial Payment No. 11 to Snyder & Associates regarding the 2018 Alburnett Rd. Extension Phase 1 in the amount of \$16,485.70.
 - c. Resolution No. 27362 approving Partial Payment No. 21 to Veenstra & Kimm, Inc. regarding the Indian Creek Trunk Sewer-Segment 7 project in the amount of \$14,203.78.
2. Motion to receive, file, discuss and refer to TAC a request regarding a no parking zone on Lyons Lane. (Ron Meader, Lyons Lane)

3. Motion to receive, file, discuss and refer to TAC a request regarding roundabout signage. (Dick Lensing, 3457 Granger Avenue)
4. Motion to receive, file, discuss and refer to TAC a request regarding a crossing light at 35th Street and McGowan Boulevard. (Donna McCabe, 1960 36th Street)
5. Motion to receive, file, discuss and refer to TAC a request regarding a painted curb on Lucore Road at the Intersection of Indian Creek Road. (Mary Tuecke, 3700 Artesian Road)
6. Motion to receive, file, discuss and refer to TAC a request regarding street light on Williams Drive. (Annette Mohling, 4060 Shady Oak Drive)

F. Community Development

1. Motion to receive, file and refer to the Planning and Zoning Commission:
 - a. A Final Plat for GLM Addition to Linn County located at 1777 Martin Creek Road, Linn County, Marion, Iowa (Gerald Munier)
2. Resolution No. 27363 setting a public hearing for January 10, 2019 regarding the property south of Fernow Road and east of Crestwood Lane and Burns Drive to amend the Future Land Use Map of the Marion Comprehensive Plan from Single Family Detached Residential to Single Family Attached and Multi-Family Residential and a request to rezone from R-2, Medium Density Single Family Residential to PDR, Planned Development Residential. (Curtis J. Cope Family Trust & Cope Agricultural Investments, LLC)

G. City Manager's Office – None

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

2. Motion to approve the Consent Agenda with Mayor AbouAssaly's abstention from voting and discussion as follows:

A. Administrative Services

1. Motion to approve the following liquor license applications:
 - a. New – Kwik Trip Inc – 5992 Carlson Way
Class B Beer Permit (BC) with additional privileges of Class B Wine and Sunday Sales. Effective 12/21/2018.

B. Public Services – None

C. Police/Fire – None

D. Parks – None

E. Engineering

1. Resolution No. 27364 approving Partial Payment No. 23 to Genesis Equities, LLC. for the Central Corridor Project (13th St to 31st St) in the amount of \$5,483.25.
2. Resolution No. 27365 approving contract with Anderson-Bogert Engineering and Surveyors, Inc. regarding the Marion AirCom Park Sanitary Sewer Extension Project in the amount of \$19,520.00.
3. Resolution No. 27366 approving contract with Anderson-Bogert Engineering and Surveyors, Inc. regarding the Engineering and/or Land Surveying Services for On Call General Airport Consulting in the amount not to exceed \$29,280.00.
4. Resolution No. 27367 approving contract amendment regarding runway lighting to the contract with Anderson-Bogert Engineering and Surveyors, Inc. regarding the City of Marion Runway 17/35 Reconstruction Project in the amount of \$25,270.00.
5. Resolution No. 27368 accepting paving associated with Gemstone 5th Addition.

F. Community Development – None

G. City Manager’s Office – None

REGULAR AGENDA

A. Administrative Services

1. Ordinance No. 18-35 amending Chapter 120 of the Code of Ordinances relating to Liquor Licenses and Wine and Beer Permits. (Second Consideration)
2. Ordinance No. 18-36 amending Chapter 46 of the Code of Ordinances relating to Minors. (Second Consideration)
3. Resolution No. 27369 approving participation in Naturally Slim Program through Wellmark.

B. Public Services – None

C. Police/Fire – None

D. Parks

1. Resolution No. 27370 approving payment to Spohn Ranch, Inc. regarding the 2018 Butterfield Park Skate Park Project in the amount of \$140,000.00.
2. Resolution No. 27371 approving a Professional Service Agreement between the City of Marion and Martin Gardner Architecture regarding the Lowe Park Maintenance Facility Addition Project in the amount of \$27,200.00.

E. Engineering

1. Motion to receive and file additional correspondence regarding light on Williams Drive. (Annette Mohling, 4060 Shady Oak Drive)

F. Community Development

1. Resolution No. 27372 approving Plat of Survey No. 2304 for property at 2274 5th Avenue, Marion, Iowa. (City of Marion-Lacey)
2. Resolution No. 27373 approving Acquisition Plat for Part of Lot 7, Irregular Survey of the N.E. ¼ of Section 6, T83N, R6W, Marion, Linn County, Iowa, Parcel 38. (City of Marion-Lacey)
3. Resolution No. 27374 approval a Final Plat for Whispering Winds Estates Addition to Linn County at 1880 Bloomington Road in Linn County, Iowa. (Del Bucknell & Donna J. Bucknell)
4. Resolution No. 27375 approving a Final Plat and Memorandum of Agreement for Indian Creek Way 1st Addition to Linn County located at 4601 Indian Creek Way, Linn County, Marion, Iowa. (Reagan Robinson)
5. Resolution No. 27376 approving payment of \$14,280.00 for rental reimbursement associated with the acquisition of 1493 6th Avenue. (Randy Bries)
6. Resolution No. 27377 accepting quit claim deed for a portion of Collins Road right of way located adjacent to Collins Road Square 1392 Twix Town Road from the City of Cedar Rapids.
7. Resolution No. 27378 accepting easement plat associated with the Collins Road Square located at 1392 Twix Town Road from the City of Cedar Rapids.
8. Resolution No. 27379 approving the Final Plat and Memorandum of Agreement for Tower Terrace Commercial 1st Addition at 3740 Irish Drive, Marion, Iowa. (YMCA)

G. City Manager's Office

1. Resolution No. 27354 approving draft Economic Development Loan Agreement (The New Regional YMCA in Marion) (Removed 12/06/18)
2. Resolution No. 27355 approving additional capital contribution of \$1,500,000.00 to YMCA New Regional in Marion. (Removed 12/06/18)

OTHER DEPARTMENT DISCUSSION – This portion of the meeting is set aside for other department discussions, presentations, and updates not related to current council action.

1. City Manager's Office: FY2019-2024 Capital Improvement Plan (CIP) Project Highlights Discussion.

PUBLIC FORUM – This time is set aside for comments from the public on topics other than those listed on this agenda. Please understand that the City Council will not take any action on your comments at this meeting due to requirements of the Open Meetings Law, but may do so at a future meeting.

COUNCIL DISCUSSION – During this portion of the meeting, Council members may bring forward communications, concerns and reports on various matters.

ADJOURN