



CITY COUNCIL AGENDA
Thursday, June 18, 2020 – 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.

NOTE: Based on COVID-19 guidance from Linn County Public Health and the State of Iowa to limit the size of groups gathering, this meeting is able to be viewed online. To watch, go to Zoom.com, select Join a Meeting, and enter the Meeting ID #854 9150 3257. A link is also provided at www.cityofmarion.org. Audio only can be heard by calling 1-646-558-8656 and enter the same Meeting ID listed above.

Anyone who wishes to comment on an agenda item, including public hearings, may submit the comment to the City Clerk by 4:00 p.m. on Thursday, June 18 via email at rbolender@cityofmarion.org.

Comments can also be heard during the meeting. During the meeting, select Q&A and enter your name, address and agenda item you'd like to comment on. During appropriate public forum or hearing, use the raise hand feature in Zoom and the City Clerk will call on you to speak.

Once unmuted, you will have five minutes to address Council. Please refrain from repeating what has been said before you. Do not involve personalities or make derogatory comments and be as factual as possible. Once allowed to speak, you will no longer have the opportunity to speak to the City Council unless a member of the City Council directs a question to you.

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL
MOMENT OF SILENCE

PROCLAMATIONS/OATHS

1. Proclamation: Juneteenth (Marion Civil Rights Commission)
2. Proclamation: Authorize City Manager to Approve Encroachment Agreements associated with Outdoor Service Areas through December 31, 2020

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

None

PUBLIC FORUM – This section is for comments from the public on topics listed on the agenda not associated with a public hearing.

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 June 2 and 4, 2020 City Council meetings.
2. Motion to approve the following liquor license applications:
 - a. Renewal – Bistro 3 Nineteen – 796 11th Street
Class C Liquor License with additional privileges of Catering. No violations in previous five years.
 - b. Renewal – Goldfinch Tap & Eatery – 740 10th Street
Class C Liquor License with additional privileges of Catering, Class B Wine Permit, Outdoor Service, and Sunday Sales. No violations in previous five years.
 - c. Renewal – Tomaso’s Pizza – 1111 7th Avenue
Class C Liquor License with additional privileges of Sunday Sales. One violation in previous five years.
3. Motion to approve the following Fiscal Year 2020-2021 Cigarette Permits: Casey’s General Stores #2760, #2770, #2919, #2924, #3562, Dollar General Stores #7226, #7398, Fareway Stores, Inc #949, Hy-Vee Drugstore, Hy-Vee Food Store, Hy-Vee Gas, Murphy USA #7287, FasMart #5146, Smokin’ Joe’s Tobacco & Liquor Outlet #10, Walgreens #03876, Walmart #3630, Wrigleyville Sports Pub, Marion Market & Café, Big Shots Bar & Grill, Neighborhood Tobacco Outlet, East Post Road BP, Kum & Go #503, #509
4. Motion to approve the following Mayoral appointment:
 - a. Library Board:
Ross McIntyre, 1360 41st Street Place, Marion; term expires 6/30/23
Chelsea Nunn, 2061 Agate Street, Marion; term expires 6/30/23
5. Motion to receive and file May 2020 Department Monthly Reports.
6. Motion to approve payments as presented in the amount of \$13,401,701.09.
7. Resolution No. 28541 approving renewal of General Insurance with Iowa Communities Assurance Pool (ICAP) for FY2020-2021 in the amount of \$264,420.85.

8. Resolution No. 28542 approving payment to Independent Public Advisors LLC in the amount of \$36,604.25 for services relating to issuance of Series 2020A and 2020B bonds.
9. Resolution No. 28543 approving a revision to Personnel Policy, Section 4 – Group Insurance and Benefits.
10. Motion to approve the following Mayoral reappointments
 - a. Library Board:
Okpara Rice, 1720 Winding Creek Drive, Marion; term expires 6/30/24
Jack Zumwalt, 1500 8th Street, Marion; term expires 6/30/24

B. Public Services

1. Resolution No. 28544 approving the purchase of snow plow blades from the Iowa Department of Transportation in the amount of \$28,115.28.

C. Public Safety – None

D. Parks – None

E. Engineering

1. Motion to approve Project Calendar regarding Engineering Department payments as follows:
 - a. Resolution No. 28545 approving Partial Payment No. 1 to Linn County for services provided by Snyder and Associates regarding the Build Grant Application for Tower Terrace in the amount of \$10,443.44. (TRANS-18-095)
 - b. Resolution No. 28546 approving Partial Payment No. 5 to Stanley Consultants, Inc. for Soil Sampling - 19th to Marion Iron Roundabout in the amount of \$1926.00. (TRANS-18-091)
 - c. Resolution No. 28547 approving Partial Payment No. 1 to Anderson Bogert regarding the 2020 35th Street & 7th Avenue Traffic Signal and Turn Lane in the amount of \$34,800.00.
 - d. Resolution No. 28548 approving Partial Payment No. 8 to Christner Contracting Inc. regarding the 2019 Fire Station Project in the amount of \$360,209.92. (FACS-18-062)
2. Resolution No. 28549 approving Change Order #4 with Christner Contracting Inc. regarding the 2019 Fire Station Project regarding additional steel fabrication, wood decking grade change, HVLS Fans, Added Brake Metal and March Winter conditions in a credit amount of \$5,282.87. (FACS-18-062)

3. Motion to approve Project Calendar regarding Easements associated with the 2020 Marion Fire Station Traffic Signals (FACS-18-062), as follows:
 - a. Resolution No. 28550 approving Permanent Traffic Signal Easement Agreement with St Lukes Methodist Hospital, 3731 Irish Drive, regarding the 2020 Marion Fire Station Traffic Signals (FACS-18-062).
 - b. Resolution No. 28551 approving Permanent Traffic Signal Easement Agreement with the Young Men's Christian Association of Cedar Rapids Metropolitan Area, 3740 Irish Drive, regarding the 2020 Marion Fire Station Traffic Signals (FACS-18-062).
 - c. Resolution No. 28552 approving Permanent Traffic Signal Easement Agreement with Synergy Equity Partners, LLC, Parcel A of Plat of Survey Number 1476, regarding the 2020 Marion Fire Station Traffic Signals (FACS-18-062).
4. Resolution No. 28553 approving agreement and Partial Payment No. 1 to Linn County Rural Electric Cooperative Association regarding providing power to the City of Marion Airport runway lighting system in the amount of \$658.45. (ANN-18-082)
5. Resolution No. 28554 approving Partial Payment No. 7 to Hall & Hall Engineers, Inc. for professional services related to the 2019 Fire Station Project in the amount of \$1040.50. (FAC-18-061)

F. Community Development

1. Resolution No. 28555 approving payment no. 28 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)-8I-57) in the amount of \$26,602.12. (TRL-17-055)
2. Resolution No. 28556 approving payment no. 17 to Snyder & Associates per the contract for the Indian Creek Trail [STP-U-4775(631) --70-57] in the amount of \$5,078.56. (TRL-18-056)
3. Resolution No. 28557 approving relocation assistance payment in the amount of \$210.00 to Charles Ensley at 2097 6th Avenue, Marion, Iowa associated with Central Corridor Project.
4. Resolution No. 28558 approving payment no. 1 to HDR Engineering, Inc. for engineering services associated with the 10th Avenue Sidepaths project (Iowa DOT Project Number: TAP-U-4775(635)—8I-57) in the amount of \$2,447.26. (TRL-18-110)
5. Resolution No. 28559 setting a public hearing for July 9, 2020 regarding an amendment to the Future Land Use Map of the Marion Comprehensive Plan from Single-Family Detached Residential to Single-Family Attached for Bowman Meadows 8th Addition, Marion, Iowa. (Midwest Development Company)

6. Resolution No. 28560 setting a public hearing for July 9, 2020 regarding a preliminary site development plan for Bowman Meadows 8th Addition, Marion, Iowa. (Midwest Development Company)

G. Library – 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 Fiscal Year 2020-2021 Cigarette Permits:
Kwik Star #1008

B. Public Services – None

C. Public Safety – None

D. Parks – None

E. Engineering

1. Resolution No. 28561 approving Partial Payment No. 3 to L.L. Pelling Company, Inc. regarding the 2019 HMA Resurfacing Project in the amount of \$96,253.87. (ANN-18-086)
2. Resolution No. 28562 accepting Seventh Avenue Commercial 3rd Addition to the City of Marion. (GLD Commercial, LLC)
3. Resolution No. 28563 accepting 2019 HMA Resurfacing Project. (L.L. Pelling Company, Inc.) (ANN-18-086)
4. Resolution No. 28564 approving Change Order No. 8 with Genesis Equities, LLC regarding the Central Corridor Improvements Project; Additional Property Demolitions; 2097 6th Avenue; in the amount of \$18,755.00. (TRANS-18-091)

F. Community Development

1. Resolution No. 28565 approving Gemstone Estates 6th Addition Final Plat and Memorandum of Agreement for property located north of Tower Terrace Road and west of Lucre Road. (Morris Wood Enterprises, LLC.)

G. Library – None

REGULAR AGENDA

A. Administrative Services

1. Resolution No. 28566 approving amendment to the well-being program contract with Health Solutions, replacing Schedule A.
2. Resolution No. 28567 approving fiscal year 2019-2020 Operating Budget Transfers.
3. Public hearing on proposed designation of the Echo Hill Road Urban Renewal Area.
4. Resolution No. 28568 to declare necessity and establish an Urban Renewal Area, pursuant to Section 403.4 of the Code of Iowa and to approve Urban Renewal Plan and Project for the Echo Hill Road Urban Renewal Area.
5. Ordinance No. 20-08 providing for the division of taxes levied on taxable property in the Echo Hill Road Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa. (Initial Consideration)
6. Resolution No. 28569 approving Public Facility Protective Equipment Policy.
7. Motion to receive and file job description for IT Support Consultant.
8. Resolution No. 28570 amending the non-bargaining pay schedule to include the addition of IT Support Consultant.
9. Motion to approve the following Hold Harmless Agreement
 - a. Cocktails & Company Bands in Parking Lot; 6/19-6/20, 7/3-7/4, 7/17-7/18, 7/31-8/1, 8/14-8/15, 8/28-8/29 11:00 a.m. to 10:00 p.m.; 1625 Blairs Ferry Road, Marion (Cocktails & Company, 1625 Blairs Ferry Road) (Permit #2020-00000026)
10. Motion to approve the following Mayoral Appointment:
 - a. Library Board
Seth Moomey, 1025 S 15th Street, Marion; Term expires 6/30/2024
11. Motion to approve the following liquor license:
 - a. Renewal – Big Shots Bar & Grill – 1803 6th Ave
Class C Liquor License with additional privileges of Outdoor Service and Sunday Sales. No violations in previous five years.
12. Motion authorizing City Manager to engage with an executive search firm for Deputy City Manager position.
13. Motion to receive and file job description for Deputy City Manager.

14. Motion requesting Park Board to designate the 11th Street Right of Way as a Special Use Area.

B. Public Services

1. Ordinance No. 20-06 amending Chapter 105 of the Solid Waste Ordinance and establishing base monthly collection fees at \$17.50. (Final consideration)
2. Ordinance No. 20-07 amending Chapter 99 of the Sanitary Sewer Ordinance increasing monthly domestic and industrial user charges from \$3.80 to \$4.10 and establishing new construction sanitary sewer connection fees at \$2,000.00. (Final consideration)
3. Resolution No. 28571 approving partial payment No. 2 to Mid-States Concrete regarding the Precast Concrete Package for the Public Service Maintenance Facility in the amount of \$1,641,021.62. (FACS-17-069)
4. Resolution No. 28572 approving partial payment No. 1 to Delta 3 Engineering for engineering services related to the Public Service Maintenance Facility in the amount of \$20,182.50. (FACS-17-069)
5. Resolution No. 28573 approving partial payment No. 2 to Delta 3 Engineering for engineering services related to the Public Service Maintenance Facility in the amount of \$16,962.50. (FACS-17-069)

C. Public Safety – None

D. Parks – None

E. Engineering

1. Public Hearing regarding the 2020 HMA Resurfacing Project. (ANN-18-086)
2. Resolution No. 28574 accepting bids and awarding contract to L.L. Pelling Company, Inc. regarding the 2020 HMA Resurfacing Project in the amount of \$1,082,991.50. (ANN-18-086)
3. Resolution No. 28575 approving Agreement with the Young Men’s Christian Association of Cedar Rapids Metropolitan Area (YMCA) for Maximum Sanitary Discharge Rate and Time.
4. Resolution No. 28576 approving a 28E Agreement with Linn County regarding the intersection of South 31st and Highway 100 traffic signal project.
5. Resolution No. 28577 approving a 28E Agreement with Linn County regarding the Winslow Road Improvements Project.

6. Resolution No. 28578 approving the requirement for traffic signals to be installed at the intersection of Highway 151 and 62nd Street and for said signals to be installed prior to the temporary or full occupancy of the Kwik Star (Kwik Trip #589; 900 block of 62nd Street)
7. Ordinance No. 20-09 amending Chapter 175, Section 175.07 of the Code of Ordinances relating to subdivision regulations: Maintenance Bonds. (Initial consideration.)

F. Community Development

1. Resolution No. 28579 approving contract extension Synergy Metal Works (Cara Briggs Farmer) for the artistic design of the gateway feature associated with the CeMar Trail Bridge over Marion Boulevard from November 1, 2019 to June 30, 2022 and approving the final artistic design of said gateway feature.
2. Resolution No. 28580 approving contract Amendment No. 1 with Shoemaker and Haaland Professional Engineers, Inc. regarding engineering services associated with the CeMar Trail from Cedar Rapids city limits near 33rd Street SE to 7th Street in Marion [TAP-U-4775(630)—8I-57] in the amount of \$67,066.02. (TRL-17-055)

G. Library – None

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

None

PUBLIC FORUM – This time is set aside for comments from the public. 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 COMMENTS – During this portion of the meeting, Council members may bring forward communications, concerns and reports on various matters.

ADJOURN