



CITY COUNCIL AGENDA
Thursday, August 27, 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 #859 4883 5366. 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, public hearings or public forum may submit the comment to the City Clerk by 4:00 p.m. on Thursday, August 27 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 requesting authority from the Governor to enact localized responses to the COVID-19 Pandemic.

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 August 6 and 19, 2020 City Council meetings.
2. Motion to approve the following liquor license applications:
 - a. New – Cherry Meadow – 591 62nd Street, Suite 104
Native Distillery License
3. Motion to receive and file July Department Monthly Reports.
4. Motion to approve payments as presented in the amount of \$2,414,702.19.
5. Resolution No. 28703 setting date for public hearing on Urban Renewal Plan Amendment for Central Corridor Urban Renewal Area.

B. Public Services – None

C. Public Safety – None

D. Parks – None

E. Engineering

1. Motion to approve Project Calendar regarding Engineering Department payments as follows:
 - a. Resolution No. 28704 approving Partial Payment No. 2 to HDR, Inc. for Sanitary Sewer Capacity Study in the amount of \$6,891.51. (SWR-18-021)
 - b. Resolution No. 28705 approving Partial Payment No. 7 to Braun Intertec regarding the 2019 Marion Fire Station Project in the amount of \$3,968.00 (FACS-18-062)
 - c. Resolution No. 28706 approving Partial Payment No. 2 to Braun Intertec regarding the CeMar Phase 1-3 Plant Monitor and Soil testing in the amount of \$1,470.00.

- d. Resolution No. 28707 approving Partial Payment No. 1 to Midwest Concrete, Inc. regarding the Grand Avenue Spur North On Existing Trail To North Side Of Marion BLVD Bridge Over Indian Creek; PCC Trail; CeMar Phase II in the amount of \$2,425.00. (TAP-U-4775(636)—8I-57) (TRL-17-055)
 - e. Resolution No. 28708 approving Partial Payment No. 6 to Universal Field Services Inc. regarding the 10th & 10th Mini Roundabout Project Property Acquisition Services in the amount of \$1,020.00. (TRANS – 18-089)
 - f. Resolution No. 28709 approving Partial Payment No. 10 to Christner Contracting Inc. regarding the 2019 Fire Station Project in the amount of \$634,573.23. (FACS-18-062)
2. Resolution No. 28710 approving a Stop Sign stopping south bound traffic on Learning Lane at its intersection with 35th Avenue.
 3. Resolution No. 28711 approving a Stop Sign stopping south bound traffic on Ruffian Road at its intersection with Sherwood Drive.
 4. Resolution No. 28712 approving Stop Signs stopping north and south bound traffic on Ruffian Road at its intersection with English Glen Avenue.
 5. Resolution No. 28713 approving a Stop Sign stopping west bound traffic on Justified Drive at its intersection with Winchester Drive.
 6. Resolution No. 28714 approving Change Order No. 1 with Midwest Concrete, Inc. regarding the 2020 Sidewalk Ramp Project regarding the project scope reduction for a credit in the amount of \$28,922.30. (Ann-18-106)
 7. Resolution No. 28715 approving a contract amendment with Braun Intertec Corporation for Quality Assurance PCC Plant Monitoring and Soil Testing for the CEMAR Phase I and CEMAR Phase III projects [(STP-U-4775(632)—70-57) (TRL-17-055) and (TAP-U-4775(637)—8I-57) (TRL-17-055)] to include the CEMAR Phase II Project (TAP-U-4775(636)—8I-57) (TRL-17-055) in the amount of \$6,661.00.
 8. Resolution No. 28716 accepting 2020 Sanitary Sewer Manhole Project. (ANN-18-029)

F. Community Development

1. Resolution No. 28717 approving payment no. 57 to Universal Field Services, Inc. for services related to right-of-way acquisitions for the Central Corridor Improvement Project, 13th Street to 31st Street in the amount of \$190.00. (TRANS-17-099)

2. Resolution No. 28718 approving payment no. 10 to Universal Field Services, Inc. for services related to CeMar Trail Project in the amount of \$450.00. (Iowa DOT Project Number: TAP-U-4475(630)--8I-57) (TRL-17-055)
3. Resolution No. 28719 approving payment no. 3 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 \$55,278.54. (TRL-18-110)
4. Resolution No. 28720 approving payment no. 19 to Snyder & Associates per the contract for the Indian Creek Trail [STP-U-4775(631) --70-57] in the amount of \$12,466.53. (TRL-18-056)
5. Resolution No. 28721 approving payment no. 29 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)-8I-57) in the amount of \$12,220.10. (TRL-17-055)
6. Resolution No. 28722 approving payment no. 3 to RDG Planning & Design, Inc. for professional services regarding the 7th Avenue Streetscape Improvement Project in the amount of \$11,849.06. (TRANS-18-098)
7. Resolution No. 28723 approving payment no. 4 to RDG Planning & Design, Inc. for professional services regarding the Marion Uptown Master Plan in the amount of \$19,925.91. (GOV-19-122)
8. Motion to receive, file, and refer to the Planning and Zoning Commission:
 - a. Preliminary and Final Site Development Plan for Hy-Vee Grocery Store Aisle Online Pick-Up Building located at 3600 31st Street (Hy-Vee)

G. Library – None

REGULAR AGENDA

A. Administrative Services

1. Motion to approve minutes of the August 4 and 12, 2020 City Council meetings.
2. Motion directing staff to negotiate a Development Agreement with Eagle View Partners regarding tax increment financing (TIF) incentives.
3. Resolution No. 28724 approving legal service agreements with City Attorney Kara L. Bullerman and Assistant City Attorney Ryan P. Tang for the period of July 1, 2020 through June 30, 2021.
4. Resolution No. 28725 requesting reimbursement from the Iowa COVID-19 Government Relief Fund.

5. Resolution No. 28726 approving agreement with Knights of Columbus Hall for Library Technology Center.

B. Public Services – None

C. Public Safety – None

D. Parks – None

E. Engineering

1. Motion to receive, file, discuss, and refer to TAC a request for a school zone speed limit at 3920 35th Avenue. (Linn Mar School District)
2. Resolution No. 28727 approving concurrence with developer agreement associated with the 2020 Central Corridor Improvement Project Phase 4 (19th Street to 26th Street) for paving and landscaping in an amount of \$2,294,098.80. (Genesis Equities) (TRANS-18-091)

F. Community Development

1. Resolution No. 28728 approving The Commons at English Glen 5th Addition Final Plat and Memorandum of Agreement for property located north of 29th Avenue and west of 44th Street. (Robson Homes, Inc.)
2. Ordinance No. 20-10 approving rezoning from A-1, Rural Restricted to BL, Local Business for property located south of Tower Terrace Road and west of Winslow Road. (Donna M. Morrissey Rev. Trust) (Second Consideration)

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.

1. 2020 Storm Response Update

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