



# AGENDA

## City Council Work Session

4:00 PM - Tuesday, July 19, 2022

City Hall, 1225 6th Avenue

The meeting is being recorded. Any item listed on the agenda may be open to discussion by the City Council. Times listed are estimated.

This meeting is viewable online. To watch, go to Zoom.com, select Join a Meeting, and enter the Meeting ID# 896 0891 1804. A link is also provided at [www.cityofmarion.org](http://www.cityofmarion.org). Audio only can be heard by calling 1-646-558-8656 and entering the same Meeting ID listed above.

Those who wish to comment must either attend the meeting in person or submit the comment to the City Clerk by 4:00 p.m. on Thursday, July 21 via email at [cityclerk@cityofmarion.org](mailto:cityclerk@cityofmarion.org).

Page

### CALL TO ORDER

### PROCLAMATIONS/OATHS

1. Proclamation - National Disability Independence Day (July 26, 2022) 7 - 8  
(Thursday)  
[Agenda Memo - AM-22-891 - Pdf](#)

### PRESENTATIONS

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

1. Presentation and discussion regarding the Solid Waste Utility and Fiscal Year 2023 Rates (4:00-4:15) 9  
[Agenda Memo - AM-22-907 - Pdf](#)
2. Presentation regarding the Indian Creek Master Plan for Creekside Pride (ISG) (4:15-4:30) 10 - 35  
[Agenda Memo - AM-22-776 - Pdf](#)

### 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.

- A. Administrative Services (4:30-4:35)
  - A.1. Minutes of the June 30, July 5 and 7, 2022 City Council meetings. 36 - 48  
[Agenda Memo - AM-22-925 - Pdf](#)
  - A.2. Motion to approve hold harmless agreement with Linn-Mar School District regarding a Homecoming Parade event on September 21, 2022 on 10th Street. 49 - 58  
[Agenda Memo - AM-22-942 - Pdf](#)

A.3.	Motion to approved a liquor licenses including the following:	59
	<ul style="list-style-type: none"> <li>• Renewal - Tomaso's - 1111 7th Avenue</li> <li>• Renewal - Casey's General Store #2924 - 1100 Eaglevew Drive</li> </ul>	
	<a href="#">Agenda Memo - AM-22-937 - Pdf</a>	
A.4.	Receive and file June 2022 Department Monthly Reports.	60 - 100
	<a href="#">Agenda Memo - AM-22-927 - Pdf</a>	
A.5.	Payments as presented in the amount of \$1,047,995.03.	101 - 125
	<a href="#">Agenda Memo - AM-22-928 - Pdf</a>	
A.6.	Resolution approving Fiscal Year 2021-2022 Capital Budget Transfers in the amount of \$800,000.	126 - 127
	<a href="#">Agenda Memo - AM-22-894 - Pdf</a>	
A.7.	Resolution approving Fiscal Year 2022-2023 operating budget transfers in the amount of \$11,953,653.	128 - 130
	<a href="#">Agenda Memo - AM-22-893 - Pdf</a>	
A.8.	Resolution approving amendment to Economic Development Assistance Contract with the Iowa Economic Development Authority (IEDA) and Marion Process Solutions.	131 - 162
	<a href="#">Agenda Memo - AM-22-906 - Pdf</a>	
A.9.	Resolution approving renewal of contract with Mercy for employee assistance program (EAP)	163 - 164
	<a href="#">Agenda Memo - AM-22-932 - Pdf</a>	
A.10.	Resolution approving annual payment to Insight Public Sector for Microsoft licensing in the amount of \$55,253.02	165
	<a href="#">Agenda Memo - AM-22-926 - Pdf</a>	
A.11.	Resolution accepting deeds from Cope Agricultural Investments, LLC and the Curtis J. Cope Family Trust	166 - 169
	<a href="#">Agenda Memo - AM-22-947 - Pdf</a>	
A.12.	Resolution Approving City of Marion Restroom and Locker Room Policy	170 - 171
	<a href="#">Agenda Memo - AM-22-948 - Pdf</a>	
B.	Public Services	
B.1.	Resolution approving purchase of traffic signal equipment from Traffic Control Corporation and authorizing payment in the amount of \$285,295.00.	172
	<a href="#">Agenda Memo - AM-22-946 - Pdf</a>	
C.	Public Safety - None	
D.	Parks - None	
E.	Engineering	

- |      |   |           |
|------|---|-----------|
| E.1. | Resolution approving Partial Payment No. 34 to Snyder & Associates regarding the 2018 Alburnett Road Extension Phase I in the amount of \$23,145.12 (TRANS-18-092)<br><a href="#">Agenda Memo - AM-22-911 - Pdf</a>   | 173 - 174 |
| E.2. | Resolution approving agreement with Jed Pasterski regarding the 2021 Central Corridor 7th Avenue from 8th Street to 12th Street Pavement Reconstruction and Streetscaping Project (TRANS-18-101)<br><a href="#">Agenda Memo - AM-22-909 - Pdf</a>   | 175 - 177 |
| E.3. | Resolution approving agreement with Wiener Dog Properties LLC regarding the 2021 Central Corridor 7th Avenue from 8th Street to 12th Street Pavement Reconstruction and Streetscaping Project (TRANS-18-101)<br><a href="#">Agenda Memo - AM-22-910 - Pdf</a>   | 178 - 185 |
| E.4. | Resolution approving Change Order 01 with Rathje Construction Company regarding the 2022 Alburnett Road and Echo Hill Road Intersection Improvement Project and authorizing payment in the amount of \$10,939.00 (TRANS-19-118) (CS-TSF-4775(641)--85-57)<br><a href="#">Agenda Memo - AM-22-938 - Pdf</a>  | 186 - 189 |
| F.   | Community Development (4:35-4:40)   |           |
| F.1. | Resolution setting date for public hearing for August 4, 2022 regarding an amendment to Section 176.52 regarding drive thru facility stacking and design requirements.<br><a href="#">Agenda Memo - AM-22-922 - Pdf</a>   | 190 - 194 |
| F.2. | Resolution setting date for public hearing for August 4, 2022 regarding a request to amend the Future Land Use Map of the Marion Comprehensive Plan from Single-Family Detached Residential to Single Family Attached Residential and to rezone property from AG, Agricultural Holding to SR-4, Suburban Two-Family Residential District for property located west of Winslow Road and south of Tower Terrace Road extended, Marion, Iowa. (Atwood Rentals, LLC)<br><a href="#">Agenda Memo - AM-22-923 - Pdf</a> | 195 - 211 |
| F.3. | Resolution approving payment no. 6 to RDG Planning & Design, Inc. for design services regarding the Central Plaza Project in the amount of \$15,954.68. (REC-18-039)<br><a href="#">Agenda Memo - AM-22-945 - Pdf</a>   | 212 - 215 |
| F.4. | Resolution approving professional service agreement with Leland Consulting Group to complete a real-estate analysis of the property located at 2700 7th Avenue and authorizing payment in the amount of \$12,500<br><a href="#">Agenda Memo - AM-22-924 - Pdf</a>   | 216       |
| G.   | Library   |           |

- G.1. Resolution approving partial payment No. 4 to Library Furniture International, Inc. regarding the Marion Library Project and authorizing payment in the amount of \$82,742.70 (FACS-17-034) (Vendor project No. 193066) 217 - 220  
[Agenda Memo - AM-22-913 - Pdf](#)

### **CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION**

- A. Administrative Services - None
- B. Public Services - None
- C. Public Safety - None
- D. Parks - None
- E. Engineering
- E.1. Resolution approving Change Order 02 with Peterson Contractors, Inc. regarding the Indian Creek Trail Project and authorizing payment in the amount of \$12,891.08 (TRL-18-056) [STP-U-4775(631)—70-57] 221 - 224  
[Agenda Memo - AM-22-901 - Pdf](#)
- E.2. Resolution approving Change Order No. 7 with Peterson Contractors Inc. regarding the 10th Avenue Sidepaths PCC Sidewalk/Trail and authorizing payment in the amount of \$7,150.00. (TAP-U-4775(635)—81-57)(TRL-18-110) 225 - 228  
[Agenda Memo - AM-22-915 - Pdf](#)
- E.3. Resolution accepting the CEMAR Phase III Project in City of Marion, from Marion Boulevard bridge over Indian Creek north preservation trail Bridge New, Steel Girder [TAP-U-4775(637)-81-57] (TRL-17-055) 229 - 230  
[Agenda Memo - AM-22-905 - Pdf](#)
- F. Community Development - None
- G. Library - None

### **REGULAR AGENDA**

- A. Administrative Services
- A.1. Resolution approving an agreement with GovTempsUSA, LLC regarding temporary employment in Fire Department. 231 - 243  
[Agenda Memo - AM-22-931 - Pdf](#)
- B. Public Services (4:40-4:50)
- B.1. Public Hearing regarding the Pre-Engineered Metal Building Package associated with the Public Service Maintenance Facility (FACS-17-069). 244  
[Agenda Memo - AM-22-940 - Pdf](#)

B.2.	Resolution approving bids and awarding contract to <u>TBD</u> for the Pre-Engineered Steel Building Package associated with the existing Public Service Maintenance Facility in the amount of \$ <u>TBD</u> . <a href="#">Agenda Memo - AM-22-941 - Pdf</a>	245
B.3.	Resolution approving a contract with SCS Engineers for the Solid Waste Collections Study and authorizing payment in the amount of \$135,500.00. <a href="#">Agenda Memo - AM-22-939 - Pdf</a>	246 - 285
C.	Public Safety (4:50-4:55)	
C.1.	Ordinance amending Chapter 75 of the Code of Ordinances related to Utility Terrain Vehicles (UTVs) (Second Consideration) <a href="#">Agenda Memo - AM-22-929 - Pdf</a>	286 - 290
D.	Parks - None	
E.	Engineering (4:55-5:05)	
E.1.	Public Hearing regarding the 2022 Lowe Park Sidewalk Replacement Project (FACS-08-042). <a href="#">Agenda Memo - AM-22-918 - Pdf</a>	291 - 292
E.2.	Resolution accepting bids and awarding contract to Midwest Concrete, Inc. regarding the 2022 Lowe Park Sidewalk Replacement Project in the amount of \$175,305.00 (FACS-08-042) <a href="#">Agenda Memo - AM-22-919 - Pdf</a>	293 - 294
E.3.	Resolution authorizing the submittal of an application for Traffic Safety Improvement Program (TSIP) funding for the intersection of Highway 100 and East Post Road to reconfigure the existing intersection with additional left and right turn lanes and to upgrade the existing signal for the new turn lanes, as well as a queue detection warning system for the westbound traffic at East Post Road. <a href="#">Agenda Memo - AM-22-914 - Pdf</a>	295
E.4.	Resolution approving City of Marion American Rescue Plan Act (ARPA) Funding allocation for infrastructure projects. <a href="#">Agenda Memo - AM-22-912 - Pdf</a>	296 - 306
F.	Community Development (5:05-5:10)	
F.1.	Ordinance No. 22-13 designating an area of Marion, Iowa, as the 2022 Multifamily Urban Revitalization Area (Final Consideration) <a href="#">Agenda Memo - AM-22-930 - Pdf</a>	307 - 315
F.2.	Resolution approving Silver Ridge Estates Preliminary Plat located west of Alburnett Road and north of Dawn Drive, Marion, Iowa. (Integrity Custom Homes, Inc.) <a href="#">Agenda Memo - AM-22-892 - Pdf</a>	316 - 322

- F.3. Resolution approving the revised Broad & Main Monumental Staircase – Central Corridor Review for property located at 1107 7th Avenue, Marion, Iowa. (Eagle View Development) 323 - 332  
[Agenda Memo - AM-21-067 - Pdf](#)

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. Budget Discussion: Financial Policy Review (5:10-5:20) 333 - 347  
[Agenda Memo - AM-22-908 - Pdf](#)

#### **COUNCIL COMMENTS**

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

#### **CLOSED SESSION**

1. Motion to adjourn to closed session regarding litigation as permitted under Section 21.5(1)(c) of the Code of Iowa. (Two separate measures)

#### **ADJOURN**