



AGENDA

City Council Regular Session

5:30 PM - Thursday, January 19, 2023

City Hall, 1225 6th Avenue

This meeting is being recorded. Any item listed on the agenda may be open to discussion by the City Council.

This meeting is viewable online. To watch, go to Zoom.com, select Join a Meeting, and enter the Meeting ID# 851 2133 3110. A link is also provided at 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, January 19 via email at cityclerk@cityofmarion.org.

Page

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MOMENT OF SILENCE

PROCLAMATIONS/OATHS

- | | | |
|----|--|--------|
| 1. | Proclamation - Human Trafficking Prevention and Awareness Month (January 2023)
Agenda Memo - AM-22-1599 - Pdf | 9 - 10 |
|----|--|--------|

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.

Motion to approve the Consent Agenda as follows:

- | | | |
|------|--|---------|
| A. | Administrative Services | |
| A.1. | Minutes of the January 3 and 5, 2023 City Council meetings
Agenda Memo - AM-23-018 - Pdf | 11 - 19 |
| A.2. | Mayor AbouAssaly's recommended appointments: <ul style="list-style-type: none"> • Marion Arts Council - Ingrid Branez Condorena - term expires 12/31/23 • Nuisance Enforcement/Property Maintenance Advisory Board - Austin Spooner - term expires 12/31/25 • Corridor Metropolitan Planning Organization (CMPO) - Jake Hahn - Policy Board Alternate - no term Agenda Memo - AM-23-006 - Pdf | 20 - 22 |

A.3.	Motion to approve liquor licenses including the following: <ul style="list-style-type: none"> • Renewal - Pitchers - 620 Lindale Dr. Ste 1 • Renewal - Smokin' Joes Tobacco and Liquor Outlet #10 - 480 7th Ave • Renewal - Wrigleyville - 1899 7th Ave • Renewal - The Edison Restaurant & Pub - 475 Northland Ave NE, Cedar Rapids Agenda Memo - AM-23-008 - Pdf	23
A.4.	Receive and file December 2022 department monthly reports Agenda Memo - AM-23-020 - Pdf	24 - 57
A.5.	Payments as presented in the amount of \$1,393,801.85 Agenda Memo - AM-23-019 - Pdf	58 - 83
A.6.	Resolution No. 31106 approving partial payment no. 25 to Tidal Basin Government Consulting LLC for services related to Derecho Disaster Recovery in the amount of \$1,341.25 Agenda Memo - AM-23-007 - Pdf	84 - 87
A.7.	Resolution No. 31107 setting a public hearing for February 23, 2023 concerning proposed fiscal year 2024 City Maximum Property Tax Dollars Agenda Memo - AM-22-1512 - Pdf	88 - 89
A.8.	Resolution No. 31108 adopting final assessment schedule for Fiscal Year 2023 Quarter 3 Delinquent Fees and Confirming and Levying the Assessments Agenda Memo - AM-23-001 - Pdf	90 - 92
A.9.	Resolution No. 31109 approving payment with Darktrace Holdings Limited for security software in the amount of \$19,200 Agenda Memo - AM-23-010 - Pdf	93
A.10.	Resolution No. 31110 approving contract with CDWG regarding Security software and authorizing payment in the amount of \$42,408.06 Agenda Memo - AM-23-011 - Pdf	94
A.11.	Motion directing staff to solicit Request for Qualifications (RFQ) for Community Wayfinding System Design Agenda Memo - AM-23-049 - Pdf	95 - 104
A.12.	Resolution No. 31111 approving purchase of wayfinding kiosk from Cornerstone Kiosk and authorizing payment in an amount not to exceed \$22,479 Agenda Memo - AM-22-1574 - Pdf	105 - 110

- A.13. Resolution No. 31112 approving purchase of mast arm street markers and hardware for signalized intersections from Iowa Prison Industries and authorizing payment in an amount not to exceed \$40,000 111 - 115
[Agenda Memo - AM-23-041 - Pdf](#)
- B. Public Services
- B.1. Resolution No. 31113 approving contract with Dan's Overhead Doors for the Overhead Door Package associated with the Public Service Maintenance Facility and authorizing payment in the amount of \$597,956 (FACS-17-069) 116 - 156
[Agenda Memo - AM-23-046 - Pdf](#)
- B.2. Resolution No. 31114 approving contract with LL Pelling for the Paving Package for the Public Service Maintenance Facility and authorizing payment in the amount of \$1,242,835 (FACS-17-069) 157 - 196
[Agenda Memo - AM-23-044 - Pdf](#)
- B.3. Resolution No. 31115 approving contract with T&K Roofing for the Roofing Package associated with the Public Service Maintenance Facility and authorizing payment in the amount of \$2,200,000 (FACS-17-069) 197 - 236
[Agenda Memo - AM-23-045 - Pdf](#)
- B.4. Resolution No. 31116 approving contract with Hawkeye Electric for the Electrical Package for the Public Services Maintenance Facility and authorizing payment in the amount of \$2,228,960 (FACS-17-069) 237 - 277
[Agenda Memo - AM-23-043 - Pdf](#)
- B.5. Resolution No. 31117 approving contract B.G. Brecke for the Mechanical Package associated with the Public Service Maintenance Facility and authorizing payment in the amount of \$5,892,630 (FACS-17-069) 278 - 318
[Agenda Memo - AM-23-042 - Pdf](#)
- B.6. Resolution No. 31118 approving payment to Southern Disaster Recovery LLC. for emergency waterway debris removal services in the amount of \$4,928,993.28 319
[Agenda Memo - AM-23-059 - Pdf](#)
- C. Public Safety
- C.1. Resolution No. 31119 approving purchase of the Lucas Compression System from Stryker Medical and authorizing payment in the amount of \$63,755.55 using funds from the Stevens Family Donation for life-saving Cardio-Pulmonary Resuscitation (CPR) equipment 320 - 323
[Agenda Memo - AM-23-040 - Pdf](#)
- D. Parks

D.1.	Receive and file concept plan for the relocation of caboose Agenda Memo - AM-23-047 - Pdf	324 - 330
D.2.	Resolution No. 31120 approving the Well Being Services Agreement with the Cedar Rapids Metropolitan Area YMCA and authorizing payment in the amount of \$13,200 Agenda Memo - AM-23-038 - Pdf	331 - 337
E.	Engineering	
E.1.	Resolution No. 31121 approving partial payment no. 20 to Shoemaker & Haaland regarding Marion/CeMar Trail Construction Management Services in the amount of \$316.47 (TAP-U-4775(638)—81-57)(TRL-17-055) Agenda Memo - AM-23-022 - Pdf	338
E.2.	Resolution No. 31122 approving partial payment no. 1 to Rookwood Estates, LLC for costs associated with Rookwood Estates 3rd Addition in the amount of \$56,254.17 Agenda Memo - AM-23-027 - Pdf	339 - 340
E.3.	Resolution No. 31123 approving 28E Agreement between the City of Cedar Rapids, City of Hiawatha, City of Marion, City of Robins with the Corridor Metropolitan Planning Organization (CMPO) for utilizing community project funding for Tower Terrace Road Transportation Corridor Improvements Agenda Memo - AM-23-023 - Pdf	341 - 348
E.4.	Resolution No. 31124 adopting the 2023 Edition of the Statewide Urban Design and Specifications (SUDAS) Program Agenda Memo - AM-23-024 - Pdf	349 - 352
E.5.	Resolution No. 31125 approving the 2023 City of Marion General Supplement to the Statewide Urban Design and Specifications (SUDAS) Design Manual Agenda Memo - AM-23-025 - Pdf	353 - 357
E.6.	Resolution No. 31126 approving the 2023 City of Marion Supplemental Specifications of the Statewide Urban Design and Specifications (SUDAS) Agenda Memo - AM-23-026 - Pdf	358 - 386
E.7.	Resolution No. 31127 approving wetland credit purchase associated with the Indian Creek Trunk Sewer - Segment 7 Project between the City of Marion and Black Hawk Mitigation Bank and authorizing payment in the amount of \$220,500 (SWR-17-026) Agenda Memo - AM-23-031 - Pdf	387 - 389

- E.8. Resolution No. 31128 approving an agreement with Anderson Bogert Engineering and Surveyors regarding 2023 on call general airport consulting services and authorizing payment in an amount not to exceed \$24,704 390 - 398

[Agenda Memo - AM-23-028 - Pdf](#)

F. Community Development - None

G. Library - None

REGULAR AGENDA

A. Administrative Services - None

B. Public Services - None

C. Public Safety - None

D. Parks - None

E. Engineering

- E.1. Motion to approve Project Calendar regarding the Indian Creek Trunk Sewer - Segment 7 Project as follows: 399 - 400

- Motion to retain the City Engineer as Project Engineer regarding the Indian Creek Trunk Sewer - Segment 7 Project (SWR-17-026)
- Resolution No. 31129 approving Resolution of Necessity regarding the Indian Creek Trunk Sewer - Segment 7 Project (SWR-17-026)
- Resolution No. 31130 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the Indian Creek Trunk Sewer - Segment 7 Project (SWR-17-026)
- Resolution No. 31131 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the Indian Creek Trunk Sewer - Segment 7 Project (SWR-17-026)

[Agenda Memo - AM-23-030 - Pdf](#)

- E.2. Motion to approve project calendar regarding the 2023 HMA Resurfacing Project as follows: 401 - 402
- Motion to retain the City Engineer as Project Engineer regarding the 2023 HMA Resurfacing Project (ANN-18-086)
 - Resolution No. 31132 approving Resolution of Necessity regarding the 2023 HMA Resurfacing Project (ANN-18-086)
 - Resolution No. 31133 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2023 HMA Resurfacing Project (ANN-18-086)
 - Resolution No. 31134 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2023 HMA Resurfacing Project (ANN-18-086)
- [Agenda Memo - AM-23-037 - Pdf](#)
- E.3. Motion to approve Project Calendar regarding the 2023 Sidewalk Ramp Project as follows: 403 - 404
- Motion to retain the City Engineer as Project Engineer regarding the 2023 Sidewalk Ramp Project (ANN-18-106)
 - Resolution No. 31135 approving Resolution of Necessity regarding the 2023 Sidewalk Ramp Project (ANN-18-106)
 - Resolution No. 31136 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2023 Sidewalk Ramp Project (ANN-18-106)
 - Resolution No. 31137 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2023 Sidewalk Ramp Project (ANN-18-106)
- [Agenda Memo - AM-22-1478 - Pdf](#)
- E.4. Motion to approve project calendar regarding the 1095 6th Avenue Site Disposal Project as follows: 405
- Motion to retain the City Engineer as Project Engineer regarding the 1095 6th Avenue Site Disposal Project
 - Resolution No. 31138 approving Resolution of Necessity regarding the 1095 6th Avenue Site Disposal Project
 - Resolution No. 31139 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 1095 6th Avenue Site Disposal Project
 - Resolution No. 31140 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 1095 6th Avenue Site Disposal Project
- [Agenda Memo - AM-23-009 - Pdf](#)

- | | | |
|-------|---|-----------|
| E.5. | Public hearing regarding the 2023 Storm Sewer Project (ANN-18-031)
Agenda Memo - AM-23-013 - Pdf | 406 - 407 |
| E.6. | Resolution No. 31141 accepting bids and awarding contract to Ralston Construction, Inc. regarding the 2023 Storm Sewer Project in the amount of \$128,180.55 (ANN-18-031)
Agenda Memo - AM-23-014 - Pdf | 408 - 410 |
| E.7. | Public comment period regarding a request for an additional street light on 35th Avenue and additional speed limit signs
Agenda Memo - AM-23-015 - Pdf | 411 - 416 |
| E.8. | Motion to receive and file the Traffic Advisory Committee (TAC) report regarding a request for an additional street light on 35th Avenue and additional speed limit signs (Ann Lentz, 2916 35th Avenue)
Agenda Memo - AM-23-016 - Pdf | 417 - 422 |
| E.9. | Motion directing staff to proceed with moving the light pole closer to the 35th Avenue and Lennon Lane intersection and perform targeted police enforcement in the neighborhood as recommended by the traffic advisory committee
Agenda Memo - AM-23-017 - Pdf | 423 - 428 |
| E.10. | Motion to receive and file Traffic Advisory Committee (TAC) report regarding setting the speed limit on Fernow Road (Staff)
Agenda Memo - AM-23-029 - Pdf | 429 - 431 |
| E.11. | Ordinance No. 23-01 amending Chapter 63 of the Code of Ordinances establishing the speed limit on Fernow Road from Fields Drive to Highway 13 as 35 MPH (initial consideration)
Agenda Memo - AM-23-032 - Pdf | 432 - 434 |
| E.12. | Motion to receive and file Traffic Advisory Committee (TAC) report regarding a request to convert the intersection of 22nd Street and 5th Avenue to a 4-way stop control (Staff)
Agenda Memo - AM-23-033 - Pdf | 435 - 437 |
| E.13. | Resolution No. 31142 approving stop signs stopping eastbound and westbound 5th Avenue traffic at the 22nd Street intersection
Agenda Memo - AM-23-035 - Pdf | 438 - 440 |
| E.14. | Resolution No. 31103 approving a contract with Rinderknecht Associates, Inc. for the Central Plaza Project as a Construction Manager at Risk with a Guaranteed Maximum Price (CMaR with GMP) (REC-18-039) (Removed from agenda 1/5/23)
Agenda Memo - AM-23-050 - Pdf | 441 - 457 |
| F. | Community Development | |
| F.1. | Motion to remove from table Resolution No. 31105 regarding annexation request from Frazier Land Investments, LLC (Tabled 1/5/23) | |

- F.2. Resolution No. 31105 approving annexation request from Frazier Land Investments, LLC, et al. for property west of Mulberry Drive, north of East Robins Road, Marion, Iowa (Tabled 1/5/23)

458 - 475

[Agenda Memo - AM-23-036 - 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.

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.

CLOSED SESSION

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

ADJOURN