



AGENDA

City Council Regular Session

5:30 PM - Thursday, November 5, 2020

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.

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# 844 4806 4918. 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.

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, November 5 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 the 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.

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CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MOMENT OF SILENCE

PROCLAMATIONS/OATHS

None

PRESENTATIONS

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

1. Presentation on the Marion Pavement Management Program

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[Agenda Memo - City Council Regular Session - Nov 05 2020 - AM-20-175 - Presentation on the Marion Pavement Management Program - Pdf](#)

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 October 20 and 22, 2020 City Council meetings. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-149 - Minutes of the October 20 and 22, 2020 City Council meetings. - Pdf	15 - 23
A.2.	Liquor licenses including the following: <ul style="list-style-type: none"> • Renewal - Best Western Longbranch - 90 Twixt Town Rd N.E. • Renewal - West End Diner - 809 6th Avenue • Renewal - Kum & Go #509 - 1203 Blairs Ferry Road Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-107 - Liquor licenses including the following: Renewal - Best Western Longbranch - 90 Tw - Pdf	24
A.3.	Mayoral appointments to Investment Oversight Committee: <ul style="list-style-type: none"> • Cedar Rapids Treasurer's Office - Kathy Foley, term expires 12/31/2023 • Linn County Finance or Treasurer's Office - Sara Bearrows, term expires 12/31/2023 • Banker - Blake Wilkinson, term expires 12/31/2023 • Financial Services - Ted Steger, term expires 12/31/2023 • Member At Large - Barry Frantz, term expires 12/31/2023 Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-162 - Mayoral appointments to Investment Oversight Committee: Cedar Rapids Treasurer's O - Pdf	25 - 38
A.4.	Certified List for Police Sergeant and Police Lieutenant Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-166 - Certified List for Police Sergeant and Police Lieutenant - Pdf	39 - 40
A.5.	Payments as presented in the amount of \$7,501,288.04. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-173 - Payments as presented in the amount of \$7,501,288.04. - Pdf	41 - 65
B.	Public Services - None	
C.	Public Safety	
C.1.	Resolution No. 28955 approving purchase of two 2021 Ford Police Interceptor Utility vehicles from Stivers Ford (Waukee, IA) in the amount of \$67,074. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-099 - Resolution approving purchase of two 2021 Ford Police Interceptor Utility vehicles - Pdf	66 - 72
D.	Parks - None	
E.	Engineering	
E.1.	Resolution No. 28956 approving Partial Payment No. 1 to Boomerang Corp regarding the Site Grading for Utilities associated with the Marion Library in the amount of \$122,029.40. (FACS-17-034) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-124 - Resolution approving Partial Payment No. 1 to Boomerang Corp regarding the Site Gr - Pdf	73

E.2.	Resolution No. 28957 approving Partial Payment No. 2 to Midwest Concrete, Inc regarding the 2020 Sidewalk Ramp Project in the amount of \$134,401.77. (ANN-18-106) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-121 - Resolution approving Partial Payment No. 2 to Midwest Concrete, Inc regarding the - Pdf	74
E.3.	Resolution No. 28958 approving Partial Payment No. 5 to Braun Intertec regarding the CeMar Phase 1-3 Plant Monitor and Soil testing in the amount of \$1,570.00. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-148 - Resolution approving Partial Payment No. 5 to Braun Intertec regarding the CeMar P - Pdf	75
E.4.	Resolution No. 28959 approving Partial Payment No. 4 to Midwest Concrete, Inc regarding the 2020 Storm Sewer Project in the amount of \$66,354.56. (ANN-18-031) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-123 - Resolution approving Partial Payment No. 4 to Midwest Concrete, Inc regarding the - Pdf	76
E.5.	Resolution No. 28960 approving Partial Payment No. 4 to Rathje Construction Company regarding the 2020 Safe Routes to School Project in the amount of \$25,144.70. (TRL-18-059) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-127 - Resolution approving Partial Payment No. 4 to Rathje Construction Company regardin - Pdf	77
E.6.	Resolution No. 28961 approving Partial Payment No. 5 to Rathje Construction Company regarding the 2019 14th Street Reconstruction Project (NSI) in the amount of \$233,383.29. (TRANS-18-090) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-126 - Resolution approving Partial Payment No. 5 to Rathje Construction Company regardin - Pdf	78
E.7.	Resolution No. 28962 approving Partial Payment No. 4 to Rathje Construction Company regarding the A Avenue Reconstruction Project (NSI) in the amount of \$163,143.22. (TRANS-18-090) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-128 - Resolution approving Partial Payment No. 4 to Rathje Construction Company regardin - Pdf	79
E.8.	Resolution No. 28963 approving Partial Payment No. 2 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 \$42,270.76. (TAP-U-4775(636)—8I-57) (TRL-17-055) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-125 - Resolution approving Partial Payment No. 2 to Midwest Concrete, Inc. regarding the - Pdf	80

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|-------|--|---------|
| E.9. | Resolution No. 28964 approving Partial Payment No. 2 to Linn County for services provided by Snyder and Associates regarding the Tower Terrace Rd Design Study Report and NEPA in the amount of \$6,309.44. (TRANS-18-095)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-159 - Resolution approving Partial Payment No. 2 to Linn County for services provided by - Pdf | 81 - 82 |
| E.10. | Resolution No. 28965 approving Partial Payment No. 4 to Stanley Consultants regarding the Central Corridor Project in the amount of \$17,900.83. (TRANS-18-091)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-158 - Resolution approving Partial Payment No. 4 to Stanley Consultants regarding the Ce - Pdf | 83 |
| E.11. | Resolution No. 28966 approving Partial Payment No. 8 to Universal Field Services Inc. regarding the 10th & 10th Mini Roundabout Project Property Acquisition Services in the amount of \$413.00. (TRANS –18-089)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-156 - Resolution approving Partial Payment No. 8 to Universal Field Services Inc. regard - Pdf | 84 - 85 |
| E.12. | Resolution No. 28967 approving Partial Payment No. 5 to Anderson Bogert Engineers regarding the Central Corridor Improvements 7th Avenue from 8th Street to 12th Street in the amount of \$47,749.49. (TRANS-18-091)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-157 - Resolution approving Partial Payment No. 5 to Anderson Bogert Engineers regarding - Pdf | 86 |
| E.13. | Resolution No. 28968 accepting the 2020 Fire Station 2 Parking Lot Reconstruction Project. (FACS-19-120)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-119 - Resolution accepting the 2020 Fire Station 2 Parking Lot Reconstruction Project. (- Pdf | 87 |
| E.14. | Resolution No. 28969 accepting the 2020 Safe Routes to School Project. (TRL-18-059)
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-120 - Resolution accepting the 2020 Safe Routes to School Project. (TRL-18-059) - Pdf | 88 - 89 |
| E.15. | Resolution No. 28970 accepting paving associated with Hunters Field 11th Addition.
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-108 - Resolution accepting paving associated with Hunters Field 11th Addition. - Pdf | 90 |
| E.16. | Resolution No. 28971 accepting paving associated with the Commons at English Glen 5th Addition.
Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-112 - Resolution accepting paving associated with the Commons at English Glen 5th Additi - Pdf | 91 |

E.17.	Resolution No. 28972 accepting paving associated with Gemstone Estates 6th Addition. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-109 - Resolution accepting paving associated with Gemstone Estates 6th Addition. - Pdf	92
E.18.	Resolution No. 28973 accepting paving associated with the Ridge at Indian Creek 1st Addition. Agenda Memo - City Council Work Session - Nov 17 2020 - AM-20-114 - Resolution accepting Bridge Creek 5th Addition to the City of Marion. - Pdf	93
E.19.	Resolution No. 28974 accepting paving associated with Rookwood Estates 1st Addition. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-111 - Resolution accepting paving associated with Rookwood Estates 1st Addition. - Pdf	94
E.20.	Resolution No. 28975 accepting paving associated with Bridge Creek 5th Addition. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-110 - Resolution accepting paving associated with Bridge Creek 5th Addition. - Pdf	95
F.	Community Development	
F.1.	Resolution No. 28976 approving payment no. 12 to Anderson-Bogert Engineers for general airport consulting for engineering and/or land surveying services per the contract for the Marion Airport in the amount of \$225.00. (ANN-18-082) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-147 - Resolution approving payment no. 12 to Anderson-Bogert Engineers for general airpo - Pdf	96 - 98
F.2.	Resolution No. 28977 approving payment no. 5 to RDG Planning & Design, Inc for professional services regarding the Marion Uptown Master Plan in the amount of \$5,760.09. (GOV-19-122) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-146 - Resolution approving payment no. 5 to RDG Planning & Design, Inc for professio - Pdf	99 - 101
F.3.	Resolution No. 28978 approving payment no. 5 to RDG Planning & Design, Inc. for professional services regarding the 7th Avenue Streetscape Improvement Project in the amount of \$7,576.40. (TRANS-18-098) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-145 - Resolution approving payment no. 5 to RDG Planning & Design, Inc. for professi - Pdf	102 - 104
F.4.	Resolution No. 28979 approving payment no. 7 to Universal Field Services, Inc for services related to the Indian Creek Trail Project in the amount of \$460.00. (Iowa DOT Project Number: STP-U-4775(631) -- 70-57) (TRL-18-056). Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-135 - Resolution approving payment no. 7 to Universal Field Services, Inc for services r - Pdf	105 - 108

- F.5. Motion to receive and file recommendation by the Airport Committee to solicit proposals to complete an Airport Economic Impact Study. 109
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-150 - Receive and file recommendation by Airport Committee - Pdf](#)
- G. Library
- G.1. Resolution No. 28980 approving the payment of Invoice 2102.01 to Bush Construction regarding the temporary repair of the roof of the library building that was damaged in the Derecho in the amount of \$28,182.25. 110
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-137 - Resolution approving the payment of Invoice 2102.01 to Bush Construction regarding - Pdf](#)

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

Motion to approve the Consent Agenda with Mayor AbouAssaly's abstention as follows:

- A. Administrative Services
- A.1. Liquor licenses including the following: 111
 - New - Kwik Star #589 - 962 62nd Street[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-161 - Liquor licenses including the following: New - Kwik Star #589 - 962 62nd Street - Pdf](#)
- B. Public Services - None
- C. Public Safety - None
- D. Parks - None
- E. Engineering
- E.1. Resolution No. 28981 approving Partial Payment No. 11 to Genesis Equities, LLC per Resolution No. 26088 regarding the Central Corridor Improvements Project; Building Demolition in the amount of \$17,817.25. (TRANS-18-091) 112 - 113
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-138 - Resolution approving Partial Payment No. 11 to Genesis Equities, LLC per Resolutio - Pdf](#)
- E.2. Resolution No. 28982 approving Partial Payment No. 7 to Genesis Equities, LLC regarding the 2020 Central Corridor Improvement Project Phase 4 (19th Street to 26th Street) in the amount of \$119,062.95. (TRANS-18-091) 114
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-132 - Resolution approving Partial Payment No. 7 to Genesis Equities, LLC regarding the - Pdf](#)

- E.3. Resolution No. 28983 approving Partial Payment No. 5 to Peterson Contractors, Inc. regarding the CEMAR Phase III Project in the City of Marion, from Marion Boulevard bridge over Indian Creek north to preservation of trail bridge over Indian Creek Bridge New, Steel Girder in the amount of \$393,048.22. [TAP-U-4775(637)—8I-57] (TRL-17-055) 115
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-130 - Resolution approving Partial Payment No. 5 to Peterson Contractors, Inc. regarding - Pdf](#)
- E.4. Resolution No. 28984 approving Partial Payment No. 3 to Peterson Contractors, Inc. regarding the Removal of Railroad Bridge over Marion BLVD in advance of CEMAR Trail in the amount of \$192,834.45. (STP-U-4775(632)—70-57) (TRL-17-055) 116
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-129 - Resolution approving Partial Payment No. 3 to Peterson Contractors, Inc. regarding - Pdf](#)
- F. Community Development - None
- G. Library - None
- REGULAR AGENDA**
- A. Administrative Services
- A.1. Resolution No. 28985 approving professional service agreement with Tidal Basin Government Consulting LLC for services related FEMA Public Assistance Grant and Derecho disaster recovery. 117 - 132
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-155 - Resolution approving professional service agreement with Tidal Basin Government Co - Pdf](#)
- A.2. Resolution No. 28986 approving Tidal Basin Task Order # 1 related to FEMA Public Assistance and Hazard Mitigation Grants Management. 133 - 135
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-160 - Resolution approving Tidal Basin Task Order # 1 related to FEMA Public Assistance - Pdf](#)
- B. Public Services
- B.1. Resolution No. 28987 approving partial payment no. 2 to Southern Disaster Recovery for emergency debris removal services in the amount of \$2,613,105.04. 136 - 137
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-141 - Resolution approving partial payment no. 2 to Southern Disaster Recovery for emerg - Pdf](#)
- B.2. Resolution No. 28988 approving partial payment no. 2 to Wendling Quarries Inc. for the final disposition of storm debris in the amount of \$221,523.34. 138 - 139
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-139 - Resolution approving partial payment no. 2 to Wendling Quarries Inc. for the final - Pdf](#)

B.3.	Resolution No. 28989 approving partial payment no. 3 to Wendling Quarries, Inc. for final disposition of storm debris in the amount of \$273,261.57. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-140 - Resolution approving partial payment no. 3 to Wendling Quarries, Inc. for final di - Pdf	140 - 141
C.	Public Safety	
C.1.	Resolution No. 28990 approving contract with Miron Construction Co, Inc. to repair structural damage to the police station from the 2020 Derecho Storm in the amount of \$86,455. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-136 - Resolution approving contract with Miron Construction Co, Inc. to repair structura - Pdf	142 - 155
D.	Parks - None	
E.	Engineering	
E.1.	Public Hearing regarding the Marion Public Library New Building Project for the following items (FACS-17-034): <ul style="list-style-type: none"> • Marion Public Library New Building Project BP 05B Decorative Metal • Marion Public Library New Building Project BP 03A General Trades • Marion Public Library New Building Project BP 08A Glass & Glazing • Marion Public Library New Building Project BP 09B Flooring • Marion Public Library New Building Project BP 11A Food Service Equipment • Marion Public Library New Building Project BP 14A Conveying Systems • Marion Public Library New Building Project BP 21A Fire Suppression • Marion Public Library New Building Project BP 26A Electrical • Marion Public Library New Building Project BP 23A HVAC • Marion Public Library New Building Project BP 09C Painting • Marion Public Library New Building Project BP 22A Plumbing • Marion Public Library New Building Project BP 07A Roofing & Architectural Sheet Metal • Marion Public Library New Building Project BP 04B Unit Masonry • Marion Public Library New Building Project BP 09A Gypsum Board & Acoustic Ceilings Public Hearing shall remain open until December 17, 2020 when the bids are read. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-134 - Public Hearing regarding the Marion Public Library New Building Project for the fo - Pdf	156 - 157

E.2.	Public Hearing regarding the 2020 10th St and Central Ave / 10th Ave Intersection Improvements Project (CS-TSF-4775(634)—85-57) (TRANS-18-089) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-113 - Public Hearing regarding the 2020 10th St and Central Ave / 10th Ave Intersection - Pdf	158
E.3.	Resolution No. 28991 accepting bids and awarding contract to Rathje Construction Company regarding the 2020 10th St and Central Ave / 10th Ave Intersection Improvements Project in the amount of \$543,834.94. (CS-TSF-4775(634)—85-57) (TRANS-18-089) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-116 - Resolution accepting bids and awarding contract to Rathje Construction Company reg - Pdf	159 - 160
F.	Community Development	
F.1.	Public Hearing regarding amendment to Chapter 162 of the Marion Code of Ordinances relating to the Electrical Code Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-117 - Public Hearing for amending Chapter 162 of the Marion Code of Ordinances relating - Pdf	161
F.2.	Ordinance No. 20-12 amending Chapter 162 of the Marion Code of Ordinances relating to the Electrical Code (Initial Consideration) Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-115 - Ordinance amending Chapter 162 of the Marion Code of Ordinances relating to the EI - Pdf	162 - 173
F.3.	Public hearing for the naming of an unnamed street to Beall Court located south of Highway 151 and west of 62nd Street. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-142 - Public hearing for the naming of an unnamed street to Beall Court located south of - Pdf	174 - 178
F.4.	Resolution No. 28992 approving the naming of an unnamed street to Beall Court located south of Highway 151 and west of 62nd Street. Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-143 - Resolution approving the naming of an unnamed street to Beall Court located south - Pdf	179
F.5.	Motion to receive and file correspondence from MEDCO regarding support of Marion Municipal Airport Economic Analysis. (MEDCO, 1225 6th Avenue) Agenda Memo - City Council Regular Session - Nov 05 2020 - AM-20-180 - Motion to receive and file correspondence from MEDCO regarding support of Mario - Pdf	180 - 181
F.6.	Motion directing staff to provide a scope of work to complete an Airport Economic Impact Study.	
F.7.	Motion directing staff to provide recommendations on the regulation of self-storage in the BR, Regional Business Zoning District.	
G.	Library	

- G.1. Resolution No. 28993 approving payment to Bush Construction in the amount of \$44,945.06 for the Library Building Project (FACS-17-034)
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-133 - Resolution approving payment to Bush Construction in the amount of \\$44,945.06 for - Pdf](#)

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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
[Agenda Memo - City Council Work Session - Nov 02 2020 - AM-20-165 - 2020 Storm Response Update \(Thursday\) - Pdf](#)

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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