



AGENDA

City Council Work Session

4:00 PM - Tuesday, June 15, 2021

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.

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# 825 5740 0060. 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, June 17 via email at cityclerk@cityofmarion.org. Comments can also be heard during the meeting on Thursday.

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CALL TO ORDER

PROCLAMATIONS/OATHS

1. Proclamation - Juneteenth (June 19, 2021) 10 - 11
[Agenda Memo - AM-21-791 - Pdf](#)

PRESENTATIONS

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

None

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
- A.1. Minutes of the June 1 and 3, 2021 City Council meetings. 12 - 26
[Agenda Memo - AM-21-773 - Pdf](#)
- A.2. Receive and file May 2021 Department Monthly Reports. 27 - 71
[Agenda Memo - AM-21-776 - Pdf](#)
- A.3. Liquor licenses including the following: 72
 - New - The Marion Chocolate Shop - 1244 7th Avenue
 - New - BP to Go - 1010 - 1010 East Post Road
 - New - Corridor Courts - 750 44th Street
 - Renewal - Marion Food Market (Previously Marion Market & Cafe) - 5005 10th Avenue[Agenda Memo - AM-21-787 - Pdf](#)

A.4.	Motion to approve the Fiscal Year 2021 Cigarette License for the following: <ul style="list-style-type: none"> • BP to Go - 1010 - 1010 East Post Road Agenda Memo - AM-21-757 - Pdf	73
A.5.	Motion to approve the following FY2021-2022 Cigarette Permit Applications: <ul style="list-style-type: none"> • Big Shots Bar & Grill • BP to Go - 1010 • Corner Mart • Dollar General Store #7226 • Dollar General Store #7398 • Fareway Stores, Inc #949 • Hy-Vee Gas • Hy-Vee Food Store • Hawks Smoke Shop • Marion Food Market • Murphy USA #7287 • Neighborhood Tobacco Outlet • Smokin Joe's Tobacco & Liquor Outlet #10 • Walgreens #3876 • Walmart #3630 • Wrigleyville Sports Pub Agenda Memo - AM-21-606 - Pdf	74
A.6.	Motion to approve a Hold Harmless agreement with the Artisan Sanctuary regarding Sidewalk Sing-A-Long on July 24, 2021 in the Uptown Artway. Agenda Memo - AM-21-760 - Pdf	75 - 83
A.7.	Receive and file correspondence from Judy Saluri regarding resignation from the Historic Preservation Commission Agenda Memo - AM-21-765 - Pdf	84 - 85
A.8.	Receive and file correspondence regarding Myke Darrough's resignation from the Community Equity Task Force. Agenda Memo - AM-21-830 - Pdf	86 - 87
A.9.	Mayoral appointments to Community Equity Task Force: <ul style="list-style-type: none"> • Marion Alliance for Racial Equity Representative - Joshua Milam Agenda Memo - AM-21-829 - Pdf	88
A.10.	Mayoral appointments to the Planning and Zoning Commission: <ul style="list-style-type: none"> • Kathryn Walsh, 963 13th Street, term expires 12/31/21 Agenda Memo - AM-21-831 - Pdf	89 - 92
A.11.	Payments as presented in the amount of \$4,257,585.22 Agenda Memo - AM-21-775 - Pdf	93 - 121

A.12.	Resolution approving designees for City Manager, City Clerk and City Treasurer per 17.03(B) of the Code of Ordinances. Agenda Memo - AM-21-778 - Pdf	122
A.13.	Resolution authorizing additional signatures on checks over \$20,000. Agenda Memo - AM-21-777 - Pdf	123
A.14.	Resolution approving agreement with Iowa Municipal Workers Compensation Association (IMWCA) for management services related to Police and Fire claims administration. Agenda Memo - AM-21-772 - Pdf	124 - 130
A.15.	Resolution approving the renewal of General Insurance with Iowa Communities Assurance Pool (ICAP) for FY2021-2022 in the amount of \$321,129. Agenda Memo - AM-21-761 - Pdf	131 - 133
A.16.	Resolution amending the purpose of an operating budget transfer in resolution no. 28618 Agenda Memo - AM-21-835 - Pdf	134
A.17.	Resolution approving partial payment no. 6 to Tidal Basin for consulting services related to Derecho Disaster Recovery in the amount of \$28,166.25. Agenda Memo - AM-21-798 - Pdf	135 - 144
A.18.	Resolution approving the renewal of contracts with Wellmark for third party administration and stop loss coverage for Fire and Police union health and dental insurance coverage for FY21-22. Agenda Memo - AM-21-817 - Pdf	145 - 151
A.19.	Resolution setting a public hearing for July 6, 2021 regarding the Sanitary Sewer Connection Fee. Agenda Memo - AM-21-825 - Pdf	152
A.20.	Resolution approving a reallocation of awarded FY2021 Hotel/Motel funds for the Marion Heritage Center for alternate building expenses. Agenda Memo - AM-21-838 - Pdf	153 - 154
B.	Public Services (4:00-4:05)	
B.1.	Resolution approving the purchase of a vehicle hoist from Advance Auto in the amount of \$15,041.88. (EQPT-18-080) Agenda Memo - AM-21-803 - Pdf	155
B.2.	Resolution approving payment no. 2 to Boomerang Corporation for Emergency Debris Removal Services in the amount of \$1,035,667.52. Agenda Memo - AM-21-807 - Pdf	156

B.3.	Resolution approving an equipment rental agreement with Altorfer Incorporated in the amount of \$39,159.62. Agenda Memo - AM-21-805 - Pdf	157 - 159
B.4.	Motion directing staff to solicit bids for the replacement of a utility tractor. Agenda Memo - AM-21-806 - Pdf	160
B.5.	Resolution approving addendum no. 1 to the contract with Boomerang Corporation for emergency waterway debris removal services. Agenda Memo - AM-21-809 - Pdf	161
C.	Public Safety - None	
D.	Parks	
D.1.	Resolution approving Partial Payment No. 2 to T&K Roofing & Sheet Metal, Co. regarding Thomas Park Administration Building and Shop roof repair in the amount \$86,599.00. Agenda Memo - AM-21-771 - Pdf	162 - 165
E.	Engineering	
E.1.	Resolution approving a Stop Sign stopping east bound traffic on Glen Rock Circle at its intersection with Echo Hill Road. Agenda Memo - AM-21-749 - Pdf	166
E.2.	Resolution approving a Stop Sign stopping west bound traffic on Glen Rock Drive at its intersection with Echo Hill Road. Agenda Memo - AM-21-750 - Pdf	167
E.3.	Resolution approving a Stop Sign stopping east bound traffic on Glen Rock Drive at its intersection with Winslow Road. Agenda Memo - AM-21-751 - Pdf	168
E.4.	Resolution approving a Stop Sign stopping north bound traffic on Enterprise Drive at its intersection with Marion Airport Road. Agenda Memo - AM-21-752 - Pdf	169
E.5.	Resolution approving Partial Payment No. 9 to Linn County for services provided by Snyder and Associates regarding the Tower Terrace Rd Design Study Report and NEPA in the amount of \$10,518.72. (TRANS-18-095) Agenda Memo - AM-21-799 - Pdf	170 - 171
E.6.	Resolution approving Partial Payment No. 5 to Anderson Bogert Engineers regarding the Alburnett Road & Echo Hill Road Roundabout Project in the amount of \$9,500.00. (CS-TSF-4775(641)—85-57)(TRANS-19-118) Agenda Memo - AM-21-800 - Pdf	172

E.7.	Resolution approving Agreement with Craig Campbell and Priscilla Steele regarding the 2021 Central Corridor 7th Avenue from 8th Street 12th Pavement Reconstruction and Streetscaping Project (TRANS-18-101)	173 - 179
	Agenda Memo - AM-21-781 - Pdf	
E.8.	Resolution approving Agreement with Boston Place LLC regarding the 2021 Central Corridor 7th Avenue from 8th Street 12th Pavement Reconstruction and Streetscaping Project (TRANS-18-101)	180 - 185
	Agenda Memo - AM-21-766 - Pdf	
E.9.	Resolution approving Agreement with AT Solutions, LLC regarding the 2021 Central Corridor 7th Avenue from 8th Street 12th Pavement Reconstruction and Streetscaping Project (TRANS-18-101)	186 - 193
	Agenda Memo - AM-21-767 - Pdf	
E.10.	Resolution accepting the 2019 14th Street Reconstruction Project (NSI). (TRANS-18-090)	194 - 195
	Agenda Memo - AM-21-768 - Pdf	
F.	Community Development	
F.1.	Resolution approving payment no. 11 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 \$1,721.95. (TRL-18-110)	196 - 204
	Agenda Memo - AM-21-788 - Pdf	
F.2.	Resolution setting a public hearing for July 6, 2021 regarding an ordinance amending Ch. 176.06, Rules and Definitions of the Marion Code of Ordinances.	205 - 206
	Agenda Memo - AM-21-782 - Pdf	
G.	Library - None	
CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION		
A.	Administrative Services	
A.1.	Motion to approve the following FY2021-2022 Cigarette Permit Applications:	207
	<ul style="list-style-type: none"> • Kwik Star #589 • Kwik Star #1008 	
	Agenda Memo - AM-21-836 - Pdf	
B.	Public Services - None	
C.	Public Safety - None	
D.	Parks	

- D.1. Resolution approving final payment to Point Builders for Derecho related repairs to the Depot in City Square Park in the amount of \$3,623.75. 208 - 211
[Agenda Memo - AM-21-812 - Pdf](#)
- E. Engineering
- E.1. Resolution approving Partial Payment No. 4 to Anderson-Bogert Engineers regarding the Marion AirCom Park Sanitary Sewer Extension Project in the amount of \$5,778.91. (SWR-18-111) 212 - 214
[Agenda Memo - AM-21-801 - Pdf](#)
- F. Community Development
- F.1. Resolution setting date of public hearing for July 6, 2021 regarding the sale of a portion of the former 16th Street right of way between 5th and 6th Avenues. (Genesis Equities, LLC) 215 - 220
[Agenda Memo - AM-21-763 - Pdf](#)
- F.2. Resolution approving Echo Ridge Estates Fourth Addition Final Plat and Memorandum of Agreement for property located north of Echo Hill Road and west of Alburnett Road. (Integrity Custom Homes, Inc.) 221 - 227
[Agenda Memo - AM-21-780 - Pdf](#)
- F.3. Resolution approving payment no. 1 to HDR Engineering, Inc for consultant services associated with the Task Order One: Marion Airport project in the amount of \$3,017.93. (ANN-18-082) 228 - 230
[Agenda Memo - AM-21-813 - Pdf](#)
- G. Library - None

REGULAR AGENDA

- A. Administrative Services (4:05-4:15)
- A.1. Minutes of the June 2, 2021 City Council meeting. 231 - 233
[Agenda Memo - AM-21-774 - Pdf](#)
- A.2. Motion to approve a Hold Harmless agreement with Cocktails & Company regarding an outdoor concert for the Andy Frasco show on June 18, 2021 at Cocktails & Company. 234 - 243
[Agenda Memo - AM-21-789 - Pdf](#)
- A.3. Resolution approving Fiscal Year 2020-2021 Capital Budget Transfers in the amount of \$2,225,000. 244 - 245
[Agenda Memo - AM-21-826 - Pdf](#)
- A.4. Resolution approving Fiscal Year 2020-2021 Special Revenue Transfers in the amount of \$2,799.26. 246 - 247
[Agenda Memo - AM-21-832 - Pdf](#)
- A.5. Resolution approving the proposed allocation of the Hotel/Motel funding for FY21-22 248 - 250
[Agenda Memo - AM-21-822 - Pdf](#)

B.	Public Services	
B.1.	Ordinance No. 21-10 amending Chapter 99 of the Code of Ordinances relating to Sanitary Sewer by increasing monthly domestic and industrial user charges from \$4.10 to \$4.39. (Final Consideration)	251
	Agenda Memo - AM-21-796 - Pdf	
B.2.	Ordinance No. 21-11 amending Chapter 105 of the code of Ordinances relating to Solid Waste by establishing base monthly collection fees at \$18.75. (Final consideration)	252
	Agenda Memo - AM-21-797 - Pdf	
C.	Public Safety - None	
D.	Parks (4:15-4:25)	
D.1.	Resolution awarding contract with Frank's Tree Service for Right of Way Stump Removal and Turf Restoration in an amount not to exceed \$337,500.	253 - 254
	Agenda Memo - AM-21-739 - Pdf	
E.	Engineering (4:25-4:45)	
E.1.	Motion to direct staff to establish a Target Average Pavement Condition Index of 60 in regard to the Pavement Management Program.	255 - 275
	Agenda Memo - AM-21-818 - Pdf	
E.2.	Resolution approving a contract with KTA-Tator, Inc. for Quality Assurance Steel Fabrication Inspection for the CEMAR Phase IV Project in the City of Marion, from the East Side of Indian Creek Bridge, Over Marion Boulevard to 7th Street, Twin Continuous Welded Girder Bridge and PCC Trail, in the amount of \$93,782.00 [TAP-U-4775(638)—8I-57] (TRL-17-055)	276 - 286
	Agenda Memo - AM-21-769 - Pdf	
E.3.	Motion to receive, file and refer to TAC a request for no parking on 1300 block of 6th Street and 600 block of 13th Avenue. (Staff)	287 - 288
	Agenda Memo - AM-21-833 - Pdf	
E.4.	Resolution approving contract and bond with Hydro-Klean, LLC. regarding the 2021 Sanitary CIPP Rehabilitation Project in the amount of \$87,063.87 (ANN-18-029)	289 - 290
	Agenda Memo - AM-21-770 - Pdf	
E.5.	Motion to receive, file and refer to TAC a request to look at the pedestrian access to Taube Park. (June Reeves, 2019 31st Street)	291 - 293
	Agenda Memo - AM-21-804 - Pdf	

E.6.	Resolution approving a contract amendment with Snyder and Associates regarding scope limits to the contract for the 2018 Alburnett Road Extension Project Phase I in an additional amount of \$360,600.00 for a new contract total not to exceed \$824,600.00. (TRANS-18-092)	294 - 299
	Agenda Memo - AM-21-808 - Pdf	
E.7.	Resolution approving Change Order No. 002 to Peak Construction Group regarding the Marion Library Project – Bid Pkg 05B and 06A regarding General Trades and misc. steel regarding changing station in the amount of \$1,890.00. (FACS-17-034)	300 - 304
	Agenda Memo - AM-21-815 - Pdf	
E.8.	Resolution approving Change Order No. 001R to Pearson Wall Systems regarding the Marion Library Project – Bid Pkg 09A Gypsum Board and Acoustics regarding wall for changing station in the amount of \$1,959.40. (FACS-17-034)	305 - 307
	Agenda Memo - AM-21-816 - Pdf	
E.9.	Resolution approving an agreement with Hughes Aerospace Corporation for Instrument Flight Procedure Design Navigation Services and Maintenance in the amount of \$183,075.00. (ANN-18-082)	308 - 321
	Agenda Memo - AM-21-814 - Pdf	
F.	Community Development (4:45-4:50)	
F.1.	Ordinance No. 21-13 amending Chapter 160 of the Code of Ordinances relating to the Building Code (Final Consideration)	322 - 336
	Agenda Memo - AM-21-790 - Pdf	
F.2.	Ordinance No. 21-14 amending Chapter 161 of the Code of Ordinances relating to the Plumbing Code. (Final consideration)	337 - 341
	Agenda Memo - AM-21-792 - Pdf	
F.3.	Ordinance No. 21-15 amending Chapter 163 of the Code of Ordinances relating to the Mechanical Code. (Final consideration)	342 - 345
	Agenda Memo - AM-21-793 - Pdf	
F.4.	Ordinance No. 21-16 amending Chapter 165 of the Code of Ordinances relating to the Housing Code. (Final Consideration)	346 - 353
	Agenda Memo - AM-21-794 - Pdf	
F.5.	Ordinance No. 21-17 amending Chapter 153 of the Code of Ordinances relating to the Property Maintenance Code. (Final Consideration)	354 - 357
	Agenda Memo - AM-21-795 - Pdf	
F.6.	Ordinance No. 21-18 amending Chapter 76 of the Marion Code of Ordinances relating to Bicycle Regulations. (Second Consideration)	358 - 366
	Agenda Memo - AM-21-827 - 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. Discussion regarding LOST Ballot Language (4:50-5:05)

367 - 371

[Agenda Memo - AM-21-702 - Pdf](#)

COUNCIL COMMENTS

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

ADJOURN