



CITY COUNCIL AGENDA
Thursday, February 20, 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.

If you wish to address the City Council, please take a yellow card found at the end of the staff table and complete the card. When the mayor asks you to come forward to address the City Council, hand the card to the City Clerk. Please state your name and address before making any comments.

The Mayor and City Council welcome comments from the public; however, at no time is it appropriate to use profane, obscene, or slanderous language. The Mayor may limit each speaker to five minutes.

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL
MOMENT OF SILENCE

PROCLAMATIONS/OATHS

1. Proclamation: League of Women Voters 100th Birthday (League of Women Voters of Linn County)

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

1. Presentation regarding Linn County Initiatives and FY21 Budget – Brent Oleson

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 February 4 and 6, 2020 City Council meetings.

2. Motion to approve the following liquor license applications:
 - a. Renewal – Dollar General Store #7226 – 1135 East Post Road
Class C Beer Permit with additional privileges of Class B Wine Permit and Sunday Sales. One violation in last five years.
 - b. Renewal – Dollar General Store #7398 – 5000 Chandler Court
Class C Beer Permit with additional privileges of Class B Wine Permit and Sunday Sales. No violations in last five years.
 - c. Renewal – Brick Alley Pub & Sports Bar – 1038 7th Avenue
Class C Liquor License with additional privileges of Outdoor Service and Sunday Sales. No violations in last five years.
 - d. Renewal – Fas Mart #5146 – 998 8th Avenue
Class C Beer Permit with additional privileges of Class B Wine Permit and Sunday Sales. No violations in last five years.
 - e. New – Hawkeye 1010 – 1010 East Post Road
Class E Liquor License with additional privilege of Sunday Sales.
3. Motion to approve the following Hold Harmless Agreements:
 - a. Barbeque Rendezvous; June 6, 2020; Lowe Park (Marion Metro Kiwanis – Mark Seidl, 229 Northland Court NE, Cedar Rapids) (Permit #2020-00000003)
 - b. Uptown Marion Market; June 13, July 11, & August 8, 2020; City Square Park & Depot (Marion Chamber of Commerce – Tami Schlamp, 1225 6th Avenue) (Permit #2020-00000005)
4. Motion to approve the FY2019-2020 Cigarette Permit Application for Hawkeye 1010.
5. Motion to receive and file correspondence regarding resignation of Paul Draper.
6. Motion to approve payments as presented in the amount of \$839,573.76.

B. Public Services – None

C. Public Safety

1. Resolution No. 28275 approving payment to Racom Corporation for repairs due to water leak in the amount of \$79,129.82.

D. Parks – None

E. Engineering – None

F. Community Development – None

G. Library – None

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

2. Motion to approve the Consent Agenda with Mayor AbouAssaly's abstention from voting and discussion as follows:

A. Administrative Services – None

B. Public Services – None

C. Public Safety – None

D. Parks – None

E. Engineering

1. Resolution No. 28276 approving Partial Payment No. 1 to Alliant Energy regarding the Royal Oak Ridge Drive Light Poles in the amount of \$801.69.

F. Community Development – None

G. Library – None

REGULAR AGENDA

A. Administrative Services

1. Motion directing staff to publish notice of intent to fill Council Member At Large vacancy by appointment.
2. Public hearing regarding proposed Fiscal Year 2021 City Maximum Property Tax Dollars.
3. Resolution No. 28277 approving the Maximum Property Tax Dollars from certain levies for the proposed Fiscal Year 2020-2021 Budget.
4. Resolution No. 28278 setting date of public hearing for March 19, 2020 regarding the proposed Fiscal Year 2021 Budget.
5. Ordinance No. 20-01 amending Chapter 122 of the Code of Ordinances relating to Solicitors, Peddlers and Transient Merchants. (Second Consideration)
6. Ordinance No. 20-02 amending Chapter 7.05 of the Code of Ordinances relating to Operating Budget Preparation. (Second Consideration)
7. Resolution No. 28279 relating to the establishment of the Local Option Sales Tax Oversight Committee.

8. Resolution No. 28280 approving the award of \$10,000 to Willis Dady Emergency Shelter, \$5,000 to Marion Cares, and \$5,000 to Four Oaks Family and Children Services as part of the Civil Rights Commission Low & Moderate Income Housing Assistance Grant.
9. Resolution No. 28281 approving Memorandum of Understanding to amend the Development Agreement with PDS Investments, LLC.

B. Public Services – None

C. Public Safety – None

D. Parks – None

E. Engineering

1. Motion to receive, file, discuss and approve the Engineering Department Work Program.
2. Motion to approve Project Calendar regarding the 2020 A Avenue Reconstruction Project (NSI) (TRANS-18-090), as follows:
 - a. Motion to retain the City Engineer as Project Engineer regarding the 2020 A Avenue Reconstruction Project (NSI) (TRANS-18-090)
 - b. Resolution No. 28282 approving Resolution of Necessity regarding the 2020 A Avenue Reconstruction Project (NSI) (TRANS-18-090)
 - c. Resolution No. 28283 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2020 A Avenue Reconstruction Project (NSI) (TRANS-18-090)
 - d. Resolution No. 28284 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2020 A Avenue Reconstruction Project (NSI) (TRANS-18-090)

F. Community Development

1. Motion to remove from table Resolution No. 28240 approving an encroachment agreement for a sign located in City right-of-way associated with Collins Road Square located at 1392 Twixt Town Road.
2. Resolution No. 28240 approving an encroachment agreement for a sign located in City right-of-way associated with Collins Road Square located at 1392 Twixt Town Road. (Tabled 1/23/2020)

3. Public hearing regarding an amendment to Section 176.41 of the Marion Code of Ordinances related to notification signs for zoning amendments.
4. Ordinance No. 20-03 amending Section 176.41 of the Marion Code of Ordinances related to notification signs for zoning amendments. (Initial consideration)

G. Library

1. Update regarding Library Building Project.
2. Resolution No. 28285 approving amendment to Professional Services Agreement with Engberg Anderson Architects regarding the Marion Public Library Building Project. (FACS-17-034)

OTHER DEPARTMENT DISCUSSION – This portion of the meeting is set aside for other department discussions, presentations, and updates not related to current council action.

None

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