



# AGENDA

## City Council Work Session

4:00 PM - Tuesday, April 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](https://zoom.us), select Join a Meeting, and enter the Meeting ID# 839 2435 5116. 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, April 21 via email at [cityclerk@cityofmarion.org](mailto:cityclerk@cityofmarion.org).

Page

### CALL TO ORDER

### PROCLAMATIONS/OATHS

1. Proclamation - Global Love Day (April 21, 2022) (Thursday) 8 - 10  
[Agenda Memo - AM-22-193 - Pdf](#)

### PRESENTATIONS

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

1. Presentation regarding the Indian Creek Master Plan for Creekside Pride (ISG) (4:00-4:20) 11 - 38  
[Agenda Memo - AM-22-471 - Pdf](#)
2. Service Award Presentation for former Volunteer Firefighter J.R. Blok (Thursday) 39  
[Agenda Memo - AM-22-488 - 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 (4:20-4:25)
  - A.1. Minutes of the April 5 and 7, 2022 City Council meetings. 40 - 55  
[Agenda Memo - AM-22-478 - Pdf](#)
  - A.2. Liquor licenses including the following: 56
    - Renewal - Hawks Smoke Shop - 1394 7th Avenue  
[Agenda Memo - AM-22-486 - Pdf](#)

A.3.	Motion to approve Hold harmless agreements with: <ul style="list-style-type: none"> <li>Michelle Wilson regarding a Wilson Schmidt Backyard Concert event on June 10, 2022 at 2810 15th Avenue.</li> <li>New Life Community Church regarding a Summer Fest event on August 14, 2022 at New Life Church, 275 W 29th Avenue.</li> </ul> <a href="#">Agenda Memo - AM-22-407 - Pdf</a>	57 - 75
A.4.	Receive and file March 2022 Department Monthly Reports. <a href="#">Agenda Memo - AM-22-479 - Pdf</a>	76 - 117
A.5.	Payments as presented in the amount of \$862,322.76 <a href="#">Agenda Memo - AM-22-480 - Pdf</a>	118 - 137
A.6.	Motion to change the date of the Tuesday, June 7, 2022 council meeting to Monday, June 6, 2022 due to City Hall being designated as a polling location for the Partisan Primaries. <a href="#">Agenda Memo - AM-22-477 - Pdf</a>	138
A.7.	Resolution adopting final assessment schedule for Fiscal Year 2022 Quarter 4 Delinquent Fees and Confirming and Levying the Assessments. <a href="#">Agenda Memo - AM-22-481 - Pdf</a>	139 - 142
A.8.	Resolution Setting a Public Hearing for May 5, 2022 regarding an Ordinance amending Chapter 111A of the Code of Ordinances Relating to Electric Franchise with Linn County Rural Electric Cooperative Association. <a href="#">Agenda Memo - AM-22-494 - Pdf</a>	143 - 147
A.9.	Resolution approving partial payment no. 17 to Tidal Basin Government Consulting LLC for services related to Derecho Disaster Recovery in the amount of \$693.75 <a href="#">Agenda Memo - AM-22-504 - Pdf</a>	148 - 151
B.	Public Services	
B.1.	Resolution approving rental of a street sweeper from Mid-Iowa Solid Waste Equipment Company and authorizing payment in the amount of \$16,000.00. <a href="#">Agenda Memo - AM-22-492 - Pdf</a>	152
B.2.	Resolution approving a 28E Project Agreement with Linn County for the maintenance Echo Hill and Artesian Road and authorizing payment in the amount of \$16,774.70. <a href="#">Agenda Memo - AM-22-510 - Pdf</a>	153 - 155
C.	Public Safety (4:25-4:30)	
C.1.	Resolution approving purchase of four Bullard thermal imagers from Heiman Fire Equipment and authorizing payment in an amount not to exceed \$26,400.00 <a href="#">Agenda Memo - AM-22-496 - Pdf</a>	156 - 157

D.	Parks	
D.1.	Recieve and File 2022 Parks Operations and Forestry Annual Work Program. <a href="#">Agenda Memo - AM-22-487 - Pdf</a>	158 - 182
E.	Engineering	
E.1.	Resolution approving Partial Payment No. 11 to Shoemaker & Haaland regarding Marion/CeMar Trail Construction Management Services in the amount of \$5,569.87 TAP-U-4775(638)—81-57)(TRL-17-055) <a href="#">Agenda Memo - AM-22-506 - Pdf</a>	183
E.2.	Resolution approving Partial Payment No. 31 to Snyder & Associates regarding the 2018 Alburnett Rd Extension Phase 1 in the amount of \$14,986.21 (TRANS-18-092) <a href="#">Agenda Memo - AM-22-507 - Pdf</a>	184
F.	Community Development (4:30-4:35)	
F.1.	Resolution setting the date of a public hearing for May 5, 2022 regarding an amendment to Section 176.50-12 regarding sidewalk cafes within the U-1, U-2 and UTC-1 zoning districts and an amendment to Section 176.52 regarding the use standards associated with sidewalk cafes (City of Marion) <a href="#">Agenda Memo - AM-22-516 - Pdf</a>	185 - 206
G.	Library	
G.1.	Resolution approving partial payment No. 2 to Library Furniture International, Inc. regarding the Marion Library Project and authorizing payment in the amount of \$158,806.75. (FACS-17-034) <a href="#">Agenda Memo - AM-22-505 - Pdf</a>	207 - 216

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

A.	Administrative Services - None	
B.	Public Services	
B.1.	Resolution approving Change Order No. 9 with Mid-States Concrete Industry regarding the Precast Concrete Package for the Public Services Maintenance Facility and authorizing payment in the amount of \$131,400.00 (FACS-17-069). <a href="#">Agenda Memo - AM-22-490 - Pdf</a>	217
B.2.	Resolution approving partial payment No. 10 to Mid-States Concrete regarding the Precast Concrete Package for the Public Service Maintenance Facility in the amount of \$131,400.00 (FACS-17-069). <a href="#">Agenda Memo - AM-22-491 - Pdf</a>	218
C.	Public Safety - None	

- D. Parks - None
- E. Engineering - None
- F. Community Development
- F.1. Resolution approving payment no. 9 to HDR Engineering, Inc for consultant services associated with the Task Order One: Marion Airport project in the amount of \$481.03. (ANN-18-082) 219 - 221  
[Agenda Memo - AM-22-513 - Pdf](#)
- F.2. Resolution approving payment no. 10 to HDR Engineering, Inc for consultant services associated with the Task Order One: Marion Airport project in the amount of \$723.11. (ANN-18-082) 222 - 224  
[Agenda Memo - AM-22-515 - Pdf](#)
- F.3. Resolution setting the date of a public hearing for May 5, 2022 regarding a rezoning request for property located west of Alburnett Road and south of Prairie Trail. (Integrity Custom Homes, Inc.) 225  
[Agenda Memo - AM-22-498 - Pdf](#)
- G. Library - None

## **REGULAR AGENDA**

- A. Administrative Services (4:35-4:40)
- A.1. Resolution approving Bond Purchase Agreement, providing for the issuance of \$10,760,000 General Obligation Corporate Purpose Bonds, Series 2022A and providing for the levy of taxes to pay the same. 226 - 359  
[Agenda Memo - AM-22-518 - Pdf](#)
- B. Public Services (4:40-4:45)
- B.1. Motion to approve Project Calendar for the Roof Replacement Package associated with the existing Public Service Maintenance Facility as follows: 360 - 361
- Resolution approving Resolution of Necessity regarding the Roof Package associated with the existing Public Service Maintenance Facility.
  - Resolution ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the roof Package for the existing Public Service Maintenance Facility.
  - Resolution approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the roof Package for the existing Public Service Maintenance Facility.
- [Agenda Memo - AM-22-512 - Pdf](#)
- C. Public Safety - None

D.	Parks (4:45-4:50)	
D.1.	Resolution approving purchase to replace two ADA chair lifts for the Marion Willowood Pool from Carrico Aquatic Resources, Inc and authorizing payment in the amount of \$9,884.60. <a href="#">Agenda Memo - AM-22-530 - Pdf</a>	362 - 363
E.	Engineering (4:50-4:55)	
E.1.	Ordinance No. 22-05 amending Chapter 63 of the Code of Ordinances establishing the speed limit on 6th Avenue as 35 mph from 15th Street to 27th Street. (Final Consideration) <a href="#">Agenda Memo - AM-22-469 - Pdf</a>	364 - 366
E.2.	Resolution approving contract and bond with Rathje Construction Company regarding the 2022 Alburnett Road and Echo Hill Road Intersection Improvement Project and authorizing payment in the amount of \$1,484,666.05 (TRANS-19-118) (CS-TSF-4775(641)--85-57) <a href="#">Agenda Memo - AM-22-468 - Pdf</a>	367 - 369
E.3.	Resolution approving contract and bond with Rathje Construction Company regarding the 2022 Taube Park Project and authorizing payment in the amount of \$163,342.70 (REC-20-007) <a href="#">Agenda Memo - AM-22-467 - Pdf</a>	370 - 372
E.4.	Public Hearing regarding the 2022 Sanitary Sewer Manhole Project (ANN-18-029) <a href="#">Agenda Memo - AM-22-503 - Pdf</a>	373 - 374
E.5.	Resolution accepting bids and awarding contract to B.G. Brecke, Inc. regarding the 2022 Sanitary Sewer Manhole Project in the amount of \$76,978.00 (ANN-18-029) <a href="#">Agenda Memo - AM-22-502 - Pdf</a>	375 - 377
E.6.	Public Hearing regarding the 2022 Sanitary Sewer Manhole Rehabilitation Project (ANN-18-029) <a href="#">Agenda Memo - AM-22-501 - Pdf</a>	378 - 379
E.7.	Resolution accepting bids and awarding contract to Hydro-Klean, LLC regarding the 2022 Sanitary Sewer Manhole Rehabilitation Project in the amount of \$39,482.68. (ANN-18-029) <a href="#">Agenda Memo - AM-22-500 - Pdf</a>	380 - 382
F.	Community Development (4:55-5:35)	
F.1.	Public hearing regarding updates to the Marion Housing Code Plans of Inspection and Housing Code Table of Fees. (City of Marion) <a href="#">Agenda Memo - AM-22-523 - Pdf</a>	383 - 400
F.2.	Resolution approving the 2022 Marion Housing Code Plans of Inspection as required by 165.06 of the Marion Housing Code. <a href="#">Agenda Memo - AM-22-517 - Pdf</a>	401 - 407

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|------|--|-----------|
| F.3. | Resolution approving the 2022 Housing Code Table of Fees as required by 165.05 of the Marion Housing Code.<br><a href="#">Agenda Memo - AM-22-526 - Pdf</a>  | 408 - 410 |
| F.4. | Resolution approving the Sweet Cheesecake – Central Corridor Review for property located at 1360 7th Avenue, Marion, Iowa. (Brian and Nicki Guild)<br><a href="#">Agenda Memo - AM-22-482 - Pdf</a>  | 411 - 423 |
| F.5. | Resolution approving the West End - Central Corridor Review for property located at 809 6th Avenue Marion, Iowa (Annette Perry)<br><a href="#">Agenda Memo - AM-22-484 - Pdf</a>   | 424 - 430 |
| F.6. | Resolution approving an encroachment agreement with HipStir regarding use of the City sidewalk and vacated alleyway for outdoor dining for property located at 1120 7th Avenue.<br><a href="#">Agenda Memo - AM-22-493 - Pdf</a>   | 431 - 444 |
| F.7. | Resolution approving an permanent easement agreement with Les Arnold for property located 1038/48 7th Avenue to permit stairs to encroach into the east/west alley between 10th and 11th Streets and 7th and 8th Avenues.<br><a href="#">Agenda Memo - AM-22-483 - Pdf</a> | 445 - 455 |
| F.8. | Resolution approving contract with Maxfield Research and Consulting, LLC for completion of Housing Needs Assessment and authorizing payment in an amount not to exceed \$19,560.00.<br><a href="#">Agenda Memo - AM-22-534 - Pdf</a>                                       | 456 - 478 |

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.

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|----|---|-----------|
| 1. | Discussion and direction regarding the Outdoor Aquatic Center Plan (5:35-5:50)<br><a href="#">Agenda Memo - AM-22-122 - Pdf</a> | 479 - 491 |
| 2. | Discussion and direction regarding transit service in Marion. (5:50-6:05)<br><a href="#">Agenda Memo - AM-22-499 - Pdf</a>      | 492 - 497 |
| 3. | Discussion and direction regarding Truck Routes. (6:05-6:15)<br><a href="#">Agenda Memo - AM-22-115 - Pdf</a>                   | 498 - 501 |
| 4. | Presentation regarding the fiscal year 2021-2022 budget amendment (6:15-6:30)<br><a href="#">Agenda Memo - AM-22-495 - Pdf</a>  | 502 - 508 |
| 5. | Discussion and direction regarding proposed recruitment policy. (6:30-6:35)<br><a href="#">Agenda Memo - AM-22-535 - Pdf</a>    | 509 - 510 |

**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 personnel matters as permitted under Section 21.5(1)(i) of the Code of Iowa.

**ADJOURN**