



MINUTES

City Council Regular Session

5:30 PM - Thursday, April 4, 2024

City Hall, 1225 6th Avenue

The City Council of the City of Marion, Linn County, Iowa met in regular session, on Thursday, April 4, 2024, at 5:30 PM, in the Council Chambers of City Hall, 1225 6th Avenue, with the following members present:

PRESENT: Grant Harper, Steve Jensen, Gage Miskimen, Nicolas AbouAssaly, Will Brandt, and Randy Strnad

ABSENT: Sara Mentzer

Mayor AbouAssaly presided over the meeting.

The meeting opened with the pledge of allegiance and Council observed a moment of silence.

PROCLAMATIONS/OATHS

Proclamation - National Library Week (April 7-13, 2024)

Councilmember Miskimen read and presented the proclamation referenced above to Sally Reck, Sue Gerth and Ashley Osborn with the Marion Public Library. Mayor AbouAssaly thanked the Library Board and staff for everything they do.

Proclamation - Fair Housing Month (April 2024)

Mayor AbouAssaly read and presented the proclamation referenced above to Renae Forsyth-Christy with the Marion Civil Rights Commission. Forsyth-Christy spoke about the Fair Housing Event on April 24 from 5:30 to 7:30 p.m. at the Marion Public Library.

PUBLIC FORUM

No one came forward to speak.

CONSENT AGENDA

Administrative Services

Minutes of the March 19, 21 and 26, 2024 City Council meetings

Hold Harmless Agreement with:

- Wilkins PTO regarding the Spring Carnival on April 19, 2024 at Wilkins Elementary School - 2127 27th Street

Payments as presented in the amount of \$2,582,189.69

Motion to receive and file the following job descriptions and grade assignments

for Public Services:

- Public Services & Utilities Director
- Traffic and Roadway Lighting Manager
- Fleet Manager
- Operations and Street Maintenance Manager
- Sanitary & Stormwater Manager
- Solid Waste & Recycling Manager
- Contracted Services Supervisor
- Fleet Supervisor

Resolution No. 31867 approving partial payment no. 40 to Tidal Basin Government Consulting LLC for services related to Derecho Disaster Recovery in the amount of \$1,387.50

Resolution No. 31868 setting date of public hearing for April 18, 2024 regarding the FY25-FY29 Capital Improvement Program (CIP)

Resolution No. 31869 approving amended Schedule of Fees, Bonds and Insurance effective April 1, 2024

Public Services

Resolution No. 31870 approving change order no. 1 with Henderson Truck Equipment regarding the Public Services fleet acquisition and authorizing payment in the amount of \$156,789 (EQPT-18-075)

Resolution No. 31871 approving change order no. 1 with Truck Country of Iowa regarding the Public Services fleet acquisition and authorizing payment in the amount of \$25,926 (EQPT-18-075)

Resolution No. 31872 approving purchase of six roll-off bins from Kilburg Equipment LLC regarding the Public Services fleet acquisition and authorizing payment in the amount of \$34,860 (EQPT-18-077)

Public Safety

Resolution No. 31873 approving purchase of two 2024 Ford Explorer Interceptors from Stiver Ford and authorizing payment in the amount of \$94,706

Engineering

Resolution No. 31874 approving temporary construction easement with Richard and Julie Leverett, 525 6th Street, regarding the 2024 5th Avenue Reconstruction Project (ANN-24-001 & ANN-18-029)

Resolution No. 31875 approving temporary construction easement with Oldenburger Properties, LLC, 235/237 5th Avenue, regarding the 2024 5th Avenue Reconstruction Project (ANN-24-001 & ANN-18-029)

Resolution No. 31876 approving a temporary construction easement agreement with Belmont Properties LLC % Kathy Weisbein, 271 7th Avenue, regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$440

(TRANS-18-092)

Resolution No. 31877 approving a temporary construction easement agreement with Brian and Lynette Buhrman, 205 9th Avenue, regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$800 (TRANS-18-092)

Resolution No. 31878 approving a purchase agreement with Dustin T. Hansen and Audrianna E. Cleveland, 245 8th Avenue, regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$1,910 (single persons - joint tenants, \$955 each) (TRANS-18-092)

Resolution No. 31879 approving temporary construction easement with SJTT Holdings Inc. % Scott and Jami Rosekrans, 2566 5th Avenue, regarding the 2024 6th Avenue Drainage Improvements Project

Resolution No. 31880 accepting the public improvements associated with Jacobs Landing 1st Addition to the City of Marion

Motion to receive, file and refer to the Traffic Advisory Committee (TAC) a petition regarding adding a street light near 3231 Silver Oak Trail (John Cassidy, 3112 Silver Oak Trail)

Resolution No. 31881 approving support of naming the creek located east of C Avenue, South of Oak Park Trail, West of Alburnett Road and North of Dry Creek as Coopers Creek to the United States Geological Services. (USGS)

Community Development

Resolution No. 31882 approving Bowman Woods Unit Thirty-Eight Final Plat and Memorandum of Agreement for property located south of East Robins Road and west of Brookfield Drive, Marion, Iowa (Bowman Wood Units Outlots Homeowners Association, Inc)

Moved by Brandt, seconded by Harper, to approve consent agenda as shown above.

Approved unanimously

REGULAR AGENDA

Administrative Services

Ordinance No. 24-04 designating an area of Marion, Iowa, as the 2024 Multifamily Housing Urban Revitalization Area (second consideration)

Moved by Strnad, seconded by Brandt, to approve the second consideration of Ordinance No. 24-04.

Approved unanimously

Public hearing on proposal to enter into an Essential Purpose Loan Agreement

Mayor AbouAssaly opened the public hearing regarding item referenced above. Deputy Finance Director Brian McKenzie provided a staff report. The following comments submitted prior to the meeting were shown: Tim Gorton wrote in

opposition of loans to be repaid through taxes and expensive projects with the increased cost of living. No other comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Public hearing on proposal to enter into a General Purpose Loan Agreement

Mayor AbouAssaly opened the public hearing regarding item referenced above. Deputy Finance Director Brian McKenzie provided a staff report. No comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Public hearing on proposal to enter into a CeMar Trail Loan Agreement

Mayor AbouAssaly opened the public hearing regarding item referenced above. Deputy Finance Director Brian McKenzie provided a staff report. No comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Resolution No. 31883 taking additional action on proposals to enter into Loan Agreements, combining Loan Agreements, and providing for the levy of taxes to pay the same

Moved by Jensen, seconded by Strnad, to approve Resolution No. 31883.

Approved unanimously

Engineering

Ordinance No. 24-05 adopting amendments to Chapter 163 of the Code of Ordinances relating to Flood Damage Prevention, the 2024 FEMA Flood Insurance Study (FIS) and the 2024 FEMA Flood Insurance Rate Map (FIRM) (second consideration)

Moved by Harper, seconded by Jensen, to approve the second consideration of Ordinance No. 24-05.

Approved unanimously

Community Development

Public hearing regarding amendments to the Marion Zoning Map for revisions to thirteen properties in Marion, Iowa (City of Marion)

Mayor AbouAssaly opened the public hearing regarding item referenced above. Planning Division Manager Dave Hockett provided a staff report. No comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Ordinance No. 24-06 amending the Marion Zoning Map regarding the revisions to thirteen properties in Marion, Iowa (City of Marion) (initial consideration)

Moved by Miskimen, seconded by Harper, to approve the initial consideration of Ordinance No. 24-06.

Approved unanimously

PUBLIC FORUM

Brad Beachel (255 8th Avenue) shared concerns about the sidewalk proposal related to the Alburnett Road Project and the impacts it would cause.

COUNCIL COMMENTS

Councilmember Jensen stated he was glad to receive the rain this week and looks forward to cheering on the Iowa Hawkeye women this weekend.

Councilmember Harper stated he will be at the library on Saturday morning for Council office hours.

Councilmember Brandt talked about the Be Green At Home event on April 13 at the Marion Public Library from 2:00 to 4:00 p.m.

Councilmember Strnad corrected his earlier statement and said there are 83 flood policies impacted related to Ordinance No. 24-05.

Mayor AbouAssaly congratulated everyone on the groundbreaking of the Central Plaza Project. He stated we've received a lot of interest from developers who have shared their desire to be a part of Marion.

ADJOURN

Mayor AbouAssaly adjourned the meeting at 6:03 p.m.

Respectfully submitted,
Rachel Bolender, City Clerk

The undersigned City Clerk of Marion, Iowa certifies that the minutes shown immediately above were published in the Gazette on the _____ day of _____, 20____.

Rachel Bolender, City Clerk