



MINUTES

City Council Regular Session

5:30 PM - Thursday, May 9, 2024

City Hall, 1225 6th Avenue

The City Council of the City of Marion, Linn County, Iowa met in regular session, on Thursday, May 9, 2024, at 5:30 PM, in the Council Chambers of City Hall, 1225 6th Avenue, with the following members present:

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

ABSENT: Grant Harper and 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 - American Legion Auxiliary Poppy Days (May 17-18, 2024)

Councilmember Brandt read and presented the proclamation referenced above to Lori Achenbach with the American Legion. Achenbach spoke about the funds received last year and how it was distributed. She stated her appreciation for all those who donate.

Proclamation - Asian American & Pacific Islander Heritage Month (May 2024)

Mayor AbouAssaly read and presented the proclamation referenced above to Renae Forsyth-Christy with the Marion Civil Rights Commission.

Proclamation - 10 Year Anniversary of the Civil Rights Commission (May 2024)

Mayor AbouAssaly read and presented the proclamation referenced above to Renae Forsyth-Christy with the Marion Civil Rights Commission.

Proclamation - Kids to Parks Day (May 18, 2024)

Councilmember Miskimen read and presented the proclamation referenced above to Karlene Hummel with Marion Parks and Recreation.

Proclamation - Building Safety Month (May 2024)

Councilmember Jensen read and presented the proclamation referenced above to Gary Hansen with the Marion Building Division.

PUBLIC FORUM

No one came forward to speak.

CONSENT AGENDA

Administrative Services

Minutes of the April 16 and 18, 2024 City Council meetings

Hold harmless agreements with:

- Larry Liddiard regarding a block party event on June 15, 2024 at 1565 48th Street
- Bowman Woods Running Club regarding the Bowman Woods 4K event on May 11, 2024 starting at 4901 Alburnett Road
- Jill Cejka regarding a retirement block party event on June 29, 2024 at 385 Hillview Drive
- Brent Winterhof regarding the Walk to Cure Brain Cancer event on May 25, 2024 at Lowe Park
- Be Well Marion/Uptown regarding Downdog in Uptown, a yoga event, on June 6 and June 20, 2024 in the North Plaza
- Marion Chamber of Commerce regarding the Uptown Marion Market event on June 8, July 13, August 10 and September 28, 2024 on 7th Ave and in the Uptown Artway.

Receive and file correspondence regarding Cindy Fountain's resignation from the Marion Arts Council

Mayor AbouAssaly's recommended appointments:

- Arts Council - Cris Sell - term expires 12/31/25
- Arts Council - Timothy Isenberg - term expires 12/31/25

Certified List for Police Officer

Payments as presented in the amount of \$2,998,683.44

Resolution No. 31899 approving partial payment no. 41 to Tidal Basin Government Consulting LLC for services related to Derecho Disaster Recovery in the amount of \$231.25

Motion to receive and file the quarterly finance report for the quarter ending March 31, 2024

Resolution No. 31900 approving Fiscal Year 2023-2024 Capital Budget Transfers

Resolution No. 31901 setting a public hearing for May 23, 2024 regarding the proposed adoption of a fiscal year 2023-2024 budget amendment

Resolution No. 31902 approving agreement with Marion Cares regarding the award of funds from the Civil Rights Commission Low to Moderate Income Housing Assistance Grant program and authorizing payment in the amount of \$57,000

Resolution No. 31903 approving agreement with Marion Ministry and Outreach regarding the award of funds from the Civil Rights Commission Low to Moderate Income Housing Assistance Grant program and authorizing payment in the amount of \$5,000

Resolution No. 31904 approving amendment to the well-being program contract with Health Solutions, replacing Schedule A

Receive and file Projects in Motion April 2024 update (Strategic Plan Quarterly Update)

Resolution No. 31905 approving Uptown Artway Decoration Policy

Motion to receive and file the following job description and grade assignment of the Management Analyst position

Resolution No. 31906 rescinding Covid 19 Illness and Exposure Policy

Public Services

Resolution No. 31907 awarding bid and authorizing approval of the contract with F & W Service Company, Inc. related to the Public Services Facility and authorizing payment in the amount of \$98,304 (FACS-17-069)

Resolution No. 31908 awarding bid and authorizing approval of the contract with Quality Cleaning Equipment related to the Public Services Facility and authorizing payment in the amount of \$123,755.70 (FACS-17-069)

Resolution No. 31909 approving payment to ImOn Communications for fiber optics installation related to the new Public Services facility in the amount not to exceed \$185,000 (FACS-17-069)

Resolution No. 31910 approving a 3rd addendum to the Master Services Agreement with ImOn Communications, LLC regarding conduit sharing for fiber optics installations

Motion to receive and file 2024 Public Services Work Program

Public Safety

Resolution No. 31911 approving renewal of 28E agreement for School Resource Officer (SRO) Program with Marion Independent School District for period of 7/1/24 to 6/30/25

Resolution No. 31912 approving the purchase of replacement technology for the G2 Alerting System at Fire Stations 2 & 3 from US Digital Design and authorizing payment in the amount of \$51,359.34

Engineering

Resolution No. 31913 approving a purchase agreement with Brannon Property Investments LLC, 200 7th Avenue, regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$4,310 (TRANS-18-092)

Resolution No. 31914 approving a purchase agreement with Brannon Property Investments LLC, 208 7th Avenue, regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$4,530 (TRANS-18-092)

Resolution No. 31915 approving a purchase agreement with Wells Fargo Bank, 8th Avenue (north 5 feet of Lot 1, Block 2, Davis and Brooks 2nd Addition), regarding the Alburnett Road Extension Project and authorizing payment in the amount of \$1,800 (TRANS-18-092)

Resolution No. 31916 approving temporary construction easement with Scott and Bobbie Jo Enos, 708 5th Avenue, regarding the 2024 5th Avenue Reconstruction Project (ANN-24-001 & ANN-18-029)

Resolution No. 31917 approving temporary construction easement with Scott M. Olson, 415 5th Avenue, regarding the 2024 5th Avenue Reconstruction Project (ANN-24-001 & ANN-18-029)

Resolution No. 31918 approving temporary construction easement with Wilson Property Management LLC, 102 3rd Avenue, regarding the 2024 5th Avenue Reconstruction Project (ANN-24-001 & ANN-18-029)

Motion to approve project calendar regarding the 2024 Storm Intake Project as follows:

- Motion approving Resolution of Necessity and to retain the City Engineer as Project Engineer regarding the 2024 Storm Intake Project (ANN-18-031)
- Motion approving filing of plans, specifications, form of contract and estimate of cost, advertising for bids by posting notice to bidders, and authorizing City officials or designees to receive and open bids regarding the 2024 Storm Intake Project (ANN-18-031)
- Motion setting public hearing and directing publication thereof for 2024 Storm Intake Project (ANN-18-031)

Motion to approve project calendar regarding the 2024 Fire Training Facility Project, Site Grading, Utility, and Foundation Package as follows:

- Motion approving Resolution of Necessity and to retain the City Engineer as Project Engineer regarding the 2024 Fire Training Facility Project, Site Grading, Utility, and Foundation Package (FACS-20-007)
- Motion approving filing of plans, specifications, form of contract and estimate of cost, advertising for bids by posting notice to bidders, and authorizing City officials or designees to receive and open bids regarding the 2024 Fire Training Facility Project, Site Grading, Utility, and Foundation Package (FACS-20-007)
- Motion setting public hearing and directing publication thereof for 2024 Fire Training Facility Project, Site Grading, Utility, and Foundation Package (FACS-20-007)

Resolution No. 31919 approving contract amendment no. 1 with Anderson-Bogert Engineering and Surveyors, Inc. regarding the 2024 Highway 100 & East Post Road Traffic Signals and Turn Lane Improvement Project and approving payments in the amount of \$19,074 (CS-TSF-4775(644)--85-57) (TRANS-20-002)

Resolution No. 31920 approving a No Parking Zone on the west side of South 14th Street from F Avenue to G Avenue

Community Development

Resolution No. 31921 approving a 28E Agreement between Marion, Cedar Rapids, and Linn County for funding the Linn County Multi-Jurisdictional Hazard

Mitigation Plan for 2024-2029

Motion to receive and file the findings and recommendations of the Uptown Marion Parking Study (HKGi)

Resolution No. 31922 approving letter of support to Twenty 40 Building Concepts Inc - Rookwood Estates 4th Addition

Moved by Miskimen, seconded by Jensen, to approve consent agenda as shown above.

Approved unanimously

Mayor AbouAssaly relinquished the gavel to Deputy Mayor Pro Tem Miskimen at 5:46 p.m. Deputy Mayor Pro Tem Miskimen presided over the meeting.

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

Public Services

Resolution No. 31923 rescinding Resolution No. 31892 and approving change order no. 5 to Hawkeye Electric related to the public services maintenance facility and approving payment in the amount of \$17,827.47 (FACS-17- 069)

Community Development

Resolution No. 31924 approving Plat of Survey No 2816 for property located south of 35th Avenue between Hemingway Street and Calder Drive Marion, Iowa (Midwest Development LLC)

Resolution No. 31925 approving letter of support to 1277 8th Avenue LLC-Bell Tower Lofts

Moved by Brandt, seconded by Jensen, to approve consent agenda with Mayor AbouAssaly's abstention as shown above.

Approved by the following votes:

Ayes: Jensen, Miskimen, Brandt, and Strnad

Abstained: AbouAssaly

Deputy Mayor Pro Tem Miskimen relinquished the gavel to Mayor AbouAssaly at 5:47 p.m. Mayor AbouAssaly presided over the meeting.

REGULAR AGENDA

Administrative Services

Resolution No. 31926 approving Bond Purchase Agreement for the sale of General Obligation Corporate Purpose Bonds, Series 2024A

Moved by Jensen, seconded by Miskimen, to approve Resolution No. 31926.

Approved unanimously

Community Development

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

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

Approved unanimously

PUBLIC FORUM

A person came forward to speak about the sidewalk installation project on 31st Street. The Mayor asked him to stay after the meeting to speak with staff.

COUNCIL COMMENTS

Councilmember Jensen spoke about the Marion Arts Festival happening next weekend on May 18.

Mayor AbouAssaly stated we have a great team of people who all work towards our common goal. Mayor AbouAssaly also recognized Municipal Clerks Week and recognized City Clerk Rachel Bolender for all she does for the City. He also spoke about a phone call he had with a Marion resident who spoke positively about Marion. He encouraged everyone to continue to take the extra step and to continue making Marion a standout community.

Councilmember Jensen congratulated this year's Paul Draper "Spirit of Marion" Award recipient Mary Weber who is the horticulturist for the City and does a great job making Marion beautiful.

ADJOURN

Mayor AbouAssaly adjourned the meeting at 5:55 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