



AGENDA

City Council Regular Session

5:30 PM - Thursday, May 23, 2024

City Hall, 1225 6th Avenue

This meeting is being recorded. Any item listed on the agenda may be open to discussion by the City Council.

This meeting is viewable online. To watch, go to Zoom.com, select Join a Meeting, and enter the Meeting ID# 880 8552 8717. 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.

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, May 23 via email at cityclerk@cityofmarion.org.

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CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MOMENT OF SILENCE

PROCLAMATIONS/OATHS

1. Proclamation - Public Works Week (May 19-25, 2024) 8 - 9
[Agenda Memo - AM-24-224 - Pdf](#)
2. Proclamation - Mental Health Awareness Month (May 2024) 10 - 11
[Agenda Memo - AM-24-349 - Pdf](#)

PRESENTATIONS

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

1. Annual presentation from Linn County Mental Health Access Center and Foundation 2 Crisis Services 12
[Agenda Memo - AM-24-339 - Pdf](#)
2. Award presentation to Monarch Research Project (MRP) 13
[Agenda Memo - AM-24-373 - Pdf](#)

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.

Motion to approve the Consent Agenda as follows:

A. Administrative Services

- | | | |
|-------|---|----------|
| A.1. | Minutes of the May 7 and 9, 2024 City Council meetings
Agenda Memo - AM-24-408 - Pdf | 14 - 23 |
| A.2. | Hold harmless agreements with: <ul style="list-style-type: none">• Marion Chamber of Commerce regarding AMAYZing May with Z102.9 event on May 31, 2024 in the North Plaza• Lorie and Tom Brydon regarding a 4th of July get together event on July 6, 2024 at 2825 Northview Drive Agenda Memo - AM-24-411 - Pdf | 24 - 38 |
| A.3. | Liquor licenses including the following: <ul style="list-style-type: none">• New - Marion Metro Kiwanis (BBQ Rendezvous) - 4500 N 10th Street• Renewal - Walgreens - 1225 7th Avenue• Renewal - The Marion Chocolate Shop - 1060 7th Avenue• Renewal - Daisy's Garage - 6147 Carlson Way Suite B Agenda Memo - AM-24-388 - Pdf | 39 |
| A.4. | Mayor AbouAssaly recommended appointments: <ul style="list-style-type: none">• Bicycle and Pedestrian Advisory Committee (BPAC)<ul style="list-style-type: none">◦ Liz Burke, 101 1st Street SE, no term expiration Agenda Memo - AM-24-398 - Pdf | 40 |
| A.5. | Receive and file correspondence regarding Jane Strnad Nelson's resignation from the Marion Arts Council
Agenda Memo - AM-24-435 - Pdf | 41 |
| A.6. | Receive and file April 2024 department monthly report
Agenda Memo - AM-24-410 - Pdf | 42 - 59 |
| A.7. | Resolution No. 31927 approving designees for City Manager, City Clerk and City Treasurer per 18-3B of the Marion Code of Ordinances
Agenda Memo - AM-24-412 - Pdf | 60 |
| A.8. | Resolution No. 31928 authorizing additional signatures on checks over \$20,000
Agenda Memo - AM-24-403 - Pdf | 61 |
| A.9. | Payments as presented in the amount of \$5,101,959.25
Agenda Memo - AM-24-409 - Pdf | 62 - 93 |
| A.10. | Resolution No. 31929 approving Fiscal Year 2023-2024 operating budget transfer in the amount of \$12,551.81
Agenda Memo - AM-24-401 - Pdf | 94 |
| A.11. | Motion to receive and file the following job description and grade assignment of the Software Support Specialist position
Agenda Memo - AM-24-402 - Pdf | 95 - 97 |
| A.12. | Resolution No. 31930 providing for the issuance of \$4,325,000 General Obligation Corporate Purpose Bonds, Series 2024A and | 98 - 109 |

providing for the levy of taxes to pay the same

[Agenda Memo - AM-24-404 - Pdf](#)

- A.13. Receive and file presentations slides from Trees Forever, Cedar Rapids Transit and Horizons. 110 - 140
[Agenda Memo - AM-24-449 - Pdf](#)
- B. Public Services
- B.1. Resolution No. 31931 approving change order no. 2 with SCS Engineers for the Solid Waste Collections Study and authorizing payment in the amount of \$23,500 141 - 148
[Agenda Memo - AM-24-423 - Pdf](#)
- B.2. Resolution No. 31932 approving purchase of furniture and lockers for the new Public Services Maintenance Facility from Workspace, Inc-Storey Kenworthy and authorizing payment in the amount of \$143,385.22 (FACS-17-069) 149 - 180
[Agenda Memo - AM-24-425 - Pdf](#)
- C. Public Safety - None
- D. Parks
- D.1. Resolution No. 31933 approving purchase of WM Compact - Lithium Ice Resurfacer with LSK Enterprises, Inc. and authorizing payment in an amount not to exceed \$126,047.80 181 - 190
[Agenda Memo - AM-24-418 - Pdf](#)
- D.2. Resolution No. 31934 approving purchase of a 2024 Olympia 250 Tractor Mount Ice Resurfacer with CTM Services, Inc. and authorizing payment in an amount not to exceed \$20,510 191 - 194
[Agenda Memo - AM-24-419 - Pdf](#)
- E. Engineering
- E.1. Motion to receive and file a request to evaluate the intersection of 35th Avenue and 35th Street regarding speeding and all-way stop, and refer to Traffic Advisory Committee (TAC) (Linn Mar School District) 195 - 197
[Agenda Memo - AM-24-429 - Pdf](#)
- F. Community Development - None
- G. Library - None

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

Motion to approve the Consent Agenda with Mayor AbouAssaly's abstention as follows:

- A. Administrative Services - None
- B. Public Services - None
- C. Public Safety - None

- D. Parks - None
- E. Engineering - None
- F. Community Development
 - F.1. Resolution No. 31935 setting a public hearing for June 6, 2024, regarding the Bowman Meadows 9th Addition Preliminary Site Development Plan for property located east of Archer Drive, Marion, Iowa (Midwest Development Co) 198 - 203
[Agenda Memo - AM-24-400 - Pdf](#)

G. Library - None

REGULAR AGENDA

- A. Administrative Services
 - A.1. Public hearing regarding the proposed adoption of a fiscal year 2023-2024 budget amendment 204 - 216
[Agenda Memo - AM-24-405 - Pdf](#)
 - A.2. Resolution No. 31936 approving fiscal year 2023-2024 budget amendment 217
[Agenda Memo - AM-24-406 - Pdf](#)
- B. Public Services - None
- C. Public Safety
 - C.1. Ordinance No. 24-07 amending Sections 313-12.1B, 313-12.4C and 313-12.5A of the Marion Code of Ordinances regarding Automated Traffic Enforcement (initial consideration) 218 - 222
[Agenda Memo - AM-24-424 - Pdf](#)
 - C.2. Motion to suspend the rules and proceed to the second consideration of Ordinance No. 24-07 regarding amendments to Chapter 313 of the Marion Code of Ordinances regarding Automated Traffic Enforcement
 - C.3. Ordinance No. 24-07 amending Sections 313-12.1B, 313-12.4C and 313-12.5A of the Marion Code of Ordinances regarding Automated Traffic Enforcement (second consideration) 223 - 227
[Agenda Memo - AM-24-450 - Pdf](#)
 - C.4. Motion to suspend the rules and proceed to the final consideration of Ordinance No. 24-07 regarding amendments to Chapter 313 of the Marion Code of Ordinances regarding Automated Traffic Enforcement
 - C.5. Ordinance No. 24-07 amending Sections 313-12.1B, 313-12.4C and 313-12.5A of the Marion Code of Ordinances regarding Automated Traffic Enforcement (final consideration) 228 - 232
[Agenda Memo - AM-24-451 - Pdf](#)
- D. Parks - None

E. Engineering

- E.1. Public comment period regarding the addition of “no parking” signage within Area 2, more specifically property located westerly of 10th Street, northerly of 9th Avenue and bound by Indian Creek 233 - 242
[Agenda Memo - AM-24-422 - Pdf](#)
- E.2. Motion to receive and file Traffic Advisory Committee (TAC) report regarding the addition of “no parking” signage within Area 2, more specifically property located westerly of 10th Street, northerly of 9th Avenue and bound by Indian Creek 243 - 252
[Agenda Memo - AM-24-427 - Pdf](#)
- E.3. Motion to approve project calendar regarding the following "No Parking" areas within Area 2 and directing Public Services staff to install signage: 253 - 263
- Resolution No. 31937 approving the establishment of a “No Parking” zone on the south side of 10th Avenue from Willow Park Court to 7th Street
 - Resolution No. 31938 approving the establishment of a “No Parking” zone on the south side of 11th Avenue from 3rd Street to 6th Street
 - Resolution No. 31939 approving the establishment of a “No Parking” zone on both sides of 12th Avenue from 8th Street to 10th Street
 - Resolution No. 31940 approving the establishment of a “No Parking” zone on the south side of 13th Avenue from 3rd Street to 5th Street
 - Resolution No. 31941 approving the establishment of a “No Parking” zone on both sides of 13th Avenue from 6th Street to 10th Street
 - Resolution No. 31942 approving the establishment of a “No Parking” zone on both sides of 14th Avenue from 8th Street to 10th Street and rescinding Resolution No. 11070 and 20758
 - Resolution No. 31943 approving the establishment of a “No Parking” zone on both sides of 15th Avenue from 7th Street to 8th Street
 - Resolution No. 31944 approving the establishment of a “No Parking” zone on north side of 16th Avenue from 8th Street to 10th Street
 - Resolution No. 31945 approving the establishment of a “No Parking” zone on both sides of 17th Avenue from 8th Street to 9th Street and rescinding Resolution No. 12275
 - Resolution No. 31946 approving the establishment of a “No Parking” zone on both sides of Central Avenue within City limits.
 - Resolution No. 31947 approving the establishment of a “No Parking” zone on the east side of 2nd Street
 - Resolution No. 31948 approving the establishment of a

“No Parking” zone on both sides of Willow Park Court, including turn around

- Resolution No. 31949 approving the establishment of a “No Parking” zone on west side of 3rd Street from 10th Avenue to 13th Avenue
- Resolution No. 31950 approving the establishment of a “No Parking” zone on west side of 4th Street from 8th Avenue to 10th Avenue
- Resolution No. 31951 approving the establishment of a “No Parking” zone on east side of 4th Street from 10th Avenue to 13th Avenue
- Resolution No. 31952 approving the establishment of a “No Parking” zone on west side of 5th Street from 10th Avenue to 13th Avenue
- Resolution No. 31953 approving the establishment of a “No Parking” zone on both sides of 6th Street from north of Central Avenue to 13th Avenue and rescinding Resolution No. 29701
- Resolution No. 31954 approving the establishment of a “No Parking” zone on west side of 7th Street from 9th Avenue to Central Avenue
- Resolution No. 31955 approving the establishment of a “No Parking” zone on the east side of 7th Street from Central Avenue to 15th Avenue
- Resolution No. 31956 approving the establishment of a “No Parking” zone on the east side of 8th Street from Central Avenue to 17th Avenue
- Resolution No. 31957 approving the establishment of a “No Parking” zone on the west side of 9th Street from 9th Avenue to 17th Avenue and rescinding Resolution No. 12275

[Agenda Memo - AM-24-428 - Pdf](#)

F. Community Development

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|------|--|-----------|
| F.1. | Public hearing regarding Cedar Rapids-Marion 28E Annexation Agreement for property generally located north of E Robins Road to the Marion / Otter Creek Township border at N Alburnett Road
Agenda Memo - AM-24-322 - Pdf | 264 - 273 |
| F.2. | Resolution No. 31958 approving the Cedar Rapids-Marion Annexation 28E Agreement for property generally located north of E Robins Road to the Marion / Otter Creek Township border at N Alburnett Road
Agenda Memo - AM-24-341 - Pdf | 274 - 282 |
| F.3. | Resolution No. 31959 approving Villa's Patio – Central Corridor Review regarding a four-seasons and new west deck addition for property located at 433 7th Avenue, Marion, Iowa (Martin Gardner Architecture)
Agenda Memo - AM-24-432 - Pdf | 283 - 296 |

G. Library - 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