



MINUTES

City Council Regular Session

5:30 PM - Thursday, April 8, 2021
City Hall, 1225 6th Avenue

The City Council of the City of Marion, Linn County, Iowa met in regular session, on Thursday, April 8, 2021, at 5:30 PM, in the Council Chambers of City Hall, 1225 6th Avenue, with the following members present:

PRESENT: Grant Harper, Colette Atkins, Steve Jensen, Nicolas AbouAssaly, Will Brandt, Rene Gadelha, and Randy Strnad

ABSENT: None

Based on COVID-19 guidance from Linn County Public Health and the State of Iowa to limit the size of groups gathering, this meeting was held electronically. The agenda and City's website provided instructions on how others could participate in the meeting.

Mayor AbouAssaly presided over the meeting.

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

PROCLAMATIONS/OATHS

Proclamation - Fair Housing Month (April 2021)

Mayor AbouAssaly read and presented the proclamation to Amal Eltahir with the Marion Civil Rights Commission.

Proclamation - Week of the Young Child (April 10-16, 2021)

Mayor AbouAssaly read and presented the proclamation to Miranda Niemi with the Iowa Association for the Education of Young Children.

PRESENTATIONS

No presentations took place.

PUBLIC FORUM

No one came forward to speak.

CONSENT AGENDA

Administrative Services

Minutes of the March 16 and 18, 2021 City Council meetings.

Liquor licenses including the following:

- Renewal - East Post Road BP - 1010 East Post Road
- Renewal - Zoey's Pizzeria - 690 10th Street
- Renewal - Cocktails and Company - 1625 Blairs Ferry Road
- Renewal - Uptown Snug - 760 11th Street

Certified List for Firefighter

Payments as presented in the amount of \$3,132,974.85.

Resolution No. 29371 approving partial payment no. 4 to Tidal Basin for consulting services related to Derecho Disaster Recovery in the amount of \$27,518.75.

Resolution No. 29372 approving payment to Christner Contracting Inc. for derecho damages in the amount of \$98,170.80.

Resolution No. 29373 approving payment to Service Master for mitigation services provided at the Library building after the Derecho in the amount of \$88,539.01.

Resolution No. 29374 approving payment to Moody's Investors Service, Inc. in the amount of \$19,000.00 for services related to the issuance of Series 2021AB bonds.

Resolution No. 29375 approving the disposal of surplus city property.

Resolution No. 29376 approving annual payment to OPG-3, Inc. regarding Laserfiche software licenses in the amount of \$16,965.10.

Engineering

Resolution No. 29377 approving Partial Payment No. 4 to Anderson Bogert Engineers regarding the Alburnett Road & Echo Hill Road Roundabout Project in the amount of \$8,323.50. (CS-TSF-4775(641)—85-57)(TRANS-19-118)

Resolution No. 29378 approving Partial Payment No. 9 to Braun Intertec regarding the CeMar Phase 1-3 Plant Monitor and Soil testing in the amount of \$725.00. (TRL-17-055)

Resolution No. 29379 approving Partial Payment No. 7 to Linn County for services provided by Snyder and Associates regarding the Tower Terrace Rd Design Study Report and NEPA in the amount of \$9,018.55. (TRANS-18-095)

Resolution No. 29380 approving Partial Payment No. 4 to Knutson Construction Services regarding the Marion Library Project – Bid Pkg 03A Concrete Foundations in the amount of \$21,957.35. (FACS-17-034)

Resolution No. 29381 approving Partial Payment No. 3 to Seehase Masonry Inc. regarding the Marion Library Project – Bid Pkg 04A Masonry in the amount of \$7,351.88. (FACS-17-034)

Resolution No. 29382 approving Partial Payment No. 4 to Peak Construction Group regarding the Marion Library Project – Bid Pkg 05A & 06A regarding General Trades and Misc. Steel in the amount of \$97,640.18. (FACS-17-034)

Resolution No. 29383 approving Partial Payment No. 1 to Pearson Wall Systems

regarding the Marion Library Project – Bid Pkg 09A regarding Gypsum Board & Acoustics in the amount of \$8,804.60. (FACS-17-034)

Resolution No. 29384 approving Partial Payment No. 1 to Kone regarding the Marion Library Project – Bid Pkg 14A regarding Conveying Systems in the amount of \$67,431.00. (FACS-17-034)

Resolution No. 29385 approving Partial Payment No. 1 to Ahern Fire Protection regarding the Marion Library Project – Bid Pkg 21A regarding Fire Suppression in the amount of \$6,944.50. (FACS-17-034)

Resolution No. 29386 approving Partial Payment No. 4 to Boomerang regarding the Marion Library Project – Bid Pkg 32A Site Grading and Utilities in the amount of \$76,768.79. (FACS-17-034)

Resolution No. 29387 approving Partial Payment No. 2 to Pipe Pro, Inc. regarding the Marion Library Project – Bid Pkg 22A & 23A regarding Plumbing and HVAC in the amount of \$12,350.00. (FACS-17-034)

Resolution No. 29388 approving Partial Payment No. 1 to Seedorf Masonry regarding the Marion Library Project – Bid Pkg 04B regarding Gypsum Board & Acoustics in the amount of \$3,478.90. (FACS-17-034)

Resolution No. 29389 approving Partial Payment No. 2 to Seedorf Masonry regarding the Marion Library Project – Bid Pkg 04B regarding Gypsum Board & Acoustics in the amount of \$19,265.05. (FACS-17-034)

Resolution No. 29390 approving Partial Payment No. 5 to Peak Construction Group regarding the Marion Library Project – Bid Pkg 05A & 06A regarding General Trades and Misc. Steel in the amount of \$63,428.65. (FACS-17-034)

Resolution No. 29391 approving Partial Payment No. 2 to Pearson Wall Systems regarding the Marion Library Project – Bid Pkg 09A regarding Gypsum Board & Acoustics in the amount of \$38,237.50. (FACS-17-034)

Resolution No. 29392 approving Partial Payment No. 5 to Boomerang regarding the Marion Library Project – Bid Pkg 32A Site Grading and Utilities in the amount of \$16,625.00. (FACS-17-034)

Resolution No. 29393 approving Partial Payment No. 3 to Pipe Pro, Inc. regarding the Marion Library Project – Bid Pkg 22A & 23A regarding Plumbing and HVAC in the amount of \$42,275.00. (FACS-17-034)

Resolution No. 29394 approving Partial Payment No. 1 to Acme Electric Company regarding the Marion Library Project – Bid Pkg 26A regarding Electrical in the amount of \$22,726.85. (FACS-17-034)

Resolution No. 29395 approving Partial Payment No. 2 to K & W Electric, Inc. regarding the 2020 Marion Fire Station Traffic Signals Project in the amount of \$14,979.39. (FACS-18-062)

Motion to approve Project Calendar regarding Temporary Construction Easements associated with the 2021 Sidewalk Ramp Project (ANN-18-106) as follows:

- Resolution No. 29396 approving Temporary Construction Easement with

WWI3 LLC, 1962 5th Avenue, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)

- Resolution No. 29397 approving Temporary Construction Easement with Eric T. & Brenda K. Cerwick, 780 Central Avenue, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)
- Resolution No. 29398 approving Temporary Construction Easement with Robert E. Ozburn & Elaine G. Baily, 2500 8th Avenue, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)
- Resolution No. 29399 approving Temporary Construction Easement with Brad R. & Michelle A. Nielson, 820 26th Street, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)
- Resolution No. 29400 approving Temporary Construction Easement with Joshua A. & Charlie M. Mason, 720 Central Avenue, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)
- Resolution No. 29401 approving Temporary Construction Easement with Sheila C. Matheson, 2498 8th Avenue, regarding the 2021 Sidewalk Ramp Project. (ANN-18-106)

Community Development

Resolution No. 29402 approving payment in the amount of \$39,800.00 to Black Hawk Mitigation Bank for wetland credit purchase associated with the Indian Creek Trail project. (STP-U-4775(631)--70-57) (TRL-18-056)

Resolution No. 29403 approving payment no. 10 to RDG Planning & Design, Inc. for professional services regarding the 7th Avenue Streetscape Improvement Project in the amount of \$2,769.31. (TRANS-18-098)

Resolution No. 29404 approving payment no. 4 to RDG Planning & Design, Inc. for professional services regarding the 11th Street Plaza Project in the amount of \$2,125.01. (GOV-19-122)

Resolution No. 29405 approving payment no. 33 to Shoemaker Haaland per the contract for the CeMar Trail (Iowa DOT Project Number: TAP-U-4475(630)-8I-57) in the amount of \$40,485.47. (TRL-17-055)

Library

Resolution No. 29406 approving payment no. 8 to Bush Construction in the amount of \$67,775.46 for the Library Building Project (FACS-17-034)

Resolution No. 29407 approving payment no. 9 to Bush Construction in the amount of \$64,924.53 for the Library Building Project (FACS-17-034)

Moved by Strnad, seconded by Gadelha, to approve the consent agenda as shown above.

Approved unanimously

Mayor AbouAssaly relinquished the gavel to Mayor Pro Tem Atkins at 5:37 p.m. Mayor Pro Tem Atkins presided over the meeting.

CONSENT AGENDA WITH MAYOR ABOUASSALY'S ABSTENTION

Administrative Services - None

Resolution No. 29408 expressing intent to provide financial support to the Green Park Apartment Living.

Engineering

Resolution No. 29409 approving Partial Payment No. 10 to Peterson Contractors, Inc. regarding the CEMAR Phase III Project in City of Marion, from Marion Boulevard bridge over Indian Creek north preservation trail Bridge New, Steel Girder amount \$178,398.24. [TAP-U-4775(637)-8I-57] (TRL-17-055)

Resolution No. 29410 approving Partial Payment No. 1 to Peterson Contractors, Inc. regarding the CEMAR Phase IV Project in the City of Marion, from the East Side of Indian Creek Bridge, Over Marion Boulevard to 7th Street, Twin Continuous Welded Girder Bridge and PCC Trail, in the amount of \$10,340.20 [TAP-U-4775(638)—8I-57] (TRL-17-055)

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

Approved by the following votes:

Ayes: Harper, Atkins, Jensen, Brandt, Gadelha, and Strnad

Abstained: AbouAssaly

REGULAR AGENDA

Administrative Services

Ordinance No. 21-04 Designating an Area of Marion, Iowa, as the 2021 Multiresidential Housing Urban Revitalization Area (final consideration)

Moved by Jensen, seconded by Brandt, to approve the final consideration of Ordinance No. 21-04.

Approved by the following votes:

Ayes: Harper, Atkins, Jensen, Brandt, Gadelha, and Strnad

Abstained: AbouAssaly

Mayor Pro Tem Atkins relinquished the gavel to Mayor AbouAssaly at 5:39 p.m. Mayor AbouAssaly presided over the meeting.

Motion to receive and file request for ordinance authorizing speculative shell building tax exemption.

Moved by Jensen, seconded by Atkins, to approve item referenced above.

Approved unanimously

Resolution No. 29411 authorizing and approving a Loan Agreement and Continuing Covenant Agreement, providing for the issuance of Taxable General Obligation Disaster Recovery Bond, Series 2021 and providing for the levy of

taxes to pay the same.

Moved by Brandt, seconded by Gadelha, to approve Resolution No. 29411.

Approved unanimously

Mayor AbouAssaly relinquished the gavel to Mayor Pro Tem Atkins at 5:41 p.m.
Mayor Pro Tem Atkins presided over the meeting.

Resolution No. 29412 approving agreement with PDCM Insurance regarding employee benefits consulting services

Moved by Gadelha, seconded by Brandt, to approve Resolution No. 29412.

Approved by the following votes:

Ayes: Harper, Atkins, Jensen, Brandt, Gadelha, and Strnad

Abstained: AbouAssaly

Mayor Pro Tem Atkins relinquished the gavel to Mayor AbouAssaly at 5:41 p.m.
Mayor AbouAssaly presided over the meeting.

Resolution No. 29413 approving a contract amendment for the City Manager effective April 1, 2021.

Moved by Strnad, seconded by Atkins, to approve Resolution No. 29413.

Approved unanimously

Public Safety

Ordinance No. 21-05 Amending Chapter 77 of the Code of Ordinances Relating to Bicycle Licensing. (Initial Consideration)

Moved by Harper, seconded by Brandt, to approve the initial consideration of Ordinance No. 21-05. Mayor AbouAssaly stated that this measure will repeal this chapter.

Approved unanimously

Resolution No. 29414 approving purchase of a medical 12-lead heart monitor from Zoll Medical Corporation in the amount of \$34,343.55

Moved by Atkins, seconded by Harper, to approve Resolution No. 29414.

Approved unanimously

Engineering

Public Comment Period regarding No Parking on 27th Street.

Mayor AbouAssaly opened the public comment period regarding item referenced above. City Engineer Mike Barkalow provided a staff report. The following comments submitted prior to the meeting were shown: Terry and Brenda Kerr (2190 27th Street) spoke against the measure. Joan Tatarka (2060 27th Street) spoke in favor of the measure. The following comments were heard during the meeting: Amanda Potter with the Linn Mar Community School District spoke about the request for no parking that was submitted. Council Member Jensen asked Potter what the plans are for staff members who currently park on the

street. Potter stated staff will need to park in alternate spots. Council Member Jensen stated the school should provide parking for staff as this is only a temporary solution. Mayor AbouAssaly asked why staff are parking on street. Potter stated all spots are utilized in the parking lot and that staff size has increased. Council Member Jensen asked if they have looked at expanding the parking lot. Potter stated there is some green space north of the lot but there is geothermal buried there. Council Member Brandt asked for clarification that the issue is that buses are unable to get through. Potter stated it causes congestion regardless but more so in the winter. Council Member Gadelha asked if there is a crosswalk employee and if that was a paid position. Potter stated it is a current staff member who helps out in addition to her regular duties. No other comments, written or verbal, were received. Mayor AbouAssaly closed the public comment period.

Motion to receive, file, discuss and concur with the TAC Report regarding a no parking request on 27th Street near Wilkins Elementary. (Linn Mar Community School District)

Moved by Jensen, seconded by Atkins, to approve the item referenced above. Council Member Harper stated he drove by this area and has seen variations of this problem for awhile. He agrees with Council Member Jensen's earlier statement that more should be done by the school. Mayor AbouAssaly stated he understands the need and that the no parking regulation is for a short time frame on school days. Council Member Harper wondered if this resolution could have an expiration date. Council Member Brandt stated by approving the no parking regulation it will force the school to find additional parking as the staff will be parking further away. Council Member Jensen stated he doesn't feel like the school has looked into additional parking. Council Member Gadelha stated this is a safety issue with kids in the area and property damage to parked cars.

Approved by the following votes:

Ayes: Atkins, AbouAssaly, Brandt, Gadelha, and Strnad

Nays: Harper and Jensen

Resolution No. 29415 approving the establishment of a "No Parking 8:00 AM – 9:00 AM and 2:30 – 3:30 on School Days" on the West side of 27th Street from McGowan Boulevard to 23rd Avenue.

Moved by Brandt, seconded by Gadelha, to approve Resolution No. 29415.

Approved by the following votes:

Ayes: Atkins, AbouAssaly, Brandt, Gadelha, and Strnad

Nays: Harper and Jensen

Public Comment Period regarding No Parking between 29th Avenue and 33rd Avenue and Alburnett Road and 10th Street.

Mayor AbouAssaly opened the public comment period regarding item referenced above. City Engineer Mike Barkalow provided a staff report. The following comments submitted prior to the meeting were shown: David Oakes (3185

Primrose Street) and Lori Oakes (3185 Primrose Street) spoke in favor of the measure for Primrose Street; Matt and Amy Krigbaum (2955 Meadow Glen Street) spoke against the measure for Meadow Glen Street; Bryan and Kayla Nehring (3245 Meadow Glen Street) spoke against the measure for Meadow Glen Street; Dale Kretschmar (455 Woodbine Drive) and Dean Abramczak (290 Woodbine Drive) spoke in favor of the measure for Woodbine Drive; Mr. and Mrs. Stephen Whitmore (365 Woodbine Drive) spoke against the measure for Woodbine Drive; Tina Stewart (3198 1st Street) spoke in favor of the measure for 1st Street; Matt and Amy Krigbaum (2955 Meadow Glen Street) spoke in favor of the measure for 2nd Street; Bob and Sue Ford (2930 2nd Street) spoke against the measure for 2nd Street; Robert Allard (295 34th Avenue) spoke in favor of the measure for 3rd Street; Lloyd Bulman (2999 3rd Street) spoke against the measure for 3rd Street; Amber Dunlap (3260 4th Street) spoke against the measure for 4th Street; Linda McGivern (3005 5th Street) and Jessie Shifflett (3290 5th Street) spoke in favor of the measure for 5th Street; Chris Fonck (3195 5th Street) spoke against the measure for 5th Street; Terry Chew (2980 6th Street) spoke in favor of the measure on 6th Street; Dan Goderis (80 33rd Avenue) spoke against the measure for West 33rd Avenue; Allen Hunt (2970 9th Street) spoke in favor of the measure rescinding Resolution 10274; Deborah Grove (2995 8th Street) spoke against the measure rescinding Resolution 10274; Deandra Chlystun (600 33rd Ave) spoke against the measure for 33rd Avenue, 4th through 7th Streets. The following comments were heard during the meeting: Brad Cook (2905 3rd Street) spoke regarding the measure for 3rd Street. No other comments, written or verbal, were received. Mayor AbouAssaly closed the public comment period.

Motion to receive, file and discuss the TAC report regarding a no parking request between 29th Avenue and 33rd Avenue and Alburnett Road and 10th Street. (Fire Department)

Moved by Gadelha, seconded by Jensen, to approve item as referenced above. Council Member Jensen asked why Woodbine Drive, Meadow Glen and Primrose Street were not included in the request from the Marion Fire Department. City Engineer Mike Barkalow stated the Fire Chief thought these streets already had one side marked with no parking and during the TAC review it was determined they were not. Council Member Jensen asked if staff will bring other streets up to current standards by allowing parking on one side of the street. Barkalow stated staff will come back to Council with additional sections of Marion. Council Member Gadelha asked if cluster mail boxes could be installed to help gain more parking spots. Barkalow stated during the reconstruction of a previous project it was discovered that the postal service would have to get signatures from each owner in order to get permission to move their mailbox to a cluster mail box.

Approved unanimously

Resolution No. 29416 approving the establishment of a "No Parking" zone on the inside of Autumn Drive north of 29th Avenue.

Moved by Strnad, seconded by Gadelha, to approve Resolution No. 29416. City Engineer Mike Barkalow stated the TAC Committee took mailboxes, fire hydrants and driveways into consideration when determining which side to mark as no

parking. Mayor AbouAssally stated he is not as concerned with the newer streets as they have bigger driveways and garages but he does have concerns on the older streets.

Approved unanimously

Resolution No. 29417 approving the establishment of a “No Parking” zone on the west side of Primrose Street from 29th Avenue to Woodbine Drive.

Moved by Harper, seconded by Gadelha, to approve Resolution No. 29417.

Approved unanimously

Resolution No. 29418 approving the establishment of a “No Parking” zone on the east side of Meadow Glen Street.

Moved by Atkins, seconded by Harper, to approve Resolution No. 29418.

Approved unanimously

Resolution No. 29419 approving the establishment of a “No Parking” zone on the north side of Woodbine Drive.

Moved by Jensen, seconded by Atkins, to approve Resolution No. 29419.

Approved unanimously

Resolution No. 29420 approving the establishment of a “No Parking” zone on the west side of 1st Street from 29th Avenue to 33rd Avenue.

Moved by Brandt, seconded by Gadelha, to approve Resolution No. 29420.

Approved unanimously

Resolution No. 29421 approving the establishment of a “No Parking” zone on the east side of 2nd Street from 29th Avenue to 33rd Avenue.

Moved by Gadelha, seconded by Brandt, to approve Resolution No. 29421.

Approved unanimously

Resolution No. 29422 approving the establishment of a “No Parking” zone on the east side of 3rd Street from 29th Avenue to Tower Terrace Road.

Moved by Strnad, seconded by Gadelha, to approve Resolution No. 29422. Moved by Jensen, seconded by Harper to amend the measure by changing the "No Parking" zone to the west side of 3rd Street. Council Member Harper stated he drove through this area today and based on Cook's comments earlier he feels this change is warranted. City Engineer Mike Barkalow stated this street was close in comparison to available parking spots on either side of the street. All in favor of motion to amend.

Amended motion approved unanimously

Resolution No. 29423 approving the establishment of a “No Parking” zone on the east side of 4th Street from 29th Avenue to 33rd Avenue.

Moved by Harper, seconded by Gadelha, to approve Resolution No. 29423.

Approved unanimously

Resolution No. 29424 approving the establishment of a “No Parking” zone on the west side of 5th Street from 29th Avenue to 33rd Avenue.

Moved by Atkins, seconded by Harper, to approve Resolution No. 29424.

Approved unanimously

Resolution No. 29425 approving the establishment of a “No Parking” zone on the east side of 6th Street from 29th Avenue to 33rd Avenue.

Moved by Jensen, seconded by Atkins, to approve Resolution No. 29425.
Approved unanimously

Resolution No. 29426 approving the establishment of a “No Parking” zone on the south side of Borschel Place from 3rd Street to 4th Street.

Moved by Brandt, seconded by Jensen, to approve Resolution No. 29426.
Approved unanimously

Resolution No. 29427 approving the establishment of a “No Parking” zone on the north side of West 33rd Avenue from Alburnett Road to 1st Street.

Moved by Gadelha, seconded by Brandt, to approve Resolution No. 29427.
Approved unanimously

Resolution No. 29428 approving the establishment of a “No Parking” zone on the north side of 33rd Avenue from 1st Street to 3rd Street.

Moved by Strnad, seconded by Gadelha, to approve Resolution No. 29428.
Approved unanimously

Resolution No. 29429 rescinding a portion of Resolution No. 10274 regarding no-parking time limits and establishing no parking zones.

Moved by Harper, seconded by Atkins, to approve Resolution No. 29429. City Engineer Mike Barkalow outlined the changes proposed in the area north of 29th Avenue to 33rd Avenue and east of 8th Street to 10th Street. Council Member Jensen stated he didn't feel like they received as many comments as he thought they would regarding student parking in this area. Jensen stated he feels that the school should make sure they have enough spots in the parking lot for all students.

Approved unanimously

Resolution No. 29430 rescinding the “No Parking School Days 8 AM – 4 PM” on 33rd Avenue from 6th Street to 7th Street and Add a “No Parking” zone on the north side of 33rd Avenue from 4th Street to 7th Street.

Moved by Atkins, seconded by Harper, to approve Resolution No. 29430.
Approved unanimously

Motion to approve Project Calendar regarding the 2021 Storm Sewer Project (ANN-18-031), as follows:

- Motion to retain the City Engineer as Project Engineer regarding the 2021 Storm Sewer Project (ANN-18-031)
- Resolution No. 29431 approving Resolution of Necessity regarding the 2021 Storm Sewer Project (ANN-18-031)
- Resolution No. 29432 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2021 Storm Sewer Project (ANN-18-031)
- Resolution No. 29433 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and

estimate of cost regarding the 2021 Storm Sewer Project (ANN-18-031)

Moved by Jensen, seconded by Gadelha, to approve project calendar as shown above.

Approved unanimously

Motion to approve Project Calendar regarding the 2021 Sanitary Sewer Manhole Project (ANN-18-029), as follows:

- Motion to retain the City Engineer as Project Engineer regarding the 2021 Sanitary Sewer Manhole Project (ANN-18-029)
- Resolution No. 29434 approving Resolution of Necessity regarding the 2021 Sanitary Sewer Manhole Project (ANN-18-029)
- Resolution No. 29435 ordering preparation of detailed plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2021 Sanitary Sewer Manhole Project (ANN-18-029)
- Resolution No. 29436 approving and adopting final plans, specifications, notice of hearing and letting, notice to bidders, form of contract, and estimate of cost regarding the 2021 Sanitary Sewer Manhole Project (ANN-18-029)

Moved by Brandt, seconded by Jensen, to approve project calendar as shown above.

Approved unanimously

Motion to receive, file and discuss a petition regarding the street crossing at Alburnett and Oak Park Crossing.

Moved by Gadelha, seconded by Brandt, to approve item as referenced above. Council Member Gadelha agrees there does need to be a solution here but the City has put in reduced speed signs, asked police to have a presence there, and a traffic circle will soon be installed. She believes the school should look into a crossing guard until the time when the traffic circle is installed.

Approved unanimously

Motion directing staff to develop a policy regarding sidewalk damaged by the Derecho.

Moved by Strnad, seconded by Jensen, to approve item as referenced above. City Engineer Mike Barkalow stated they will look to see if other municipalities have an established policy. Barkalow stated from the discussion at the work session, it will not be a 100% reimbursement.

Approved unanimously

Community Development

Public hearing regarding an amendment to Chapter 176 related to the operation and design requirements for mini-warehouses within the B-R, Business Regional, M-1, Light Manufacturing and M-2, General Manufacturing zoning districts.

Mayor AbouAssaly opened the public hearing regarding item referenced above. Community Development Director Tom Treharne provided a staff report. Randy Lucore (4099 Derek Drive) spoke with concerns about non-conforming uses. No

comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Ordinance No. 21-06 approving an amendment to Chapter 176 related to the operation and design requirements for mini-warehouses within the B-R, Business Regional, M-1, Light Manufacturing and M-2, General Manufacturing zoning districts. (Initial Consideration)

Moved by Harper, seconded by Jensen, to approve initial consideration of Ordinance No. 21-06. Council Member Harper asked if direct access storage facilities can be built elsewhere in the city. Tom stated they could be built in the M-1 and M-2 districts.

Approved unanimously

Public hearing regarding amendments to Chapter 176.50, Central Corridor Zoning Districts of the Marion Code of Ordinances.

Mayor AbouAssaly opened the public hearing regarding item referenced above. Community Development Director Tom Treharne provided a staff report. No comments, written or verbal, were received. Mayor AbouAssaly declared the public hearing closed.

Ordinance No. 21-07 amending Chapter 176.50, Central Corridor Zoning Districts.

Moved by Atkins, seconded by Harper, to approve initial consideration of Ordinance No. 21-07.

Approved unanimously

OTHER DEPARTMENT DISCUSSION

No other discussions took place.

PUBLIC FORUM

No one came forward to speak.

COUNCIL COMMENTS

Council Member Jensen stated he received the Marion Times today and wanted to share that statement that in April 1961 the population of Marion passed 10,000.

Council Member Gadelha commented on the changes made to the Dunkin Donuts drive thru. She thanked neighboring business owners for their patience during that transition. Gadelha also thanked the Fire Chief for the tour of the new Fire Station.

Council Member Harper thanked Amber Bisinger, Jill Ackerman, Brooke Prouty and Tami Schlamp for all their work with communication regarding Marion projects.

Mayor AbouAssaly stated that he wasn't sure if we ever celebrated that Marion received the All-Star Community Award from the Iowa League of Cities three out of the last four years. He stated there was a ribbon cutting today for School of Rock located in Uptown Marion. AbouAssaly stated the Annual Report will soon be mailed out to every household

in Marion. AbouAssaly stated he encourages everyone to watch the State of the City address. He stated that is written on behalf of all Council and staff. A lot of planning and hard work has taken place to get Marion where it is today.

ADJOURN

Mayor AbouAssaly adjourned the meeting at 7:19 p.m.

Nicolas AbouAssay, Mayor

Rachel Bolender, City Clerk

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

Rachel Bolender, City Clerk