



AGENDA

City Council Regular Session

5:30 PM - Thursday, July 6, 2023

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# 815 6819 6187. 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, July 6 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 - Parks and Recreation Month (July 2023) | 6 - 7 |
| | Agenda Memo - AM-23-678 - Pdf | |

PRESENTATIONS

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

- | | | |
|----|--|--------|
| 1. | Update regarding transit service in Marion (Cedar Rapids Transit) | 8 |
| | Agenda Memo - AM-23-677 - Pdf | |
| 2. | Presentation on compensation study regarding title and grade assignments (Baker Tilly) | 9 - 15 |
| | Agenda Memo - AM-23-748 - 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 June 20 and 22, 2023 City Council meetings Agenda Memo - AM-23-736 - Pdf	16 - 26
A.2.	Motion to approve liquor licenses including the following: <ul style="list-style-type: none"> • Renewal - Neighborhood Tobacco Outlet - 2500 7th Ave • New - Dollar General Store #7226 - 1135 E Post Road Agenda Memo - AM-23-682 - Pdf	27
A.3.	Motion to approve Hold harmless agreements with: <ul style="list-style-type: none"> • The Marion Chamber regarding an Uptown Getdown event on Thursdays in August 2023 in Marion Square Park Agenda Memo - AM-23-722 - Pdf	28 - 37
A.4.	Payments as presented in the amount of \$3,820,299.99 Agenda Memo - AM-23-737 - Pdf	38 - 59
A.5.	Resolution No. 31482 approving Fiscal Year 2023-2024 operating budget transfers in the amount of \$15,006,818. Agenda Memo - AM-23-727 - Pdf	60 - 62
A.6.	Resolution No. 31483 approving Fiscal Year 2022-2023 Capital Budget Transfers in the amount of \$187,222.92 Agenda Memo - AM-23-742 - Pdf	63 - 64
A.7.	Motion to receive and file title and grade assignments from Baker Tilly Agenda Memo - AM-23-746 - Pdf	65 - 71
A.8.	Resolution No. 31484 amending the non-bargaining pay schedule to reflect updates to Communications Center Manager, Police Lieutenant, and Police Sergeant Agenda Memo - AM-23-747 - Pdf	72 - 74
B.	Public Services - None	
C.	Public Safety - None	
D.	Parks - None	
E.	Engineering	
E.1.	Resolution No. 31485 approving change order no. 03 with Boomerang Corp. regarding the Indian Creek Trunk Sewer - Segment 7 Project regarding stockpiled materials and authorizing payment in the amount of \$315,190.80 (SWR-17-026) Agenda Memo - AM-23-721 - Pdf	75 - 85
E.2.	Resolution No. 31486 approving partial payment no. 22 to Rathje Construction Company regarding the 2021 Central Corridor 7th Avenue from 8th Street to 12th Street Pavement Reconstruction and Streetscaping Project in the amount of \$689.32 (TRANS-18-101) Agenda Memo - AM-23-733 - Pdf	86 - 87

- E.3. Motion to receive file and refer to Traffic Advisory Committee (TAC) a petition regarding adding speed limit signs on Edinburgh Avenue (Andrew Molder, 550 Edinburgh Avenue) 88 - 89
[Agenda Memo - AM-23-744 - Pdf](#)
- F. Community Development
 - F.1. Resolution No. 31487 approving 28E Agreement with City of Cedar Rapids regarding the provision of Transit Service to the City of Marion and authorizing payment in the amount of \$448,080 90 - 96
[Agenda Memo - AM-23-739 - Pdf](#)
- 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
 - E.1. Resolution No. 31488 amending Resolution No. 31371 regarding change order no. 10 with Peterson Contractors Inc. to update the change order amount to \$37,491.01 (TAP-U-4775(635)--8I-57)(TRL-18-110) 97 - 101
[Agenda Memo - AM-23-741 - Pdf](#)
 - E.2. Resolution No. 31489 approving partial payment no. 3 to Hughes Aerospace Corporation regarding Marion Airport Instrument Flight Procedure Design Navigation Services and Maintenance in the amount of \$47,662.50 (ANN-18-082) 102 - 103
[Agenda Memo - AM-23-743 - Pdf](#)
- F. Community Development - None
- G. Library - None

REGULAR AGENDA

- A. Administrative Services
 - A.1. Ordinance No. 23-18 amending Section 1-1 regarding General Provisions and Subsection 313-10.7A regarding Parking Regulations of the Marion Code of Ordinances (initial consideration) 104 - 105
[Agenda Memo - AM-23-728 - Pdf](#)
- B. Public Services - None

- C. Public Safety - None
- D. Parks - None
- E. Engineering
 - E.1. Resolution No. 31490 approving change order no. 04 with Boomerang Corp. regarding the Indian Creek Trunk Sewer - Segment 7 Project regarding rock blasting (SWR-17-026) 106 - 107
[Agenda Memo - AM-23-745 - Pdf](#)
- F. Community Development
 - F.1. Ordinance No. 23-12 amending Chapter 284-6.F(5) of the Marion Code of Ordinances related to lot width requirements (final consideration) 108
[Agenda Memo - AM-23-648 - Pdf](#)
 - F.2. Ordinance No. 23-14 amending Chapter 126, Article III of the Marion Code of Ordinances regarding Electrical Code (second consideration) 109 - 116
[Agenda Memo - AM-23-749 - Pdf](#)
 - F.3. Ordinance No. 23-15 amending Section 126-92 of the Marion Code of Ordinances regarding Housing Code (second consideration) 117 - 129
[Agenda Memo - AM-23-750 - Pdf](#)
 - F.4. Ordinance No. 23-16 amending Section 223-2 of the Marion Code of Ordinances regarding Nuisance Abatement (second consideration) 130 - 140
[Agenda Memo - AM-23-751 - Pdf](#)
 - F.5. Ordinance No. 23-17 amending Section 247-2 and adding a new section to the Marion Code of Ordinances regarding Property Maintenance (second consideration) 141 - 149
[Agenda Memo - AM-23-752 - Pdf](#)
 - F.6. Public hearing regarding an amendment to table 340-5.7-1 of the Marion Code of Ordinances regarding building setbacks within the M-1, Light Manufacturing, and M-2, General Manufacturing zoning districts. (City of Marion) 150 - 151
[Agenda Memo - AM-23-649 - Pdf](#)
 - F.7. Ordinance No. 23-19 approving an amendment to table 340-5.7-1 of the Marion Code of Ordinances regarding building setbacks within the M-1, Light Manufacturing, and M-2, General Manufacturing zoning districts (initial consideration) 152 - 154
[Agenda Memo - AM-23-650 - Pdf](#)

- F.8. Public hearing regarding a request to rezone property from Linn County AG, Agriculture, and USR, Urban Services Residential to SR-2, Suburban Medium Density Single-Family Residential for property located north of East Robins Road and west of Alburnett Road, Marion, Iowa 155 - 166

[Agenda Memo - AM-23-729 - Pdf](#)

- F.9. Ordinance No. 23-20 rezoning property from Linn County AG, Agriculture, and USR, Urban Services Residential to SR-2, Suburban Medium Density Single-Family Residential for property located north of East Robins Road and west of Alburnett Road, Marion, Iowa (Fraizer Land Investments, LLC) (Initial Consideration) 167

[Agenda Memo - AM-23-730 - Pdf](#)

- 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.

1. Discussion and direction regarding Fiscal Year 2024-2025 Budget Calendar 168 - 171

[Agenda Memo - AM-23-725 - Pdf](#)

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.

CLOSED SESSION

1. Motion to adjourn to closed session regarding litigation as permitted under Section 21.5(1)(c) of the Code of Iowa. (Two separate items)

ADJOURN