



AGENDA

City Council Regular Session

5:30 PM - Thursday, August 3, 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# 827 9123 9312. 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, August 3 via email at cityclerk@cityofmarion.org.

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CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MOMENT OF SILENCE

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 July 18 and 20, 2023 City Council meeting 6 - 15
[Agenda Memo - AM-23-830 - Pdf](#)
- A.2. Motion to approve liquor licenses including the following: 16
 - Renewal - Casey's General Store #2770 - 2020 7th Ave
 - Renewal - Your Pie - 2791 7th Ave[Agenda Memo - AM-23-828 - Pdf](#)
- A.3. Payments as presented in the amount of \$4,856,967.71 17 - 43
[Agenda Memo - AM-23-829 - Pdf](#)
- A.4. Resolution No. 31511 approving an amended Social Media Policy 44 - 52
[Agenda Memo - AM-23-850 - Pdf](#)

A.5.	Motion to approve hold harmless agreements with: <ul style="list-style-type: none"> • Doris Agyeman for the Intercultural Festival on September 10, 2023 at Lowe Park • CR/Marion CROP Walk Planning Committee for Cedar Rapids/Marion CROP Hunger Walk on October 8, 2023 at Thomas Park • OPC Neighborhood Block Party on August 19, 2023 at 680 Oak Park Circle • Country Club Estates Block Party on August 12, 2023 at 580 W Williams Drive • Valleyview Court Block Party on August 13, 2023 at 2425 Valleyview Court <p>Agenda Memo - AM-23-802 - Pdf</p>	53 - 99
A.6.	Resolution No. 31512 approving revised financial policies <p>Agenda Memo - AM-23-812 - Pdf</p>	100 - 132
A.7.	Resolution No. 31513 approving Fiscal Year 2022-2023 operating budget transfers in the amount of \$256,643.49 <p>Agenda Memo - AM-23-797 - Pdf</p>	133 - 135
A.8.	Resolution No. 31514 approving contract with Iowa Economic Development Authority regarding the Community Development Block Grant Disaster Recovery (CDBG-DR) Generator Program funding for the Marion Public Library <p>Agenda Memo - AM-23-836 - Pdf</p>	136 - 154
A.9.	Resolution No. 31515 approving contract with Iowa Economic Development Authority regarding the Community Development Block Grant Disaster Recovery (CDBG-DR) Tree Replacement Funding Program <p>Agenda Memo - AM-23-840 - Pdf</p>	155 - 173
A.10.	Motion to approve position calendar as follows: <ul style="list-style-type: none"> • Motion to receive and file the job description for Permit Clerk • Resolution No. 31516 amending the non-bargaining pay schedule to add the salary range for Permit Clerk <p>Agenda Memo - AM-23-849 - Pdf</p>	174 - 178
B.	Public Services - None	
C.	Public Safety	
C.1.	Resolution No. 31517 approving a 28E agreement with the University of Iowa Hospitals and Clinics EMS Learning Center regarding a cooperative relationship towards their emergency medical services education program and field clinical opportunities with the Marion Fire Department <p>Agenda Memo - AM-23-603 - Pdf</p>	179 - 184
D.	Parks - None	
E.	Engineering	

E.1.	Resolution No. 31518 accepting the 2023 Storm Sewer Project (ANN-18-031) Agenda Memo - AM-23-803 - Pdf	185
E.2.	Motion to receive, file and refer to Traffic Advisory Committee (TAC) a petition regarding no parking and speed bumps on 3rd Avenue east of 22nd Street (Dr. Lanette Hauser, 301 22nd Street) Agenda Memo - AM-23-818 - Pdf	186 - 189
E.3.	Resolution No. 31519 approving a stop sign stopping east bound traffic on Osage Court at its intersection with Winslow Road Agenda Memo - AM-23-815 - Pdf	190
E.4.	Resolution No. 31520 approving a stop sign stopping east bound traffic on Stable Ridge Drive at its intersection with Alburnett Road Agenda Memo - AM-23-816 - Pdf	191
E.5.	Resolution No. 31521 approving a stop sign stopping north bound traffic on Silver Ridge Road at its intersection with Echo Hill Road Agenda Memo - AM-23-814 - Pdf	192
E.6.	Resolution No. 31522 accepting the 1095 6th Avenue Site Disposal Project Agenda Memo - AM-23-825 - Pdf	193
E.7.	Resolution No. 31523 accepting the 2021 Central Corridor 7th Avenue from 8th Street to 12th Street Pavement Reconstruction and Streetscaping Project (TRANS-18-101) Agenda Memo - AM-23-826 - Pdf	194 - 195
E.8.	Resolution No. 31524 approving supplemental contract with Rathje Construction Company regarding the 2021 Central Corridor 7th Avenue from 8th Street to 12th Street Pavement Reconstruction and Streetscaping Project and authorizing payment in the amount of \$29,846.30 (TRANS-18-101) Agenda Memo - AM-23-827 - Pdf	196 - 199
E.9.	Resolution No. 31525 approving support for an application to the Multimodal Project Discretionary Grant Opportunity (MPDG) Agenda Memo - AM-23-842 - Pdf	200
E.10.	Resolution No. 31526 approving partial payment no. 23 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 \$2,089.32 (TRANS-18-101) Agenda Memo - AM-23-845 - Pdf	201 - 202
E.11.	Resolution No. 31527 accepting the 2023 HMA Resurfacing Project (ANN-18-086) Agenda Memo - AM-23-839 - Pdf	203

- E.12. Motion to approve project calendar regarding Temporary Construction Easements associated with the 2023 Sidewalk Ramp Project as follows: 204 - 205
- Resolution No. 31528 approving Temporary Construction Easement with Robert E. & Michelle Hill, 2420 24th Street, regarding the 2023 Sidewalk Ramp Project
 - Resolution No. 31529 approving Temporary Construction Easement with Richard L. & Pamela Dircks, 2500 Northview Drive, regarding the 2023 Sidewalk Ramp Project
 - Resolution No. 31530 approving Temporary Construction Easement with William D. Burns Trust, 1080 17th Street, regarding the 2023 Sidewalk Ramp Project
 - Resolution No. 31531 approving Temporary Construction Easement with Julia L. & James A. Wittnebel Jr., 2199 25th Avenue, regarding the 2023 Sidewalk Ramp Project

[Agenda Memo - AM-23-841 - Pdf](#)

F. Community Development

- F.1. Resolution No. 31532 setting a public hearing for August 17, 2023 regarding an encroachment agreement for a fence into city right-of-way for property located at 1185 Maplecrest Drive, Marion, Iowa (Brittany Paasch & Hunter Collachia) 206 - 216

[Agenda Memo - AM-23-820 - Pdf](#)

- F.2. Resolution No. 31533 setting a public hearing for August 17, 2023 regarding a permanent easement with Interstate Power and Light Company to be located at 3205 3rd Avenue, Marion, Iowa 217 - 221

[Agenda Memo - AM-23-848 - Pdf](#)

- F.3. Resolution No. 31534 approving a professional service agreement with HKGi regarding the Uptown Parking Study and authorizing payment in an amount not to exceed \$113,500 222 - 232

[Agenda Memo - AM-23-846 - Pdf](#)

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 (final consideration) 233 - 234

[Agenda Memo - AM-23-770 - Pdf](#)

- A.2. Ordinance No. 23-21 amending various sections of the Marion Code of Ordinances to update to gender neutral pronouns (second consideration) 235 - 237

[Agenda Memo - AM-23-831 - Pdf](#)

- A.3. Resolution No. 31535 approving purchase agreement with Jesse and Cassie Hammarmeister regarding the property located at 524 10th Street 238 - 275
[Agenda Memo - AM-22-1371 - Pdf](#)
- B. Public Services - None
- C. Public Safety - None
- D. Parks - None
- E. Engineering
 - E.1. Ordinance No. 23-22 amending Chapter 274, Article II of the Marion Code of Ordinances regarding Stormwater Management Regulations (second consideration) 276 - 287
[Agenda Memo - AM-23-837 - Pdf](#)
- F. Community Development
 - F.1. 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 (final consideration) 288 - 290
[Agenda Memo - AM-23-735 - Pdf](#)
 - F.2. Motion to remove from table Resolution No. 31509 regarding revised elevations associated with Boulevard Apartments (Talon Development) (Tabled 7/20/23)
 - F.3. Resolution No. 31509 approving revised elevations associated with the Boulevard Apartments Final Site Development Plan for property located at 648 Marion Boulevard, Marion, Iowa. (Talon Development) (Tabled on July 20, 2023) 291 - 314
[Agenda Memo - AM-23-834 - Pdf](#)
- 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.

CLOSED SESSION

1. Motion to adjourn to closed session regarding real estate transactions as permitted under Section 21.5(1)(j) of the Code of Iowa

ADJOURN