



AGENDA

City Council Regular Session

5:30 PM - Thursday, April 18, 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.

Tentative Agenda

Final Agenda will be Posted Wednesday Afternoon

This meeting is viewable online. To watch, go to Zoom.com, select Join a Meeting, and enter the Meeting ID# TBD. 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, April 18 via email at cityclerk@cityofmarion.org.

Page

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MOMENT OF SILENCE

PROCLAMATIONS/OATHS

- 1. Proclamation - National Public Safety Telecommunicators Week (April 14-20) 7 - 8

[Agenda Memo - AM-24-324 - 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 April 2 and 4, 2024 City Council meetings 9 - 17

[Agenda Memo - AM-24-283 - Pdf](#)

A.2.	Liquor licenses including the following:	18
	<ul style="list-style-type: none"> • Renewal - Mix Sushi - 1138 7th Avenue • Renewal - Uptown Snug - 760 11th Street • Renewal - Zoey's Pizzeria - 690 10th Street • Renewal - Cocktails & Company - 1625 Blairs Ferry Road 	
	Agenda Memo - AM-24-269 - Pdf	
A.3.	Hold harmless agreements with:	19 - 36
	<ul style="list-style-type: none"> • Patrick Schmidt regarding music in a back yard event on June 14, 2024 at 2810 15th Avenue • Uptown Marion Main Street regarding Eat. Drink. and Be Marion event on July 11, 2024 in the Uptown Artway and North Plaza 	
	Agenda Memo - AM-24-272 - Pdf	
A.4.	Receive and file correspondence regarding Chad Hay's and Thomas Sharpe's resignation from the Marion Arts Council	37 - 38
	Agenda Memo - AM-24-273 - Pdf	
A.5.	Receive and file March 2024 department monthly report	39 - 55
	Agenda Memo - AM-24-285 - Pdf	
A.6.	Mayor AbouAssaly's recommended appointments:	56 - 64
	<ul style="list-style-type: none"> • Civil Rights Commission - Dylan Brooks-Forsyth - term expires 12/31/26 • Civil Rights Commission - Kathy Hagler - term expires 12/31/24 • Civil Service Commission - Krystal Gordan - term expires 3/31/25 	
	Agenda Memo - AM-24-186 - Pdf	
A.7.	Payments as presented in the amount of \$2,308,596.39	65 - 90
	Agenda Memo - AM-24-284 - Pdf	
A.8.	Receive and file draft report from DCI regarding the Collaborative Growth Initiative	91 - 300
	Agenda Memo - AM-24-267 - Pdf	
A.9.	Resolution adopting final assessment schedule for Fiscal Year 2024 Quarter 4 Delinquent Fees and Confirming and Levying the Assessments	301 - 304
	Agenda Memo - AM-24-305 - Pdf	
B.	Public Services	
B.1.	Resolution approving change order no. 5 to B.G. Brecke, Inc. regarding the public services maintenance facility and authorizing payment in the amount of \$97,882.03 (FACS-17- 069)	305 - 357
	Agenda Memo - AM-24-307 - Pdf	

- B.2. Resolution approving change order no. 5 to Hawkeye Electric related to the public services maintenance facility and approving payment in the amount of \$15,913.47 (FACS-17- 069) 358 - 367
[Agenda Memo - AM-24-308 - Pdf](#)
- B.3. Resolution approving change order no. 5 with Portzen Construction for the General Construction Package related to the public services maintenance facility and authorizing payment in the amount of \$1,568.25 (FACS-17-069) 368 - 371
[Agenda Memo - AM-24-310 - Pdf](#)
- B.4. Resolution approving change order No. 13 with Mid-States Concrete Industry regarding the Precast Concrete Package for the public services maintenance facility and authorizing payment in the amount of \$1,482 (FACS-17-069) 372 - 377
[Agenda Memo - AM-24-309 - Pdf](#)
- B.5. Motion directing staff to create an Energy Efficiency and Conservation Strategy (EECS) for the application to the Energy Efficiency and Conservation Block Grant (EECBG) 378 - 395
[Agenda Memo - AM-24-323 - Pdf](#)
- C. Public Safety - None
- D. Parks
 - D.1. Resolution approving the American Rescue Plan Act (ARPA) Subaward agreement with Linn County for the Central Plaza Project and accepting funds in the amount of \$100,001 396 - 411
[Agenda Memo - AM-24-276 - Pdf](#)
- E. Engineering
 - E.1. Resolution approving a temporary construction easement agreement, for property along Tama Street SE, with the Donna G. Reilly Trust, Linda and Christopher Branham, and the David D. Grant Revocable Trust regarding the CeMar Trail Construction Project and authorizing payment in the amount of \$10,700.00 (\$3,567.00, \$3,566.50, and \$3,566.50 respectively) (TRL-17-055) 412 - 504
[Agenda Memo - AM-24-302 - Pdf](#)
- F. Community Development
 - F.1. Resolution setting date of public hearing for May 23, 2024 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 505 - 515
[Agenda Memo - AM-24-253 - Pdf](#)

- F.2. Resolution approving contract amendment with Iowa Economic Development Authority (IEDA) regarding the Community Development Block Grant Disaster Recovery (CDBG-DR) Program for the Hoth Flats Project to request an additional \$255,000 in grant funding to add three additional residential units 516 - 518
[Agenda Memo - AM-24-296 - 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 - None
- F. Community Development

- F.1. Resolution approving a revised Memorandum of Agreement for Mercy Marion ED First Addition to the City of Marion, Linn County, Iowa (MD9 Marion Medical LLC) 519 - 524
[Agenda Memo - AM-24-270 - Pdf](#)

G. Library - None

REGULAR AGENDA

- A. Administrative Services
 - A.1. Ordinance No. 24-04 designating an area of Marion, Iowa, as the 2024 Multifamily Housing Urban Revitalization Area (final consideration) 525 - 535
[Agenda Memo - AM-24-281 - Pdf](#)
 - A.2. Public hearing regarding the Fiscal Year 2025-2029 Capital Improvement Program (CIP) 536 - 738
[Agenda Memo - AM-24-297 - Pdf](#)
 - A.3. Resolution approving the Fiscal Year 2025-2029 Capital Improvement Program (CIP) 739
[Agenda Memo - AM-24-298 - Pdf](#)
 - A.4. Public hearing regarding the proposed Fiscal Year 2025 budget 740 - 807
[Agenda Memo - AM-24-316 - Pdf](#)
 - A.5. Resolution approving Fiscal Year 2024-2025 budget 808 - 829
[Agenda Memo - AM-24-317 - Pdf](#)

- A.6. Resolution authorizing the use of a preliminary official statement for the sale of General Obligation Corporate Purpose Bonds, Series 2024A 830 - 861
[Agenda Memo - AM-24-299 - Pdf](#)
- B. Public Services - None
- C. Public Safety - None
- D. Parks - None
- E. Engineering
- E.1. Public hearing regarding the 2024 Pavement Patching Project 862 - 864
[Agenda Memo - AM-24-300 - Pdf](#)
- E.2. Motion to approve project calendar regarding the 2024 Pavement Patching Project as follows: 865 - 867
- Resolution adopting final plans, specifications, form of contract, and estimate of cost regarding the 2024 Pavement Patching Project (ANN-24-001)
 - Resolution awarding bid, authorizing approval of the contract, bonds and insurance with Eastern Iowa Excavating and Concrete LLC regarding the 2024 Pavement Patching Project, and authorizing payment in the amount of \$321,886.05 (ANN-24-001)
- [Agenda Memo - AM-24-301 - Pdf](#)
- E.3. Ordinance No. 24-05 adopting amendments to Chapter 163 of the Code of Ordinances relating to Flood Damage Prevention, the 2024 FEMA Flood Insurance Study (FIS) and the 2024 FEMA Flood Insurance Rate Map (FIRM) (final consideration) 868 - 889
[Agenda Memo - AM-24-306 - Pdf](#)
- E.4. Public comment period regarding a request to move the crosswalk at Geode Street from Durango Drive to the south side of Partridge Avenue. 890 - 897
[Agenda Memo - AM-24-312 - Pdf](#)
- E.5. Motion to receive and file Traffic Advisory Committee (TAC) report regarding a request to move the crosswalk on Geode Street from Durango Drive to the south side of Partridge Avenue 898 - 905
[Agenda Memo - AM-24-313 - Pdf](#)
- E.6. Motion directing staff to proceed with moving the pedestrian crossing signs and painted crosswalk from the existing crosswalk on Geode Street from Durango Drive to the south side of Partridge Avenue 906 - 913
[Agenda Memo - AM-24-314 - Pdf](#)
- F. Community Development

- F.1. Ordinance No. 24-06 amending the Marion Zoning Map regarding the revisions to thirteen properties in Marion, Iowa (City of Marion) (second consideration) 914 - 919

[Agenda Memo - AM-24-291 - 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.

ADJOURN