



AGENDA

City Council Regular Session

5:30 PM - Thursday, June 6, 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# 845 7225 4372. 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, June 6 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 June 4 and 6, 2024 City Council meetings 6 - 16
[Agenda Memo - AM-24-459 - Pdf](#)
 - A.2. Hold harmless agreement with the City of Marion regarding Music Under the Moon event on June 8, July 13, and August 10, 2024 at Lowe Park 17 - 26
[Agenda Memo - AM-24-465 - Pdf](#)
 - A.3. Liquor license renewal for Kum & Go #503 located at 3215 7th Avenue 27
[Agenda Memo - AM-24-464 - Pdf](#)
 - A.4. Mayoral appointment to Corridor Metropolitan Planning Organization (CMPO): City Arborist Mike Cimprich - Policy Alternate - no term expiration 28
[Agenda Memo - AM-24-474 - Pdf](#)

A.5.	Payments as presented in the amount of \$8,765,994.83 Agenda Memo - AM-24-458 - Pdf	29 - 48
A.6.	Resolution No. 31960 approving partial payment no. 42 to Tidal Basin Government Consulting LLC for services related to Derecho Disaster Recovery in the amount of \$277.50 Agenda Memo - AM-24-438 - Pdf	49 - 53
A.7.	Resolution No. 31961 approving renewal of Workers Compensation Coverage for Fiscal Year 2024-2025 with Iowa Municipal Workers Compensation Association (IMWCA) and authorizing payment in the amount of \$68,762 Agenda Memo - AM-24-387 - Pdf	54 - 60
B.	Public Services	
B.1.	Resolution No. 31962 approving a professional services agreement with Precision Facility Solutions regarding the on-site commissioning of the Public Service Facility and authorizing payment in an amount not to exceed \$66,990 (FACS-17-069) Agenda Memo - AM-24-452 - Pdf	61 - 71
C.	Public Safety	
C.1.	Resolution No. 31963 approving professional services agreement with Dr. Tony Carter, DO, for services rendered as the Emergency Medical Services Medical Director of the fire department and authorizing payment in the amount of \$6,250 annually Agenda Memo - AM-24-446 - Pdf	72 - 78
C.2.	Resolution No. 31964 approving amended Automated Traffic Enforcement (ATE) Camera Policy Agenda Memo - AM-24-470 - Pdf	79 - 84
D.	Parks	
D.1.	Resolution No. 31965 approving payment of the additional tree inventory assistance fee to Jeffrey L. Bruce & Company (JBC) as part of the Reforestation Plan in the amount not to exceed \$6,460, for a new contract total of \$68,910 (ANN-18-103) Agenda Memo - AM-24-436 - Pdf	85 - 110
E.	Engineering	
E.1.	Resolution No. 31966 accepting the 2024 Berm Restoration Project Agenda Memo - AM-24-453 - Pdf	111

- E.2. Resolution No. 31967 approving a Federal-aid Agreement for Congressionally Directed Funding with the Iowa Department of Transportation regarding the Alburnett Road Extension Project and accepting funds in the amount of \$7,000,000 (HDP-4775(646)--71-57) (TRANS-18-092) 112 - 120
[Agenda Memo - AM-24-444 - Pdf](#)
- E.3. Resolution No. 31968 approving a permanent encroachment easement agreement with the Heritage Center regarding placement of a carriage stone in the right of way of 590 10th Street 121 - 128
[Agenda Memo - AM-24-471 - Pdf](#)
- F. Community Development
 - F.1. Resolution No. 31969 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 \$448,080 129 - 136
[Agenda Memo - AM-24-445 - Pdf](#)
 - F.2. Resolution No. 31970 approving letter of support to Hoth Properties LLC-Hoth Flats 137 - 146
[Agenda Memo - AM-24-462 - 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
 - C.1. Resolution No. 31971 approving renewal of 28E agreement for School Resource Officer (SRO) Program with Linn-Mar School District for period of 7/1/24 to 6/30/27 147 - 157
[Agenda Memo - AM-24-461 - Pdf](#)
- D. Parks - None
- E. Engineering
 - E.1. Resolution No. 31972 accepting the Tower Terrace Road improvements associated with the Ridge at Indian Creek 2nd Addition to the City of Marion 158 - 163
[Agenda Memo - AM-24-463 - Pdf](#)
- F. Community Development - None
- G. Library - None

REGULAR AGENDA

A.	Administrative Services - None	
B.	Public Services	
B.1.	Resolution No. 31973 approving contract with Toter for automated collection garbage, recycling and yard waste carts and authorizing payment in the amount not to exceed \$1,800,000 Agenda Memo - AM-24-472 - Pdf	164
C.	Public Safety - None	
D.	Parks - None	
E.	Engineering	
E.1.	Public Hearing regarding the 2024 Storm Intake Project Agenda Memo - AM-24-468 - Pdf	165 - 167
E.2.	Motion to approve project calendar regarding the 2024 Storm Intake Project as follows: <ul style="list-style-type: none"> • Resolution No. 31974 adopting final plans, specifications, form of contract, and estimate of cost regarding the 2024 Storm Intake Project (ANN-18-031) • Resolution No. 31975 awarding bid, authorizing approval of the contract, bonds and insurance with Eastern Iowa Excavating and Concrete LLC regarding the 2024 Storm Intake Project, and authorizing payment in the amount of \$31,123.10 (ANN-18-031) Agenda Memo - AM-24-466 - Pdf	168 - 170
E.3.	Motion to remove Resolution No. 31943 regarding a "No Parking" zone on both sides of 15th Avenue from the table (Tabled 5/23/24)	
E.4.	Resolution No. 31943 approving the establishment of a "No Parking" zone on both sides of 15th Avenue from 7th Street to 8th Street (Tabled 5/23/24) Agenda Memo - AM-24-469 - Pdf	171 - 180
F.	Community Development	
F.1.	Public Hearing regarding the Bowman Meadows 9th Addition Preliminary Site Development Plan for property located east of Archer Drive, Marion, Iowa (Midwest Development Co) Agenda Memo - AM-24-413 - Pdf	181 - 186
F.2.	Resolution No. 31976 approving the Bowman Meadows 9th Addition Preliminary Site Development Plan for property located east of Archer Drive, Marion, Iowa (Midwest Development Co) Agenda Memo - AM-24-414 - Pdf	187 - 188
F.3.	Resolution No. 31977 approving the Bowman Meadows 9th Addition Final Site Development Plan for property located east of Archer Drive, Marion, Iowa (Midwest Development Co) Agenda Memo - AM-24-415 - Pdf	189 - 190

- F.4. Resolution No. 31978 approving the Bowman Meadows 9th Addition Final Plat and Memorandum of Agreement for property located east of Archer Drive, Marion, Iowa (Midwest Development Co)

191 - 200

[Agenda Memo - AM-24-416 - 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/EXEMPT SESSION

1. Motion to adjourn to closed session regarding litigation as permitted under Section 21.5(1)(c) of the Code of Iowa and an exempt session regarding collective bargaining as permitted under Section 20.17(3) of the Code of Iowa. (Two separate matters)

ADJOURN