



AGENDA

City Council Regular Session

5:30 PM - Thursday, October 3, 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, October 3 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 - Domestic Violence Awareness Month (October 2024) | 7 - 8 |
| | Agenda Memo - AM-24-761 - Pdf | |
| 2. | Proclamation - A Week Without Driving (Sept. 30 - Oct. 5, 2024) | 9 - 10 |
| | Agenda Memo - AM-24-832 - Pdf | |
| 3. | Proclamation - Fire Prevention Week (October 6-12, 2024) | 11 - 12 |
| | Agenda Memo - AM-24-841 - 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 (4:45-4:50) | |
| | A.1. Minutes of the September 17 and 19, 2024 City Council meetings | 13 - 23 |
| | Agenda Memo - AM-24-814 - Pdf | |

A.2.	Liquor licenses including the following: <ul style="list-style-type: none"> • New - Sara Mini Mart - 2020 7th Avenue • Renewal - Aldi Inc. #58 - 1001 50th Street • Renewal - Hawks Smoke Shop - 1396 7th Avenue Agenda Memo - AM-24-801 - Pdf	24
A.3.	Motion to approve the Fiscal Year 2025 Cigarette License for the following: <ul style="list-style-type: none"> • Sara Mini Mart - 2020 7th Avenue Agenda Memo - AM-24-834 - Pdf	25
A.4.	Receive, file and approve the 2025 City Council Meeting Schedule Agenda Memo - AM-24-752 - Pdf	26 - 28
A.5.	Payments as presented in the amount of \$3,637,634.48 Agenda Memo - AM-24-815 - Pdf	29 - 49
A.6.	Motion to approve project calendar regarding the following internal loan advances: <ul style="list-style-type: none"> • Resolution Authorizing Internal Advance for Funding of Urban Renewal Administration and Professional Support Program for the Collins Road Extension Urban Renewal Area • Resolution Authorizing Internal Advance for Funding of Urban Renewal Administration and Professional Support Program for the Central Corridor Urban Renewal Area • Resolution Authorizing Internal Advance for Funding of Urban Renewal Administration and Professional Support Program for the Echo Hill Road Urban Renewal Area • Resolution Authorizing Internal Advance for Funding of Urban Renewal Administration and Professional Support Program for the West Tower Terrace Road Urban Renewal Area Agenda Memo - AM-24-739 - Pdf	50 - 52
A.7.	Resolution amending the Schedule of Fees, Bonds and Insurance Agenda Memo - AM-24-839 - Pdf	53 - 90
B.	Public Safety - None	
C.	Parks - None	
D.	Public Works (4:50-5:00)	
D.1.	Resolution approving Solid Waste Assisted Collection Policy Agenda Memo - AM-24-830 - Pdf	91 - 94

- D.2. Resolution approving a temporary construction easement agreement with Van Deusen Revocable Trust for property located at 3367, 3369 and 3373 3rd Avenue SE in Cedar Rapids relating to the CeMar Trail Phase V Construction Project and authorizing payment in the amount of \$390 (TRL-17-055)

95 - 104

[Agenda Memo - AM-24-837 - Pdf](#)

- D.3. Motion to approve project calendar regarding the Tower Terrace Road and Irish Drive Traffic Signal Upgrade Project as follows:

105 - 108

- Motion approving Resolution of Necessity and to retain the City Engineer as Project Engineer regarding the Tower Terrace Road and Irish Drive Traffic Signal Upgrade Project (TRANS-25-002)
- Motion approving filing of plans, specifications, form of contract and estimate of cost, advertising for bids by posting notice to bidders, and authorizing City officials or designees to receive and open bids regarding the Tower Terrace Road and Irish Drive Traffic Signal Upgrade Project (TRANS-25-002)
- Motion setting public hearing and directing publication thereof for Tower Terrace Road and Irish Drive Traffic Signal Upgrade Project (TRANS-25-002)

[Agenda Memo - AM-24-818 - Pdf](#)

- D.4. Motion to approve project calendar regarding the Sanitary Trunk Sewer Project 4 and 5 as follows:

109 - 118

- Motion approving Resolution of Necessity and to retain the City Engineer as Project Engineer regarding the Sanitary Trunk Sewer Project 4 and 5 (SWR-20-001-4)
- Motion approving filing of plans, specifications, form of contract and estimate of cost, advertising for bids by posting notice to bidders, and authorizing City officials or designees to receive and open bids regarding the Sanitary Trunk Sewer Project 4 and 5 (SWR-20-001-4)
- Motion setting public hearing and directing publication thereof for Sanitary Trunk Sewer Project 4 and 5 (SWR-20-001-4)

[Agenda Memo - AM-24-829 - Pdf](#)

E. Community Development - None

F. 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 (5:00-5:05)

- A.1. Resolution Authorizing Internal Advance for Funding of Urban Renewal Airport Operating and Support Program for the Collins Road Extension Urban Renewal Area 119 - 122
[Agenda Memo - AM-24-767 - Pdf](#)
- B. Public Safety - None
- C. Parks - None
- D. Public Works
 - D.1. Resolution approving change order no. 8 with B.G. Brecke, Inc. for the Mechanical Package related to the Public Works Facility and authorizing payment in the amount of \$342.64 (FACS-17-069) 123 - 125
[Agenda Memo - AM-24-811 - Pdf](#)
 - D.2. Resolution approving change order no. 9 with B.G. Brecke, Inc. for the Mechanical Package related to the Public Works Facility and authorizing credit in the amount of \$1,500 (FACS-17-069) 126 - 130
[Agenda Memo - AM-24-826 - Pdf](#)
 - D.3. Resolution approving change order no. 10 with B.G. Brecke, Inc. for the Mechanical Package related to the Public Works Facility and authorizing payment in the amount of \$1,450.79 (FACS-17-069) 131 - 138
[Agenda Memo - AM-24-827 - Pdf](#)
 - D.4. Resolution approving change order no. 8 with Hawkeye Electric for the Electrical Package related to the Public Works Facility and authorizing credit in the amount of \$1,500 (FACS-17-069) 139 - 143
[Agenda Memo - AM-24-828 - Pdf](#)
- E. Community Development - None
- F. Library - None

REGULAR AGENDA

- A. Administrative Services
 - A.1. Ordinance amending various sections of the Marion Code of Ordinances including Section 126-98 relating to Housing Code and Chapter 181 relating to Human Rights and Fair Housing (initial consideration) 144 - 146
[Agenda Memo - AM-24-808 - Pdf](#)
- B. Public Safety - None
- C. Parks (5:05-5:10)

- | | | |
|------|--|-----------|
| C.1. | Resolution approving purchase of a new 2023 Vermeer AX17 brush chipper from Vermeer Iowa & N. Missouri not to exceed \$110,101.24, authorizing a trade-in of a 2017 Morbark M12R brush chipper for a credit of \$21,000, and authorizing payment in the amount of \$89,826.24
Agenda Memo - AM-24-807 - Pdf | 147 - 150 |
| C.2. | Resolution approving purchase of a custom 20-ft BoxPop Container from Britten Inc. for use as the skate rental facility for the Central Plaza Project in the amount not to exceed \$134,349 (REC-18-039)
Agenda Memo - AM-24-825 - Pdf | 151 - 163 |
| D. | Public Works | |
| D.1. | Ordinance No. 24-11 amending Chapter 268 of the Marion Code of Ordinances regarding Solid Waste (final consideration)
Agenda Memo - AM-24-831 - Pdf | 164 - 175 |
| E. | Community Development (5:10-5:20) | |
| E.1. | Ordinance No. 24-12 approving a request to rezone property from BC, Community Business to PUD, Planned Unit Development for property located at 1195 East Post Road, Marion, Iowa (Platinum Development) (final consideration)
Agenda Memo - AM-24-704 - Pdf | 176 - 203 |
| E.2. | Resolution approving a preliminary site development plan for the development of multi-family units for property located at 1195 East Post Road, Marion, Iowa (Platinum Development LLC)
Agenda Memo - AM-24-817 - Pdf | 204 - 221 |
| E.3. | Resolution approving a final site development plan for the development of multi-family units for property located at 1195 East Post Road, Marion, Iowa (Platinum Development LLC)
Agenda Memo - AM-24-821 - Pdf | 222 - 239 |
| E.4. | Ordinance approving an extension of Ordinance No. 23-26 related to commercial development moratorium for uses along portions of Tower Terrace Road, Highway 13, and the Central Corridor zoning districts (initial consideration)
Agenda Memo - AM-24-802 - Pdf | 240 - 245 |
| F. | 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

