



# AGENDA

## City Council Regular Session

5:30 PM - Thursday, August 21, 2025

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# 885 9111 3813. A link is also provided at [www.cityofmarion.org](http://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 21 via email at [cityclerk@cityofmarion.org](mailto:cityclerk@cityofmarion.org).

Page

### 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 August 5 and 7, 2025 City Council meetings<br><a href="#">Agenda Memo - AM-25-798 - Pdf</a>  | 7 - 16  |
| A.2. | Receive and file July 2025 department monthly report<br><a href="#">Agenda Memo - AM-25-799 - Pdf</a>   | 17 - 33 |
| A.3. | Liquor licenses as follows:<br><ul style="list-style-type: none"> <li>• Renewal - Marion Chamber of Commerce</li> <li>• Renewal - Zio Johno's</li> <li>• Renewal - Kwik Star #1172</li> <li>• New - Mega Saver #66</li> <li>• New - Mega Saver #68</li> </ul> <a href="#">Agenda Memo - AM-25-770 - Pdf</a> | 34 - 35 |

A.4.	Hold harmless agreements with the following: <ul style="list-style-type: none"> <li>• City of Marion regarding Fall Into Marion Parade on 15th Street and 6th Avenue on September 13, 2025</li> <li>• One Sound Worship regarding a Worship Night at City Square Park on September 19, 2025</li> </ul> <a href="#">Agenda Memo - AM-25-796 - Pdf</a>	36 - 55
A.5.	Motion accepting resignation of Katie Sleeper from the Uptown Parking Implementation Taskforce <a href="#">Agenda Memo - AM-25-811 - Pdf</a>	56
A.6.	Payments as presented in the amount of \$1,340,202.33 <a href="#">Agenda Memo - AM-25-797 - Pdf</a>	57 - 90
A.7.	Motion to receive and file the quarterly finance report for the quarter ending June 30, 2025 <a href="#">Agenda Memo - AM-25-807 - Pdf</a>	91 - 119
B.	Public Safety	
B.1.	Resolution No. 32505 approving agreement with the Fire Departments of City of Cedar Falls, City of Waterloo, City of Hiawatha, City of Marion, City of Cedar Rapids, City of North Liberty, City of Tiffin, City of Iowa City, and the University of Iowa regarding fire inspections of mobile food units <a href="#">Agenda Memo - AM-25-813 - Pdf</a>	120 - 131
C.	Parks	
C.1.	Resolution No. 32506 approving payment to Marion Independent School District relating to the 28E agreement regarding maintenance of shared tennis courts in the amount of \$47,712 <a href="#">Agenda Memo - AM-25-816 - Pdf</a>	132 - 135
D.	Public Works	
D.1.	Resolution No. 32507 approving amendment no. 1 to the contract with Snyder and Associates, Inc. regarding On-Call Traffic Engineering Services and authorizing payment in the amount of \$50,000 (ANN-25-002) <a href="#">Agenda Memo - AM-25-779 - Pdf</a>	136 - 138
D.2.	Resolution No. 32508 approving change order no. 2 to the contract with Rinderknecht Associates, Inc. regarding the Central Plaza Project (REC-18-039) <a href="#">Agenda Memo - AM-25-818 - Pdf</a>	139 - 191
D.3.	Resolution No. 32509 approving 33-month agreement with Samsara Inc. regarding hardware and licensing for vehicle snow plow operations and authorizing payment in the amount of \$19,164.97 <a href="#">Agenda Memo - AM-25-777 - Pdf</a>	192 - 200

- D.4. Resolution No. 32510 authorizing payment to the Iowa Department of Transportation in the amount of \$200,000 regarding the Tower Terrace Interchange Project (TRANS-21-001) 201 - 207  
[Agenda Memo - AM-25-829 - Pdf](#)
- E. Community Development
- E.1. Resolution No. 32511 approving an Agreement for Transfer of Public Road Jurisdiction with the City of Cedar Rapids for the transfer of jurisdiction of public road segment and rights-of-way of Tower Terrace Road between Meadowknolls Road and Alburnett Road in Linn County, Iowa 208 - 212  
[Agenda Memo - AM-25-812 - Pdf](#)
- E.2. Motion to receive and file correspondence and direct staff to proceed with voluntary annexation of acres of land located east of S 31st Street and south of Munier Road, Marion, Iowa (Atlas LP Company, LLC) 213 - 221  
[Agenda Memo - AM-25-791 - Pdf](#)
- E.3. Resolution No. 32512 setting a public hearing date for September 4, 2025 regarding a request to amend the Future Land Use Map of the Marion Comprehensive plan from Civic and Industrial to Commercial, and to rezone property from BR, Regional Business; M-2, General Manufacturing; and PI, Public Institutional to PUD, Planned Unit Development for properties located south of Marion Airport Road and east of Enterprise Drive, Marion, Iowa 222 - 223  
[Agenda Memo - AM-25-814 - Pdf](#)
- E.4. Resolution No. 32513 setting a public hearing date for September 4, 2025 regarding code amendments to Ch. 340-5.11, Marion Municipal Airport Land Use and Height Overlay Zoning regulations 224  
[Agenda Memo - AM-25-817 - Pdf](#)
- 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 - None
- B. Public Safety - None
- C. Parks
- C.1. Resolution No. 32514 approving a 3-year agreement with Modern Piping for the HVAC Maintenance at the Lowe Arts and Environment Center and authorizing payment in the amount of \$13,968 225 - 233  
[Agenda Memo - AM-25-828 - Pdf](#)

- D. Public Works - None
- E. Community Development - None
- F. Library - None

## **REGULAR AGENDA**

- A. Administrative Services
  - A.1. Public hearing regarding discontinuance of the Marion Municipal Airport Committee 234  
[Agenda Memo - AM-25-822 - Pdf](#)
  - A.2. Ordinance No. 25-25 repealing Chapter 12, Article VII of the Marion Code of Ordinances regarding the Marion Municipal Airport Committee (initial consideration) 235  
[Agenda Memo - AM-25-825 - Pdf](#)
- B. Public Safety - None
- C. Parks
  - C.1. Public hearing regarding discontinuance of the Bicycle Pedestrian Advisory Committee 236 - 237  
[Agenda Memo - AM-25-823 - Pdf](#)
  - C.2. Resolution No. 32515 approving discontinuance of the Bicycle Pedestrian Advisory Committee 238  
[Agenda Memo - AM-25-824 - Pdf](#)
- D. Public Works
  - D.1. Public hearing regarding the 2025 Crack Sealing Project 239 - 246  
[Agenda Memo - AM-25-810 - Pdf](#)
  - D.2. Motion to approve project calendar regarding the 2025 Crack Sealing Project as follows: 247 - 254
    - Resolution No. 32516 adopting final plans, specifications, form of contract and estimate of cost regarding the 2025 Crack Sealing Project
    - Resolution No. 32517 awarding bid, authorizing approval of the contract, bonds and insurance with Pate Asphalt Systems regarding the 2025 Crack Sealing Project, and authorizing payment in the amount of \$71,972.[Agenda Memo - AM-25-809 - Pdf](#)
- E. Community Development
  - E.1. Ordinance No. 25-22 approving the request to rezone property from SR-2, Suburban Medium-Density Single-Family Residential to SR-3, Suburban Medium-Density Single-Family Residential for property located east of Lucore Road and north of Artesian Road, Marion, Iowa (Craig J. Tobin) (final consideration) 255 - 287  
[Agenda Memo - AM-25-743 - Pdf](#)

- |       |  |           |
|-------|--|-----------|
| E.2.  | Resolution No. 32518 approving Champions Estates Fifth Addition Preliminary Plat located east of Lucore Road and on either side of Artesian Road, Marion, Iowa (Craig J. Tobin)<br><a href="#">AM-25-579 - Pdf</a>                                     | 288 - 303 |
| E.3.  | Ordinance No. 25-23 amending Chapter 340 of the Marion Code of Ordinances related to sign regulations (City of Marion) (final consideration)<br><a href="#">Agenda Memo - AM-25-735 - Pdf</a>  | 304 - 331 |
| E.4.  | Ordinance No. 25-24 amending Chapter 340 of the Marion Code of Ordinances related to district uses and specific use standards pertaining to gas stations (City of Marion) (second consideration)<br><a href="#">Agenda Memo - AM-25-744 - Pdf</a>      | 332 - 340 |
| E.5.  | Public hearing regarding the sale of a portion of the public basin described as Lot C, Author's Fifth Addition to the property owner of 3470 Montgomery Circle, Marion, Iowa<br><a href="#">Agenda Memo - AM-25-827 - Pdf</a>                          | 341 - 346 |
| E.6.  | Resolution No. 32519 approving the sale of a portion of the public basin described as Lot C, Author's Fifth Addition to the property owner of 3470 Montgomery Circle, Marion, Iowa (Robert McFarland)<br><a href="#">Agenda Memo - AM-25-821 - Pdf</a> | 347       |
| E.7.  | Resolution No. 32520 approving Plat of Survey No. 2976 for property located south of 35th Avenue and northwest of Montgomery Circle, Marion, Iowa (Robert McFarland)<br><a href="#">Agenda Memo - AM-25-826 - Pdf</a>                                  | 348 - 351 |
| E.8.  | Public hearing regarding an alley vacation for the southern 120' of the north/south alley between 13th and 14th Streets and between 5th and 6th Avenues, Marion, Iowa<br><a href="#">Agenda Memo - AM-25-691 - Pdf</a>                                 | 352 - 357 |
| E.9.  | Resolution No. 32521 approving the vacation of the southern 120' of the north/south alley between 13th and 14th Streets and between 5th and 6th Avenues, Marion, Iowa (Whitlatch)<br><a href="#">Agenda Memo - AM-25-692 - Pdf</a>                     | 358       |
| E.10. | Resolution No. 32522 setting a public hearing date for September 4, 2025 regarding the sale of the southern half of the north/south alley between 13th and 14th Streets and 5th and 6th Avenues<br><a href="#">Agenda Memo - AM-25-820 - Pdf</a>       | 359       |

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**