

July 25, 2022

City of Marion – Regular Meeting

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Minutes of a Regular Meeting of the City Council of the City of Marion held in the Council Chambers at 5:30 P.M. The City Clerk was instructed to call the roll and the response was as follows:

PHYSICALLY PRESENT: COMMISSIONERS PATTON, BARWICK, AND WEBB AND MAYOR ABSHER.

PRESENT VIA ZOOM: COMMISSIONER STOECKLIN

The Pledge of Allegiance was led by Rachel Stroud.

PUBLIC COMMENTS

There were no public comments this evening.

CONSENT AGENDA

Commissioner Barwick made a motion to approve the consent agenda as presented.

Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

NEW BUSINESS

BUILDING & CODE SERVICES

Commissioner Patton made a motion to affirm the Zoning Board's denial of a Special Use Permit for Brian Crabb at 805 North McLaren Street, parcel 07-18-403-019 to operate an Amazon Delivery Hub. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

Mayor Absher announced Agenda Item 5B does not require action by the Council. It was tabled by the Zoning Board until they receive additional information. He explained it was left on the agenda at the request of City Attorney Wendy Cunningham for informational purposes.

City Attorney Wendy Cunningham explained the changes to off-street parking requirements were requested by Code Enforcement Officer Brian Van Horn. She explained the ordinance requires parking stalls to be 24 feet in length instead of 20 feet. It also requires the number of parking stalls per one bedroom dwelling to be two instead of one and a half. Mayor Absher announced these changes will apply to all new construction moving forward and are not retroactive.

Commissioner Barwick made a motion to approve Ordinance 3826 amending off-street parking requirements. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

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Mayor Absher explained Ordinance 3821 cleans up some contradictions in the City code regarding fence regulations.

Commissioner Webb made a motion to approve Ordinance 3821 amending fence regulations. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

Mayor Absher told the Council there was a situation where an electrician did some work for a constituent and after investigating that, City Attorney Wendy Cunningham recommended a change to the electrical licensing procedure. This change would require electrical license holders to take the test every five years. Wendy explained previously, electrical licenses were automatically issued to applicants holding a license in another municipality without having to take the exam. This change to the procedure would eliminate that and require the applicant to take the test.

Wendy told them the exam was updated a couple years ago. Mayor Absher said he felt it was appropriate to tighten up the licensing procedures.

Commissioner Barwick made a motion to approve Ordinance 3822 amending the electrical licensing procedure. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

Mayor's Chief of Staff Cody Moake told the Council the last increase to commercial building permit fees was in 2005. Mayor Absher said costs to administer these permits have definitely increased since then.

Mayor Absher made a motion to approve Ordinance 3823 amending the section of our code regarding commercial building permit fees. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

ECONOMIC DEVELOPMENT AND MUNICIPAL PLANNING

Mayor Absher explained Ordinance 3824 amending the TIF Redevelopment Agreement with Olive Garden Holdings, LLC is making a technical change regarding the timing of turning in receipts.

Mayor Absher made a motion to approve Ordinance 3824 amending a TIF Redevelopment Agreement with Olive Garden Holdings, LLC. Commissioner Barwick seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

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Mayor Absher explained the City had previously approved a three-way stop at the entrance to the new apartment development on Norman Road. After discussion between Street Department Superintendent Doug Phillips and Economic Development and Municipal Planning Director Glenn Clarida, it was determined a more logical placement of the stop signs would be at the intersection of Broeking Road and Norman Road.

Commissioner Webb made a motion to approve Ordinance 3825 repealing and replacing Ordinance 3655 authorizing a three-way stop at the intersection of Broeking Road and Norman Road. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

PUBLIC AFFAIRS

Mayor Absher told the Council and audience a large taxpayer is appealing their property taxes to the Property Tax Appeals Board. Mayor Absher said this taxpayer is in a TIF District and he thinks the City should intervene.

Mayor Absher made a motion to adopt Resolution 2022-18 authorizing the City Attorney to intervene in a case before the Property Tax Appeals Board. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

Mayor Absher told the Council and audience the City is once again hosting the Pony Baseball Colt World Series. 2018 was the first year the City hosted this event. Mayor Absher had asked Chief of Staff Cody Moake and Commissioner Patton to work on planning the event. Cody explained last year's tournament was reduced because none of the international teams participated due to COVID. Cody said this made planning difficult. Cody said he and Commissioner Patton realized they are not good event planners. They asked Swinford Media Group to partner with the City to help plan and market the event. He said they did a remarkable job last year. He said they decided to continue the partnership this year. Cody said because of the efforts of Rachel Stroud of Swinford Media Group, he couldn't be more excited for this year's tournament. Rachel is the Committee Chair for the event. Cody explained the Council will be voting on a five-year contract extension with Pony Baseball and Marion Stadium, LLC. Rachel told the Council about the events that are planned for each night of this year's tournament.

Commissioner Patton made a motion to approve a contract extension with Pony Baseball and Marion Stadium, LLC to keep the Cold World Series in Marion through 2027. Commissioner Barwick seconded the motion.

COMMISSIONER REPORTS

Commissioner Webb reported the Street Department leveled and seeded three lots where they demolished houses. They have been doing extra clean up in The Hill area getting ready for the Colt World Series. They also continue working on sidewalks and have been painting school crosswalks. He reported all is good at the Cemeteries. They continue mowing and trimming.

Commissioner Stoecklin read the Water Department report since last meeting.

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Mayor Absher reported Club 60 is hosting a back-to-school supply drive. They are accepting donations till August 12. All supplies collected will go to students in Unit 2. Tech Tuesdays have been popular events at Club 60. Each Tuesday from 1:00 P.M. to 4:00 P.M. seniors can get help with their electronic devices. Officer Plichta and Paw-fficer Gary recently presented a program to the seniors.

Commissioner Barwick read the Fire Department report for June. The Fire Department responded to 6 calls, performed 21 safety inspections, and used over 9,000 gallons of water.

Commissioner Patton had no report.

MISCELLANEOUS

There were no miscellaneous items to come before Council this evening.

CLOSED/EXECUTIVE SESSION

Mayor Absher announced there was no need for Executive Session this evening.

Commissioner Barwick made a motion to adjourn the meeting. Commissioner Webb seconded the motion.

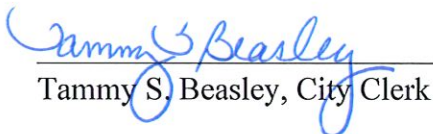
ON ROLL CALL VOTE COMMISSIONERS PATTON, BARWICK, WEBB AND STOECKLIN AND MAYOR ABSHER ALL VOTED YEA.

Meeting Adjourned at 6:00 P.M.



Michael W. Absher, Mayor

ATTEST:


Tammy S. Beasley, City Clerk