

*“Cedar Rapids is a vibrant urban hometown –  
a beacon for people and businesses invested in building a greater community now and for the next  
generation.”*

## **NOTICE OF CITY COUNCIL MEETING**

The Cedar Rapids City Council will meet in Regular Session on Tuesday, September 10, 2013 at 12:00 noon in the Council Chambers, 3<sup>rd</sup> Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. *(Please silence cell phones and pagers.)*

## **A G E N D A**

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations:
  - ❖ Proclamation – Constitution Week (Peg Wilkinson and Linda VanNiewall)
  - ❖ Proclamation – Veterans for Peace Week (Joe Aossey and Robin Kash)

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider the vacation and disposition of public ways and grounds in and to the property described as a 15-foot wide strip of excess alley right of way located southwesterly of and adjacent to 1017 9<sup>th</sup> Avenue SE as requested by Hatch Development Group. (Joseph Mailander)
  - a. First Reading: Ordinance vacating public ways and grounds in and to the property described as a 15-foot wide strip of excess alley right of way located southwesterly of and adjacent to 1017 9<sup>th</sup> Avenue SE as requested by Hatch Development Group. CIP/DID #41-14-010
2. A public hearing will be held to consider the purchase of Mancom Target Equipment from Action Target, Inc. in the amount of \$225,892.
  - a. Resolution authorizing execution of a contract with Action Target, Inc. for the purchase of Mancom Target Equipment in the amount of \$225,892 **(sole source)**. CIP/DID #310333-01

3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project (estimated cost for Phase II is \$60,000; total project cost is \$180,000). (Doug Carper)
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project. CIP/DID #635125-02
4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs Lining Package #5 – 2013 project (estimated cost is \$837,000). (Dave Wallace)
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs Lining Package #5 – 2013 project (**FLOOD**). CIP/DID #SSD104-04

### **PUBLIC COMMENT**

*If you wish to address the City Council on any subject pertaining to City Council action scheduled for today, please use the sign-up sheet (next to the agendas) located on the table outside the Council Chambers. Please approach the microphone when called upon.*

### **MOTION TO APPROVE AGENDA**

### **CONSENT AGENDA**

**\*Note: These are routine items, some of which are old business and some of which are new business and will be approved by one motion without separate discussion unless Council requests an item be removed to be considered separately.**

5. Motion to approve minutes.
6. Motions setting public hearing dates for:
  - a. September 24, 2013 – to consider a change of zone for property at 1010 Boyson Road NE from O-S, Office/Service Zone District to RMF-1, Multiple Family Residence Zone District as requested by The Commons at Boyson Park, LLC and SB/CB Partnership; CIP/DID #RZNE-003427-2013
  - b. September 24, 2013 – to consider a change of zone for property at 6677 16<sup>th</sup> Avenue SW from A, Agriculture Zone District and C-3, Regional Commercial Zone District to PUD-1, Planned Unit Development One Zone District as requested by Sharp Investments, LLC; CIP/DID #RZNE-004447-2013

- c. September 24, 2013 – to consider a change of zone for property at 3015 and 3233 Blairs Ferry Road NE from A, Agriculture Zone District to C-2, Community Commercial Zone District as requested by Linn Area Credit Union and First Assembly of God Church; CIP/DID #RZNE-004536-2013
  - d. September 24, 2013 – to consider a change of zone for 32 City-owned properties for the sixth round of the Single Family New Construction Program from R-3, Single Family Residence Zone District; R-3D, Two Family Residence Zone District; RMF-1, Multiple Family Residence Zone District; RMF-2, Multiple Family Residence Zone District; and O-S, Office/Service Zone District to R-TN, Traditional Neighborhood Residence Zone District for proposed ROOTs lots as requested by the City of Cedar Rapids (**FLOOD**); CIP/DID #RZNE-005279-2013
  - e. September 24, 2013 – to consider the continuation of the disposition of excess City-owned property by sealed bid, and described as a single family residential property located at 1816 Hamilton Street SW; CIP/DID #3302500004-00
  - f. September 24, 2013 – to consider the execution of an Easement Agreement with Qwest Corporation d/b/a CenturyLink QC in connection with improvements to high-speed internet service for property located on City-owned land easterly of and adjacent to 5750 1<sup>st</sup> Avenue NW; CIP/DID #49-13-031
  - g. October 8, 2013 – to consider a request for an amendment to the RuffaloCODY Urban Revitalization Area Plan to include additional property at the southwest corner of Kirkwood Parkway and C Street SW. CIP/DID #814580
7. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for September 24, 2013 and advertising for bids by publishing notice to bidders for the WPC Cryogenic Plant Upgrades project and authorizing the Utilities Director, or designee, to receive and open bids and publicly announce the results on October 23, 2013 (estimated cost is \$2,500,000). CIP/DID #615180-03
8. Motion authorizing publication of a public notice that on September 24, 2013 a resolution will be considered to execute a Rental Agreement with Koch Brothers for the rental of three Lanier digital copiers for the following City departments; Sewer/Streets, Engineering and Building Services. CIP/DID #0813-042
9. Motion approving the beer/liquor/wine applications of: CIP/DID #958490
- a. 1<sup>st</sup> Avenue Wine House, 3412 1<sup>st</sup> Avenue NE;
  - b. Bulicek's Deli & Brew, 1616 6<sup>th</sup> Street SW;
  - c. Butcher Block Steakhouse, 1117 1<sup>st</sup> Avenue SE;
  - d. Cactus Mexican Grill & Cantina, 588 Boyson Road NE, Suite 124;
  - e. CVS Pharmacy #8443, 3419 16<sup>th</sup> Avenue SW;
  - f. The Juke Joint, 1736 16<sup>th</sup> Avenue SW (new – formerly F-13);
  - g. Kum & Go #508, 30 Four Oaks Drive SW;
  - h. McGrath Amphitheatre Cedar Rapids, 475 1<sup>st</sup> Street SW (5-day permit for an event on September 14, 2013);
  - i. McGrath Amphitheatre Cedar Rapids, 475 1<sup>st</sup> Street SW (5-day permit for an event on September 28, 2013);
  - j. Moose McDuffy's, 834 1<sup>st</sup> Avenue NE;
  - k. Paddy O'Rourke's Bar & Grill, 608 16<sup>th</sup> Street NE (outdoor service for an event on September 20-21, 2013);
  - l. Panchero's Mexican Grill, 5300 Edgewood Road NE;
  - m. Rumors Bar & Grill, 400 F Avenue NW (outdoor service for an event on September 27-28, 2013);

- n. Sam's Club #8162, 2605 Blairs Ferry Road NE;
- o. Zeppelins, 5300 Edgewood Road NE;
- p. Zins, 227 2<sup>nd</sup> Avenue SE.

10. Resolutions (3) approving payment of bills and payroll. CIP/DID #957429
11. Resolution appointing Tom Capo (effective through June 30, 2014) to the Civil Rights Commission. CIP/DID #629963
12. Resolution approving the Cedar Rapids Community School District "Five Seasons Invitational Marching Band Competition" event (includes road closure) on October 5, 2013. CIP/DID #885959
13. Resolutions approving assessment actions:
  - a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 30 properties; CIP/DID #958512
  - b. Levy special assessments – delinquent weed mowing charges – 105 properties. CIP/DID #959824
14. Resolutions accepting various subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements: CIP/DID# 47-12-024
  - a. Sanitary sewer in Summerfield Fifteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$25,000; CIP/DID #47-12-024
  - b. Storm sewer in Summerfield Fifteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$19,875; CIP/DID #47-12-024
  - c. Portland Cement Concrete pavement in Summerfield Fifteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000; CIP/DID #47-12-024
  - d. Storm sewer at Kum & Go, 16<sup>th</sup> Avenue SW and approving 2-year Maintenance Bond submitted by Henning Construction Company, LLC in the amount of \$2,000; CIP/DID #95-12-011
  - e. Portland Cement Concrete pavement at Kum & Go, 16<sup>th</sup> Avenue SW and approving 4-year Maintenance Bond submitted by Henning Construction Company, LLC in the amount of \$16,605; CIP/DID #95-12-011
  - f. Sanitary sewer at the National Czech & Slovak Museum & Library and approving 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$29,835; CIP/DID #95-10-067
  - g. Storm sewer at the National Czech & Slovak Museum & Library and approving 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$40,449.50; CIP/DID #95-10-067
  - h. Sanitary sewer in Stags Leap Estates First Addition (Lots 1 through 12) and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$50,910; CIP/DID #47-12-028
  - i. Storm sewer in Stags Leap Estates First Addition (Lots 1 through 12) and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$30,583.60; CIP/DID #47-12-028
  - j. Portland Cement Concrete pavement in Stags Leap Estates First Addition (Lots 1 through 12) and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$40,061. CIP/DID #47-12-028



15. Resolutions accepting projects, approving Performance Bonds and authorizing issuance of final payments:
  - a. CR Transit Bus Garage project, final payment in the amount of \$222,958.03 to Kleiman Construction, Inc. (original contract amount was \$4,077,911; final contract amount is \$4,459,160.60) **(FLOOD)**; CIP/DID #TRE003-20
  - b. Joint Communications Network Construction Group 1 project, final payment in the amount of \$129,254.87 to Price Industrial Electric, Inc. (original contract amount was \$2,212,673; final contract amount is \$2,585,097.42); CIP/DID #354004-01
  - c. Change Order No. 12 (Final) deducting the amount of \$379,594.15 for the Joint Communications Network Construction Group 2 EDA Project #05-79-04926 project, final payment in the amount of \$115,019.82 to Rohl Networks, LP (original contract amount was \$2,358,436.69; total contract amount with this amendment is \$2,300,396.50). CIP/DID #354004-02
16. Resolution accepting the PCI Parking Garage project and authorizing issuance of final payment in the amount of \$1,607,999.98 to PCI Parking Garage, Inc. CIP/DID #525028
17. Resolution adopting the boundaries of the First Street Corridor Viable Business District. **(FLOOD)**. CIP/DID #959286
18. Resolution authorizing the Finance Department to electronically file Fiscal Year 2013 City Street Financial Report with the Iowa Department of Transportation (IDOT). CIP/DID #959810
19. Resolution authorizing a Cedar Rapids Firefighter to attend the 15<sup>th</sup> Annual Structural Collapse School in Virginia Beach, Va., for a total amount of \$3,963. CIP/DID #958499
20. Resolutions approving actions regarding Purchases/Contracts/Agreements:
  - a. Amendment No. 1 to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$20,000 for additional engineering services for the WPCF Headworks Local Limits Study (original contract amount was \$110,000; total contract amount with this amendment is \$130,000); CIP/DID #615209
  - b. Amendment No. 3 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions to reflect glass panels for open office 131 and additional furnishings for the Assessor's Office for an amount not to exceed \$3,187.95 (original contract amount was \$299,520.80; total contract amount with this amendment is \$343,669.12) **(FLOOD)**; CIP/DID #0113-154
  - c. Amendment No. 2 to renew Agreement for Electronic Plan Room Services for the Public Works Department – Engineering Division with Rapids Reproductions, Inc. for a total amount not to exceed \$75,000 (original contract amount was \$148,214.51; renewal contract amount is \$75,000) **(FLOOD)**; CIP/DID #0811-027
  - d. Amendment No. 2 to contract for Demolition Services for Flood Damaged Commercial and Residential Structures project with D.W. Zinser Company to reflect a discovery item, to reflect the difference between the estimated quantities and actual quantities and accepting project and performance bond and authorizing issuance of payment in the amount of \$10,096.19 (original contract amount was \$304,745; final contract amount is \$201,923.58) **(FLOOD)**; CIP/DID #0313-205

- e. Amendment No. 2 to the CDBG and FEMA contracts for the Parking Lot And Parcel Clean-Up Demolition Services Of Flood Damaged Properties project with Kelly Demolition, LLC to reflect discovery items and to extend the term of contracts and accepting work for both (original CDBG and FEMA contract amount was \$40,105; final amount with this amendment is \$50,020) **(FLOOD)**; CIP/DID #0413-239
- f. Amendment No. 6 to the Professional Services Agreement with Novak Design Group, PLC specifying an increased amount not to exceed \$29,063 and to amend the Schedule for Completing the Scope of Services in connection with the Cedar Rapids Convention Complex Parking Ramp project (original contract amount was \$875,993; total contract amount with this amendment is \$951,701); CIP/DID #535103-10
- g. Amendment No. 6 to Environmental Remediation and Demolition Services for the Former Animal Control Facility project with Active Thermal Concepts, Inc. to reflect a discovery item for an amount not to exceed \$109,937.80 and to extend the term and revise the payment schedule (original contract amount was \$103,469; total contract amount with this amendment is \$288,030.55) **(FLOOD)**; CIP/DID #1112-112
- h. Amending Resolution No. 0318-02-13 for additional food and beverage smallwares purchases from Edward Don and Company for the DoubleTree by Hilton Hotel at the Convention Complex for an additional \$155,020.86 (original amount was \$410,000; total amended amount is \$565,020.86); CIP/DID #535101-24
- i. Change Order No. 8 in the amount of \$790.50 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp program – Contract No. 1 project (original contract amount was \$189,177.50; total contract amount with this amendment is \$261,446.58; CIP/DID #3017012-01
- j. Change Order. No. 6 in the amount of \$14,205.97 with Pirc-Tobin Construction, Inc. for the 2<sup>nd</sup> Avenue SW from 3<sup>rd</sup> Street to 6<sup>th</sup> Street Pavement Reconstruction and Water Main Improvements project (original contract amount was \$1,432,536.53; total contract amount with this amendment is \$1,554,184.19); CIP/DID #301869-01
- k. Change Order No. 14 in the amount of \$7,270 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing and Testing – Groups 1 and 3, Traffic Signal Interconnect Groups 1 and 2 project (original contract amount was \$1,148.668; total contract amount with this amendment is \$1,945,040.06); CIP/DID #354004-05
- l. Change Order No. 8 in the amount of \$2,249.90 with Rathje Construction Company for the E Avenue NW – Phase I Ellis Boulevard to 3<sup>rd</sup> Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,757,558; total contract amount with this amendment is \$3,796,834.32); CIP/DID #304037-04
- m. Change Order No. 2 (Revised) in the amount of \$195,726 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation project (original contract amount was \$250,196.50; total contract amount with this amendment is \$446,985.10); CIP/DID #305125-02
- n. Change Order No. 2 in the amount of \$20,487.47 with TS Sports for the Cedar Rapids Convention Complex Video Technology bid package project (original contract amount was \$2,306,088.78; total contract amount with this amendment is \$2,317,080.49); CIP/DID #535100-06
- o. Change order No. 6 in the amount of \$20,665.11 with Ricklefs Excavating, Ltd. for the Bever-Linden-Blake SE Area 2011 Water Main Improvements – Phase 1 project (original contract amount was \$437,716.80; total contract amount with this amendment is \$475,404.14; CIP/DID #2011025-02
- p. Change Order No. 5 deducting the amount of \$35,774.96 with Maxwell Construction, Inc. for the 2<sup>nd</sup> Street SE From 9<sup>th</sup> Avenue to the Sinclair Site Sanitary Sewer Reconstruction project (original contract amount was \$2,791,496.24; total contract amount with this amendment is \$2,874,204.40) **(FLOOD)**; CIP/DID #SSD005-02

- q. Change Order No. 9 in the amount of \$36,281.94 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project (original contract amount was \$501,121.24; total contract amount with this amendment is \$572,896.44) **(FLOOD)**; CIP/DID #SSD103-04
- r. Change Order No. 1 in the amount of \$25,702.76 to Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building project (original contract amount was \$532,000; total contract amount with this amendment is \$557,702.76); CIP/DID #615190-02
- s. Change Order No. 1 in the amount of \$50,541.44 to WRH, Inc. for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement project (original contract amount was \$1,319,000; total contract amount with this amendment is \$1,369,541.44) **(FLOOD)**; CIP/DID #3303100093-02
- t. Change Order No. 1 in the amount of \$32,850 to Rough Brothers for the 2013 Noelridge Greenhouse Reglaze project (original contract amount was \$320,022; total contract amount with this amendment is \$352,872); CIP/DID #307103-01
- u. Professional Services Agreement with A & J Associates for an amount not to exceed \$63,800 for construction inspection and construction administration services for the WPC Administration Building HVAC Construction Inspection Services project; CIP/DID #615030-06
- v. Professional Services Agreement with Stanley Consultants, Inc. for an amount not to exceed \$53,500 for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports and Annual Compliance Certification for the Water Pollution Control Facility; CIP/DID #611004-01
- w. Enterprise Zone Program Agreement #13-HEZ-039 with Cedar Rapids Rose Homes, LP and Iowa Economic Development Authority (IEDA); CIP/DID #803602
- x. Special Warranty Deed with Matthew 25 Ministry Hub conveying City-owned property at 207 3<sup>rd</sup> Avenue SW located in the 3<sup>rd</sup> Avenue SW Commercial Historic District **(FLOOD)**; CIP/DID #803706
- y. Housing Enterprise Zone Program Agreements with the Iowa Economic Development Authority (IEDA) for Premiere Developers, Skogman Construction Company of Iowa and 10<sup>th</sup> Street Brickstone LLC; CIP/DID #959319
- z. Housing Enterprise Zone Program Agreement with the Iowa Economic Development Authority (IEDA) for NewBo Development Group LLC; CIP/DID #959386
- aa. Memorandum of Agreement (MOA) among the Federal Emergency Management Agency, the State Historical Society of Iowa, Iowa Homeland Security & Emergency Management Division and the City of Cedar Rapids, regarding the demolition of the First Street Parkade **(FLOOD)**; CIP/DID #PWE016
- bb. Terminating the Agreement for Private Redevelopment and Ground Lease Agreement with New Bohemia Group, Inc. for City-owned property located at 400 12<sup>th</sup> Avenue SE formerly known as the Iowa Iron site; CIP/DID #675514
- cc. Contract for stack testing with Advanced Industrial Resources, Inc. for the Water Pollution Control Facility for an amount not to exceed \$25,000; CIP/DID #0713-009
- dd. Contract for Trees for Fall 2013 Planting with B&G Nursery and Construction for the Public Works Department – Engineering Division for an amount not to exceed \$286,042; CIP/DID #0713-011
- ee. Contract for Trees for Fall 2013 Planting with BladeWorks for the Public Works Department – Engineering Division for an amount not to exceed \$89,214.68; CIP/DID #0713-011
- ff. Contract for the purchase, installation and training of one portable vehicle lift with Sefac, Inc. for the Fleet Services Division – Transit Bus Garage for an amount not to exceed \$26,400 **(FLOOD)**; CIP/DID #0713-021

- gg. Rescinding Resolution No. 1322-08-13 which awarded contract in the amount of \$48,116.28 to Midwest Concrete, Inc. and awarding and approving contract in the amount of \$48,300 plus incentive up to \$1,500, bond and insurance of Curtis Contracting Corp. for the Cleveland Elementary Sidewalks project (estimated cost is \$58,000); CIP/DID #3012061-01
- hh. Purchase Agreement in the amount of \$702 and accepting an Easement for Sanitary Sewer and a Temporary Construction Easement from Patricia Holderness for land located at 1226 M Street SW in connection with the Sanitary Sewer SW Quadrant Flood Repairs project (**FLOOD**); CIP/DID #SSD103-00
- ii. Revising Purchase Order No. 27946 in the amount of \$103,676.54 with AT&T for installation of high-speed Internet access for the Cedar Rapids Convention Complex; CIP/DID #535101
- jj. Supplemental 28E Agreement with College Community School District (CCSD) estimated at \$150,000 for desired changes to 76<sup>th</sup> Avenue SW with medians and expansion of Prairie Heights Elementary School parking lot adjoining 76<sup>th</sup> Avenue SW in connection with the 76<sup>th</sup> Avenue SW from Kirkwood Boulevard to east of Interstate 380 project; CIP/DID #3012049-00
- kk. 28E Memorandum of Agreement with All Saints Elementary School for participation in the adult guard program for Fiscal Year 2014, reimbursing All Saints Elementary School for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$1,847.94; CIP/DID #60-14-011
- ll. 28E Memorandum of Agreement with the Linn Mar Community School District for participation in the adult guard program for Fiscal Year 2014, reimbursing the Linn Mar Community School District for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94; CIP/DID #60-14-011
- mm. 28E Memorandum of Agreement with St. Matthew School for participation in the adult guard program for Fiscal Year 2014, reimbursing St. Matthew School for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94; CIP/DID #60-14-011
- nn. 28E Memorandum of Agreement with the Cedar Rapids Community School District for participation in the adult guard program for Fiscal Year 2014, reimbursing the Cedar Rapids Community School District for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$57,286.18; CIP/DID #60-14-011
- oo. Public Works Department – Sewer Maintenance Division purchase of equipment and repair services from Mid-Iowa Solid Waste Equipment Co., Inc. for existing Closed-Circuit Televising equipment manufactured by Aries and Pipe Hunter for an amount not to exceed \$54,000; CIP/DID #43-14-024
- pp. Public Works Sewer Maintenance Division purchase of equipment and repair services from SPX Pearpoint, Inc. for existing Closed-Circuit Televising equipment for an amount not to exceed \$34,400; CIP/DID #43-14-024
- qq. Grant application to the Iowa Department of Transportation (IDOT) for Iowa Clean Air Attainment Program (ICAAP) funds to provide funding for the realignment of 51<sup>st</sup> Street NE at Council Street NE to provide more separation from Collins Road; CIP/DID #301491-00
- rr. Grant application to the Iowa Department of Transportation (IDOT) for Iowa Clean Air Attainment Program (ICAAP) funds to provide funding for intersection improvements at Old Marion Road NE at C Avenue NE; CIP/DID #301446-00
- ss. Payments to various non-profit special events held in Cedar Rapids during Fiscal Year 2013 from the Special Event Public Safety Fund; CIP/DID #568164
- tt. 36-month agreement with Swaglt Productions, LLC for Council Video Hosting and Meeting Indexing for an amount not to exceed \$26,280; CIP/DID #958505

- uu. Contract with the Hotel At Kirkwood Center, Kirkwood Community College, to host Rental Business Training sessions required by the City of Cedar Rapids. CIP/DID #816329

21. Approval of the Rental Business Training course description. CIP/DID #816329

## **REGULAR AGENDA**

### **ORDINANCES**

#### **(Second and possible Third Readings)**

- 22. Ordinance granting a change of zone for property at 1320, 1324, 1328, 1332, 1336 and 1338 Ellis Boulevard NW from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by Ahmann Investments, LLC and the City of Cedar Rapids. CIP/DID #RZNE-004237-2013
- 23. Ordinance granting a change of zone for property at 906, 908, 912, 916 and 918 10<sup>th</sup> Street SE and 1003 and 1017 9<sup>th</sup> Avenue SE from R-3D, Two Family Residence Zone District and C-2, Community Commercial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Hatch Development Group and Mercy Medical Center. CIP/DID #RZNE-004264-2013
- 24. Ordinance granting a change of zone for property at 5610 4<sup>th</sup> Street Court SW from I-1, Light Industrial Zone District to C-3, Regional Commercial Zone District as requested by Point Builders and Todd Slezak. CIP/DID #RZNE-003157-2013
- 25. Ordinance granting a change of zone for property at 1734 B Avenue NW from R-3, Single Family Residence Zone District to C-1, Mixed Neighborhood Convenience Zone District as requested by Dennis L. Valenta. CIP/DID #RZNE-003697-2013

#### **(First Reading)**

- 26. Ordinance granting a change of zone for property at 605 G Avenue NW from I-2, General Industrial Zone District to RMF-2, Multiple Family Residence Zone District as requested by the Neighborhood Development Corporation (NDC) of Cedar Rapids, Inc. CIP/DID #RZNE-004282-2013
- 27. Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by deleting Section 61.038 therefrom, and enacting a new Section 61.038 establishing regulations for school bus activation of amber warning lights to reflect the State Code. CIP/DID #958812

## **PUBLIC INPUT**

*This is an opportunity for the public to address the City Council on any subject pertaining to City Council business.*

## **COUNCIL COMMITTEE REPORTS**

1. Development Committee (Chair, Council member Monica Vernon)
2. Finance & Administrative Services Committee (Chair, Council member Kris Gulick)
3. Flood Recovery Committee (Chair, Council member Don Karr)
4. Infrastructure Committee (Chair, Council member Chuck Swore)
5. Public Safety Committee (Chair, Council member Justin Shields)

## **CITY MANAGER COMMUNICATIONS AND DISCUSSION**

## **COUNCIL COMMUNICATIONS AND DISCUSSION**

**\*Note: During this portion of the meeting Council Members may bring forward communications, concerns and reports on various matters and may discuss the items specifically listed:**

1. Mayor Corbett:
2. Council member Gulick:
3. Council member Karr:
4. Council member Olson:
5. Council member Poe:
6. Council member Shey:
7. Council member Shields:
8. Council member Swore:
9. Council member Vernon:

*It is the policy of the City of Cedar Rapids that all City Council public meetings are accessible to people with disabilities. If you need assistance in participating in City Council public meetings due to a disability as defined under the ADA, please call the City Clerk's Office at (319) 286-5060 at least two (2) business days prior to the scheduled meeting to request an accommodation.*

*\*Weekly agendas for the Regular City Council Meeting, as well as Council meeting minutes, can be viewed at the following web site: [www.cedar-rapids.org](http://www.cedar-rapids.org)*



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Joe Mailander

**Phone Number/Extension:** 319 286-5822

**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Alternate Contact Person:** Carol Morgan

**Phone Number/Extension:** 319 286-5092

**E-mail Address:** [c.morgan@cedar-rapids.org](mailto:c.morgan@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Public Hearing** ☐ **Regular Agenda**

A public hearing will be held to consider the vacation and disposition of public ways and grounds in and to the property described as a 15-foot wide strip of excess alley right of way located southwesterly of and adjacent to 1017 9<sup>th</sup> Avenue SE as requested by Hatch Development Group. CIP/DID #41-14-010

**Background:**

Hatch Development Group has requested the vacation and disposition of this excess alley right of way (to be known as Plat of Survey No. 1854) to accommodate a multi-family residential housing development at this location. They are also granting an easement for sanitary sewer and utilities over the vacated right of way.

**Action / Recommendation:**

City staff recommends holding the public hearing and approval of possible First Reading.

**Alternative to the Recommendation:**

Require Hatch Development Group to modify their site plan for the multi-family residential housing development.

**Time Sensitivity:** Normal

**Resolution Date:**

**Estimated Presentation Time:** 5 Minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**



DSD  
ENG  
ASR  
RCR  
TRS  
CD  
TED  
BSD  
STR  
HATCH DEVELOPMENT  
41-14-010  
CRMFR # 12414

ORDINANCE NO.

**AN ORDINANCE VACATING PUBLIC WAYS AND GROUNDS REGARDING  
PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 HEREOF.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That the public ways and grounds in and to the property hereafter described  
is permanently vacated:

Plat of Survey No. 1854 Parcel A as shown in Book 8779 on Page 344 and  
recorded on August 27, 2013 in the Office of the Linn County Recorder

Section 2. That this Ordinance shall be in full force and effect from and after its passage  
and publication as provided by law.

Introduced this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet PUBLIC HEARING

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Captain Bernie Walther  
**E-mail Address:** b.walther@cedar-rapids.org

**Phone Number/Extension:** 5470

**Description of Agenda Item:**      ☒ **Consent Agenda**      ☐ **Regular Agenda**  
Public hearing to consider the purchase (sole source) of Mancom Target Equipment from Action Target, Inc. in the amount of \$225,892.

Resolution authorizing the purchase of Mancom Target Equipment from Action Target, Inc. in the amount of \$225,892. CIP/DID #310333-01

**Background:**

The Police Department has an improvement project for the Firing Range on Old River Road SE. As part of this project, there will be site improvements, including berm expansion, drainage improvements and lead reclamation. The target system will also be upgraded. This will allow the facility to be a regional training facility for not only the City of Cedar Rapids, but also other neighboring communities (Coralville, Iowa City, North Liberty), Johnson County and the federal government.

This public hearing is on the equipment purchase of Mancom Target Equipment. Action Target is the only vendor of Mancom Target Equipment. It is proposed as a sole source purchase, because of its features, which are consistent with the facilities operated by the Federal Bureau of Investigation (FBI). Grant funds from Johnson County Sheriff's Office and Iowa City Police Department are being used for this purchase.

Public Works Department is coordinating the public improvement project and has reviewed and recommended this sole source purchase, which has been approved by the Purchasing Division. A purchase contract is scheduled for the September 10, 2013 Council meeting.

**Action / Recommendation:**

The Public Works Department recommends the purchase of the Mancom Target Equipment.

**Alternative Recommendation:**

None

**Time Sensitivity:** High. Grant funds from Johnson County Sheriff's Office and Iowa City Police Department being used for the purchase must be expended by September 30, 2013.

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP 310333 – Reimbursed by JCSO & ICPD grant money

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project(s) below, and

WHEREAS, the Public Works Director / City Engineer has determined Action Target, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$225,892, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 310333-02 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Police Department Firing Range Rehabilitation (Fund 310, Dept ID 310000, Project 310333), and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the purchase of Mancom Target Equipment from Action Target, Inc. in the amount of \$225,892.

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Cover Sheet Public Hearing and Resolution

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Carper  
**E-mail Address:** d.carper@cedar-rapids.org

**Phone Number/Extension:** 5258

**Alternate Contact Person:** Robert A. Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:**      ☐ **Consent Agenda**      ☐ **Regular Agenda**

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project (estimated Phase II cost is \$60,000; total project cost is \$180,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project. CIP/DID #635125-02

**Background:**

The purpose of the project is to update the exterior finishes of the existing skywalk to a level consistent with the newly renovated US Cellular Center arena, which the skywalk connects to the Five Seasons Parkade. The available funding for this activity is \$60,000 and total funding available for the overall project is \$180,000. This project is entitled Five Seasons Parkade Skywalk – Phase II Exterior Renovations and subject to receipt of acceptable bids, construction is scheduled to begin no later than April 14, 2014 and be completed by June 13, 2014.

**Action / Recommendation:**

The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project.

**Alternative to the Recommendation:**

**Time Sensitivity:** Must be acted upon September 10, 2013 to maintain the project schedule, and which must occur ahead of the project's September 18, 2013 bid opening.

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** This project is funded locally and must be awarded to the lowest responsible bidder.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, on August 27, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Five Seasons Parkade Skywalk – Phase II Exterior Renovations project (Contract No. 635125-02) for the City of Cedar Rapids, Iowa, and

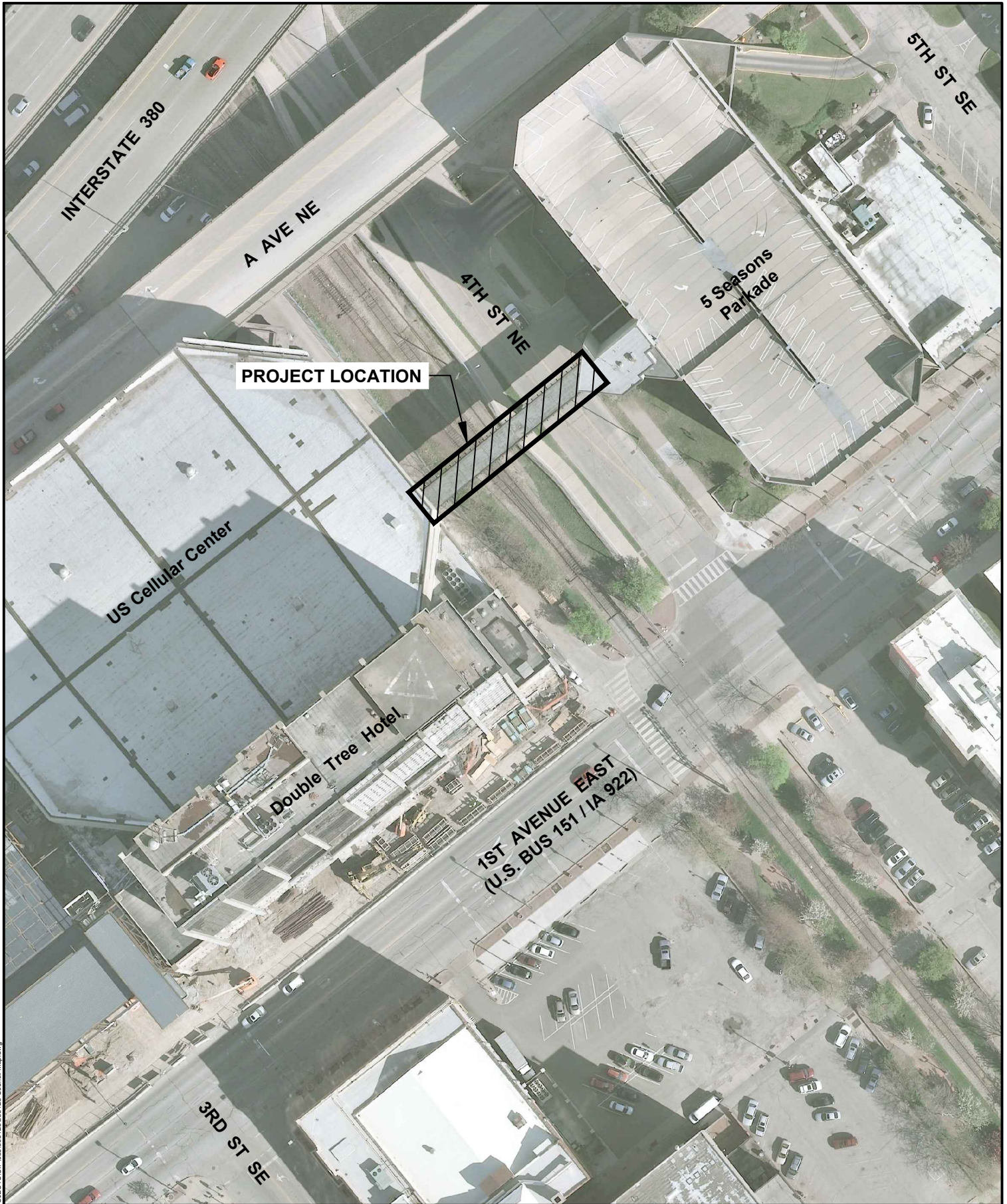
WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 10th day of September, 2013.





PROJECT LOCATION



## Council Agenda Cover Sheet Public Hearing and Resolution

**Submitting Department:** Public Works Department

**Presenter at meeting:** Dave Wallace, PE  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Alternate Contact Person:** Scott Sovers, PE  
**E-mail Address:** s.rovers@cedar-rapids.org

**Phone Number/Extension:** 5547

**Description of Agenda Item:**      ☐ **Consent Agenda**      ☒ **Regular Agenda**

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repair Lining Package #5 – 2013 project (estimated cost is \$837,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repair Lining Package #5 – 2013 project (**FLOOD**).  
CIP/DID #SSD104-04

**Background:**

This project will rehabilitate approximately 3 miles of sanitary sewers within the southeast quadrant that were damaged by the 2008 flood. The purpose of the project is to restore the existing sanitary sewer to pre-flood function and capacity. The available funding for this activity is \$1,058,700 and subject to receipt of acceptable bids, construction is scheduled to begin in December 2013 and be completed by June 2014.

**Action / Recommendation:** The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract and estimated cost for the project.

**Time Sensitivity:** Must be acted upon September 10, 2013 to maintain the project schedule, and which must occur ahead of the project's September 25, 2013 bid opening.

**Resolution Date:** September 10, 2014

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** FEMA PW #SSD104

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** FEMA funded project

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation:**



RESOLUTION NO.

WHEREAS, on August 27, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Sanitary Sewers Quadrant Flood Repairs Lining Package #5 – 2013 project (Contract No. SSD104-04) for the City of Cedar Rapids, Iowa, and

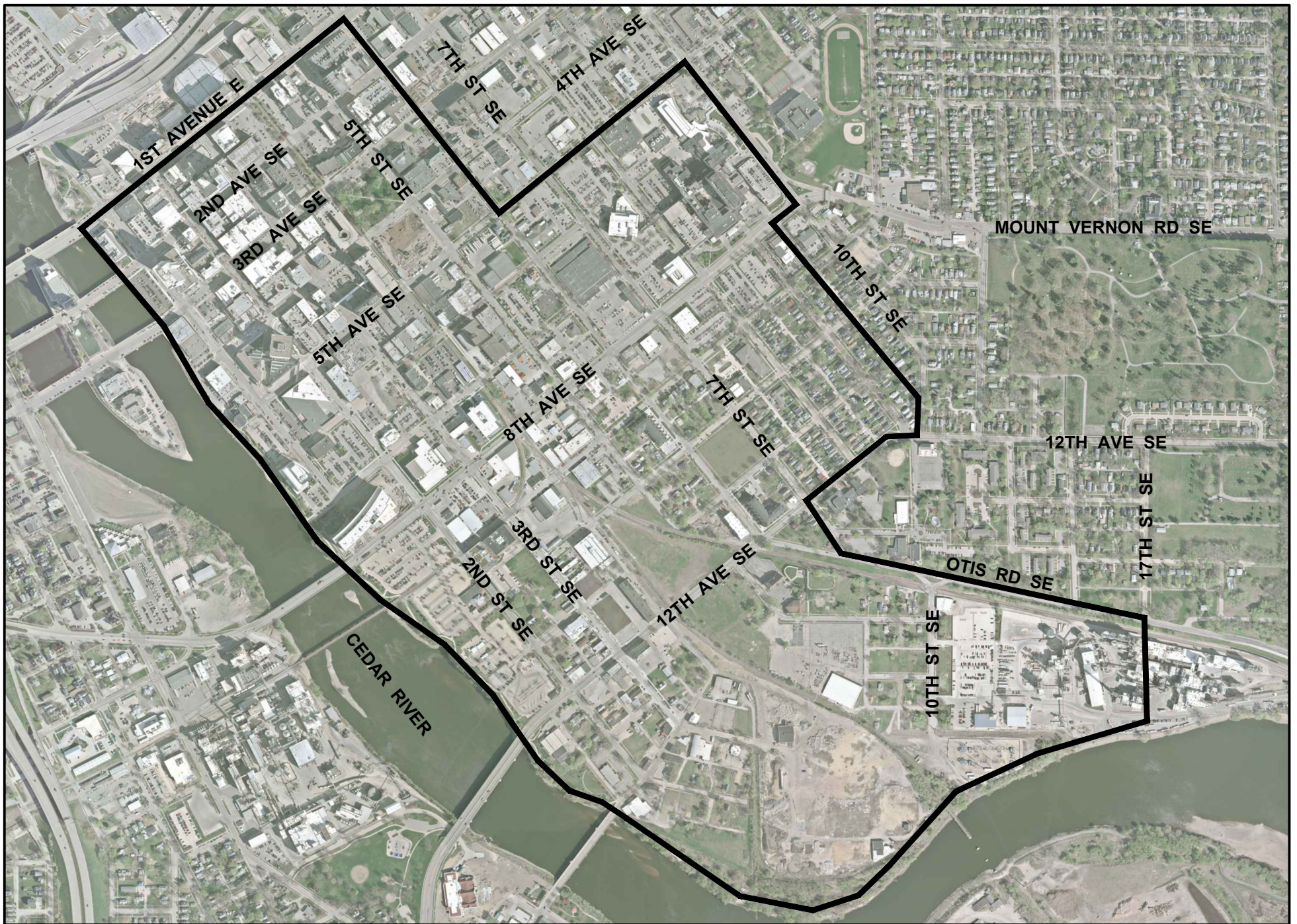
WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the plans, specifications, form of contract and estimated cost have been heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the plans, specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 10th day of September, 2013.





**SANITARY SEWERS QUADRANT FLOOD REPAIRS LINING PACKAGE No. 5 - 2013**  
**CONTRACT No. SSD104-04**







## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☒ **Consent**      ☐ **Public Hearing**      ☐ **Regular Agenda**

Motion setting a public hearing for September 24, 2013 to consider a change of zone for property at 1010 Boyson Road NE from O-S, Office/Service Zone District to RMF-1, Multiple Family Residence Zone District as requested by The Commons at Boyson Park, LLC and SB/CB Partnership. CIP/DID #RZNE-003427-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on July 18, 2013 and recommended unanimously for approval on an 8 to 0 vote. There were no objectors in attendance.

The subject property is currently undeveloped and the applicant is requesting rezoning to allow for the development of a multi-family owner occupied condominium complex. The Preliminary Site Development Plan as submitted shows the following proposed improvements to the property:

- Total site area is 139,392 sq. ft. (3.20 acres).
- Proposed structures include 4 with 10 condominiums unit in each for a total of 40 units.
- Total proposed hard surfaced area including buildings is 79,547 sq. ft.
- Total open space proposed is 59,845 sq. ft. (42.9% of site area).
- Total parking required is 80 spaces, provided is 80 spaces in garages and additional spaces in front of garages.
- Access will be from Doubletree Road NE.
- Storm water detention has been development for the overall development and is not needed on this site.

### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on July 18, 2013 and recommended approval unanimously on an 8 to 0 vote. There were no objectors present. A portion of the minutes are</li> </ul>

	enclosed as Attachment A.
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance are scheduled for August 27, 2013.</li> <li>Two additional readings of the Ordinance are required by State law before approval is final.</li> <li>Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends setting the public hearing.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

## Location Map





**Attachment A**  
City Planning Commission  
City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, IA 52401  
Telephone: (319) 286-5041

**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, July 18, 2013 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Allan Thoms  
Mike Tertinger  
Carletta Knox-Seymour  
Virginia Wilts  
Samantha Dahlby  
Richard Pankey

DSD Staff: Vern Zakostelecky, Planner  
Joe Mailander, Manager  
Dave Houg, Zoning Specialist

CD Staff: Seth Gunnerson, Planner  
Betty Sheets, Administrative Assistant

The meeting was called to order at 3:03 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from June 27, 2013 and called for additions or corrections.

Commissioner Tertinger made a motion to approve the minutes from June 27, 2013. Commissioner Wilts seconded the motion. The motion passed unanimously with none opposed.

Commissioner Overland called for a motion to approve the agenda. Allan Thoms stated he would be recusing himself from the discussion of the Conditional Use at 4200 1<sup>st</sup> Avenue NE because he has a contractual contract with Verizon. Commissioner Pankey stated he would be recusing himself from the discussion of 5610 4<sup>th</sup> Street Court SW because he is the developer.

Commissioner Knox-Seymour made a motion to approve the agenda. Commissioner Halverson seconded the motion. The motion passed unanimously with none opposed.

## **REGULAR AGENDA**

### ***1. Case Name: 1010 Boyson Road NE (Rezoning) Case No: RZNE-003427-2013 Case Manager: Vern Zakostelecky***

Recommendation for approval of a rezoning from O-S, Office/Service Zone District to RMF-1, Multiple Family Residence Zone District as requested by The Commons at Boyson Park LLC (Applicant) and SB/CB Partnership (Titleholder).

Vern Zakostelecky, Development Services, stated the subject property is currently undeveloped and the applicant is requesting rezoning to allow for the development of a multi-family owner occupied condominium complex. The Preliminary Site Development Plan as submitted, shows the following proposed improvements to the property: The site area is 139,392 sq ft (3.20 acres); the proposed structures will include 4 buildings with 10 condominiums units in each building; total parking required and provided is 80 spaces with additional parking in front of garages; the access will be from Doubletree Road and there is no need for storm water detention as that has been developed. Mr. Zakostelecky presented the location map, aerial photo of the site, site plan and renderings. The applicant held a neighborhood meeting with no major concerns expressed.

Commissioner Overland called for questions of Mr. Zakostelecky. Commissioner Thoms asked if there was any concern about traffic. Mr. Zakostelecky reported that Traffic Engineering looked at this and did not have a concern with the density.

Commissioner Overland called for a representative of the applicant. Chad Pelley, Hall & Hall Engineers, 1860 Boyson Road was present stating Vern did a great job of explaining this project. This property has been vacant for 18 years and he thinks it is a wonderful project complementary to the neighborhood.

Commissioner Overland asked if there were any questions of the representative. Commissioner Dahlby stated that looking at the plan it looked like there are sidewalks that go up to the private drives but no sidewalks within the development area. Mr. Pelley stated sidewalks will be along Boyson and Doubletree as developments like this often do not have connecting sidewalks to allow for more green space.

Commissioner Overland called for members of the public who wished to speak. No member of the public wished to speak.

Commissioner Overland called for a motion to approve the Rezoning. Commissioner Halverson made a motion to approve the Rezoning from O-S, Office/Service Zone District to RMF-1, Multiple Family Residence Zone District. Commissioner Thoms seconded the motion.

Commissioner Overland called for discussion on the motion. Commissioner Overland stated he likes the design and thought it is a complementary development to the neighborhood. Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 3:48 p.m.

Respectfully Submitted, Betty Sheets, Administrative Assistant II, Community Development



## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☒ **Consent**      ☐ **Ordinance**      ☐ **Regular Agenda**

Motion setting a public hearing for September 24, 2013 to consider a change of zone for property at 6677 16<sup>th</sup> Avenue SW from A, Agriculture Zone District and C-3, Regional Commercial Zone District to PUD-1, Planned Unit Development One Zone District as requested by Sharp Investments, LLC. CIP/DID #RZNE-004447-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on August 29, 2013 and recommended unanimous approval by a vote of 6 to 0. There were objections from the neighborhood.

The applicant is requesting rezoning to allow for a mixed use development. The mix of uses proposed are commercial, office, and multi-family and single-family residential. The property is currently developed as a 9-hole golf course with a club house.

The Master Plan consists of the following:

- Rezoning to PUD-1, Planned Unit Development One Zone District
- Redevelop 9-hole golf course with a mixed of uses including commercial, office, multi & single-family residential.
- Total site is approximately 37 acres.
- Access to Stoney Point Road & 16<sup>th</sup> Avenue SW.
- Street extensions to south & west property line to allow for future connectivity.
- Existing club house to be converted to office/commercial use.
- Metal building to be removed
- Phasing Plan:
  - ✓ Development will be in phases based on market demand for the different uses
- Proposed Uses:
  - ✓ Commercial along 16<sup>th</sup> Avenue & corner of 16<sup>th</sup> Avenue & Stoney Point Road SW
  - ✓ Commercial/office going south
  - ✓ Multi-family residential at southwest corner
  - ✓ Single-family residential at southeast corner
  - ✓ No specific uses have been identified.

A requirement of the PUD Zoning District approval is to enter into a development agreement with the

City that is approved by City Council resolution. The development agreement includes the following information:

- Estimated phasing for the development.
- Level of design the property will be developed including the State green building standards, creative storm water management techniques, landscaping that exceeds the City's minimum requirements and parking in the rear with the buildings closer to the street were feasible.

The development agreement also includes modifications/variances the applicant is asking for in exchange for a higher level of building and site design including:

- Reduced front yard setbacks.

**Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"><li>• City staff reviewed the application and recommended revisions, which were made.</li></ul>
City Planning Commission review	<ul style="list-style-type: none"><li>• The City Planning Commission reviewed the application on August 29, 2013 and recommended unanimous approval by a 6 to 0 vote.</li></ul>
City Council consideration	<ul style="list-style-type: none"><li>• A Public Hearing and First Reading of the Ordinance are scheduled for September 24, 2013.</li><li>• Two additional readings of the Ordinance are required by State law before approval is final.</li><li>• Approval will be subject to the conditions stated in the Ordinance.</li></ul>

**Action / Recommendation:**

City staff recommends setting the public hearing.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

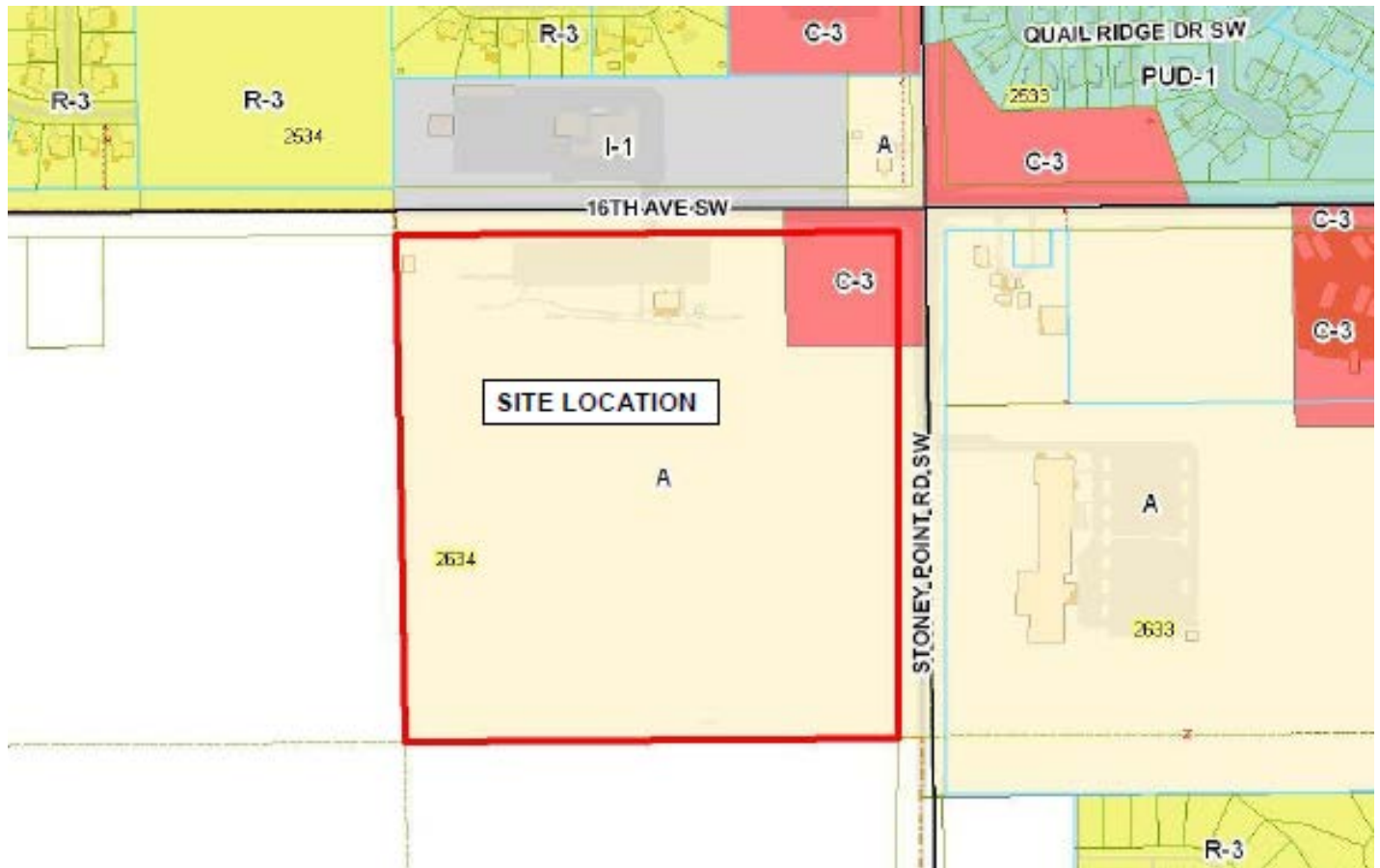
**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**



## Location Map





## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☒ **Consent**      ☐ **Public Hearing**      ☐ **Regular Agenda**

Motion setting a public hearing for September 24, 2013 to consider a change of zone for property at 3015 and 3233 Blairs Ferry Road NE from A, Agriculture Zone District to C-2, Community Commercial Zone District as requested by Linn Area Credit Union and the First Assembly of God Church. CIP/DID #RZNE-004536-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on August 29, 2013 and recommended unanimously for approval on a 6 to 0 vote. There was one objector in attendance.

The applicant is requesting rezoning to allow for expansion of their existing credit union. The property is currently an undeveloped portion of the First Assembly of God Church property.

The Preliminary Site Development Plan consists of the following:

- Total site area is 2.59 acres including the credit union & church property.
- Total building area is 29,936 sq. ft. including 18,702 sq. ft. existing and 11,234 sq. ft. for the proposed addition.
- Total hard surface are proposed including building is 85,577 sq. ft.
- Total open space- proposed is 2,724 sq. ft. (24.1% of total site area).
- Total parking required is 120 spaces-provided are 130 spaces including 5 handicap spaces.
- Access will remain the same from Blairs Ferry Road NE.
- Storm water management for the new improvements will be provided underground in the new parking area.

### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on August 29, 2013 and recommended approval unanimously on a 6 to 0 vote. There was one objector present. A portion of the minutes are enclosed as Attachment A.</li> </ul>
City Council	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance are scheduled</li> </ul>





## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky **Phone Number/Ext:** 319 286-5043  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Alternate Contact Person:** Joe Mailander **Phone Number/Ext:** 319 286-5822  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting a public hearing for September 24, 2013 to consider a change of zone for 32 City-owned properties for the Single Family New Construction Program, locally known as the ROOTs Program, from R-3, Single Family Residence Zone District; R-3D, Two Family Residence Zone District; RMF-1, Multiple Family Residence Zone District; RMF-2, Multiple Family Residence Zone District and O-S, Office/Service Zone District to R-TN, Traditional Neighborhood Residence Zone District for proposed ROOTs lots as requested by the City of Cedar Rapids (**FLOOD**). CIP/DID #RZNE-005279-2013 and 540257

### **Background:**

This is the sixth batch of City owned properties brought before the City Council for rezoning. These properties are being requested to be rezoned to R-TN, Residential Traditional Neighborhood, in order to remove technical barriers to redevelopment. It is anticipated that these properties will be developed as part of the City's ROOTs Program. The Administrative Plan directed by City Council limited the program to infill within the Neighborhood Revitalization Area, the area outside the Construction /Study Area and Greenway as well as the 100-year floodplain. In addition, the City would utilize lots that are being acquired through the Voluntary Acquisition Program and provide those to developers at no cost and in exchange for consideration of the reinvestment of new housing. The properties are located at:

1003 3rd Street SW	713 F Avenue NW
1007 3rd Street SW	718 L Street SW
1205 3rd Street SW	719 H Avenue NW
1406 M Street SW	724 F Avenue NW
1406 N Street SW	818 10th Street SW
235 11th Street NW	916 G Avenue NW
330 Rockford Road SW	922 9th Street SW
358 7th Avenue SW	923 5th Avenue SW
410 4th Avenue SW	928 7th Street SW
422 7th Avenue SW	217 7th Avenue SW
500 F Avenue NW	221 7 <sup>th</sup> Avenue SW
502 F Avenue NW	1201 N Street SW
503 6th Avenue SW	387 12th Avenue SW
612 L Street SW	1309 8th Street NW
623 3rd Avenue SW	1111 3rd Street SW
1019 11 <sup>th</sup> Street NW	1347 F Avenue NW

**Rezoning:**

The 32 properties being brought forward by a City-initiated rezoning are in areas of residential redevelopment identified through the Neighborhood Planning Process. These properties are zoned R-3, R-3D, RMF-1, RMF-2, and O-S. As is the case with nearly all of the lots, the current zoning classification is not an appropriate match for the size and square footage of the lots making them legal non-conforming lots. The rezoning to the R-TN will allow new housing to blend into the neighborhood context in terms of meeting setbacks of the neighborhood. In addition, it is important that there not be any issues such as the need for variances in current zoning or being legal non-conforming lots, which might create financing issues with lenders, future buyers or with homeowners insurance. The zoning of the lots were established prior to the City's adoption of the R-TN Zoning District, which was used in the Oakhill/Jackson Neighborhood as part of the City's Housing and Neighborhood Development (HAND ) program. In mimicking the results that were achieved through the HAND project, staff is initiating rezoning on all City-owned lots to the R-TN Zoning District prior to deeding of the properties to the identified developers for in-fill construction of new flood replacement housing. The attached map provides an overview of where the properties proposed for rezoning are located.

After a presentation by Community Development staff and any comments, issues, and/or concerns are heard from citizens, City staff will be looking for a recommendation to forward to City Council.

City Planning Commission reviewed this City initiated rezoning on August 29, 2013 and unanimously recommended approval.

**Application Process:**

Actions	Comments
City staff review	<ul style="list-style-type: none"><li>City staff reviewed the lots and recommend approval of this amendment.</li></ul>
City Planning Commission review	<ul style="list-style-type: none"><li>City Planning Commission reviewed the application on August 29, 2013. This is a flood related item since the redevelopment of these lots will provide flood replacement housing.</li></ul>
City Council consideration	<ul style="list-style-type: none"><li>The next step in the process is to hold a Public Hearing on September 24, 2013 at the City Council meeting to consider this application and allow for public input.</li><li>After the Public Hearing and the First Reading, two additional readings of the Ordinance by City Council are required by State law before approval is final.</li></ul>

**Action / Recommendation:**

City staff recommends setting the public hearing.

**Alternative Recommendation:**

Table the motion and request additional information.

**Time Sensitivity:**

The Community Development Department Housing Division is requesting City Council adopt the rezoning by voting on all three of the readings on September 24, 2013 in order to make the properties available to developers to start building housing this fall.

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒



**Explanation:**

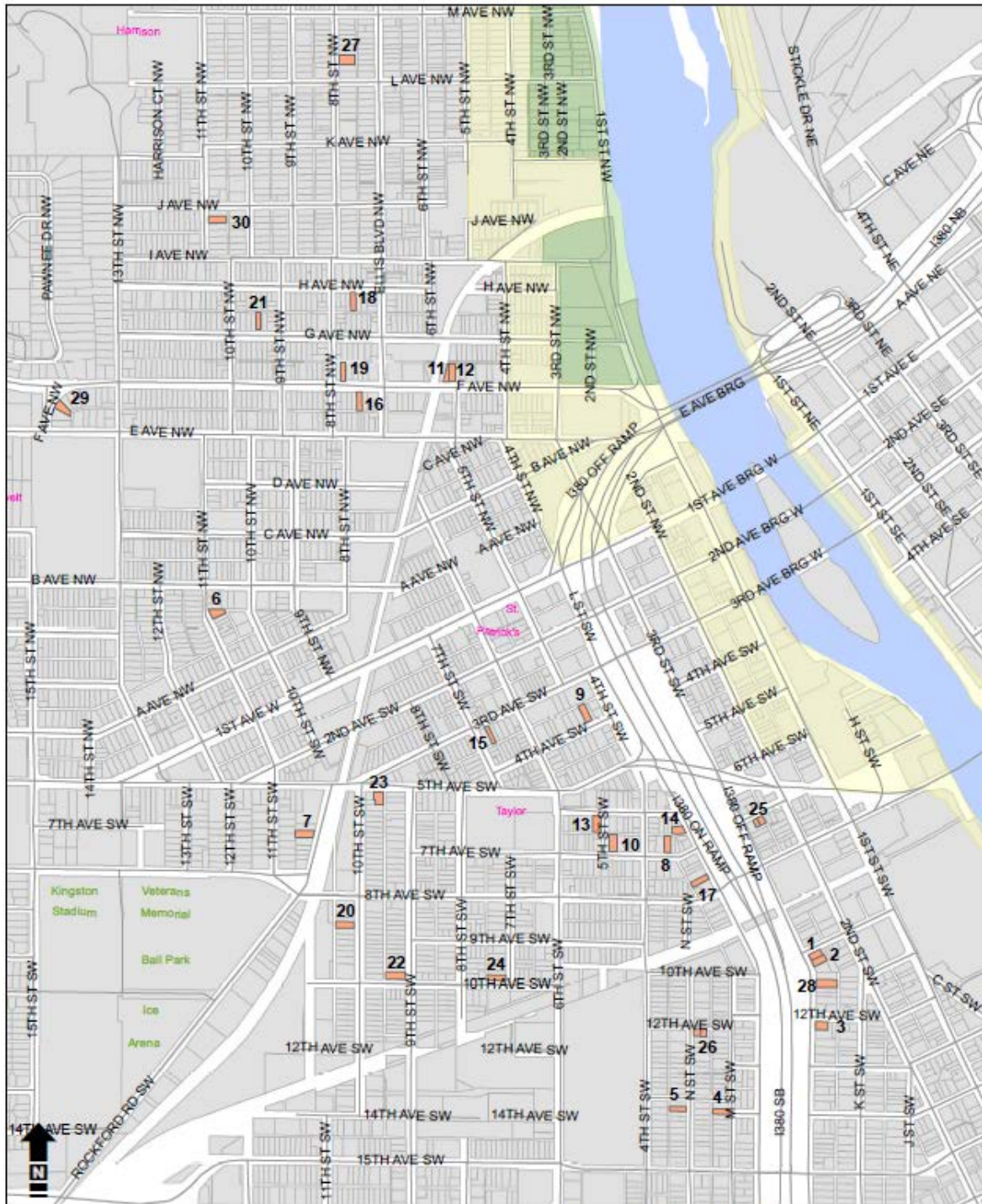
**Recommended by Council Committee**

Yes ☐


No ☐

N/A ☒

**Explanation (if necessary):**



**Rezoning #6**

 Parcels to be Rezoned  Greenway  Construction/Study Area

0 0.15 0.3 Miles

City of Cedar Rapids  
Community Development  
101 First Street SE  
Cedar Rapids, Iowa 52401



## Council Agenda Item Cover Sheet

### MOTION TO SET PUBLIC HEARING

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis  
**E-mail Address:** RobD@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Carol Morgan  
**E-mail Address:** c.morgan@cedar-rapids.org

**Phone Number/Extension:** 5092

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Motion to set a public hearing for September 24, 2013 to consider the continuation of the disposition of excess City-owned property by sealed bid and described as a single family residential property located at 1816 Hamilton Street SW. CIP/DID #33025000004-00

**Background:**

The City of Cedar Rapids acquired this parcel in April of 2013 through the Voluntary Property Acquisition Project. The City received interest from the public to dispose of this property and include the existing structure. As determined by the City Assessor, the most recent assessed value of this single family residential property is \$91,081 which will be the list price for the sealed bid process.

Before the City can proceed with the disposition of this real estate, in accordance with the Iowa Code, the City Council must hold a public hearing providing the opportunity for public input. Subsequently, the City Council shall vote on a resolution authorizing the disposition by sealed bid or vote not to dispose of this City-owned property.

By disposing of this property, the City will no longer be responsible for the maintenance of the property and will attain the goal of placing this property back on the tax roll.

**Action / Recommendation:**

If there are no objections during the public hearing, the Public Works Department recommends approving the resolution continuing the disposition of the excess City-owned property located at 1816 Hamilton Street SW.

**Alternative to the Recommendation:**

Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel, or demolish the structure and sell the vacant lot.

**Time Sensitivity:** Normal

**Resolution Date:** September 24, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** N/A

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Does not fit the criteria, therefore, does not apply.

**Recommended by Council Committee:** Yes ☒ No ☐ N/A ☐

**Explanation (if necessary):** Recommended by Flood Recovery Committee

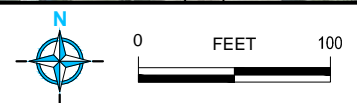




Cadd File Name: W:\PROJECTS\CI\330330250\330250 Council Map.dwg



**CDBG ACQUIRED PARCELS  
DISPOSITION OF RESIDENTIAL PROPERTY  
1816 Hamilton Street SW**



330250-0004





## Council Agenda Cover Sheet Motion Setting Public Hearing

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis  
**E-mail Address:** RobD@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Carol Morgan  
**E-mail Address:** c.morgan@cedar-rapids.org

**Phone Number/Extension:** 5092

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Motion setting public hearing for September 24, 2013, to consider the execution of an Easement Agreement with Qwest Corporation d/b/a CenturyLink QC in connection with improvements to hi-speed internet service for property located on City-owned land easterly of and adjacent to 5750 1<sup>st</sup> Avenue NW. CIP/DID #49-13-031

**Background:**

The City of Cedar Rapids has received a request from Qwest Corporation d/b/a CenturyLink QC, to grant a permanent easement to accommodate existing buried cables, cabinet and the placement of new cabinets for hi-speed internet service on land easterly of and adjacent to 5750 1st Avenue NW.

**Action / Recommendation:**

The Public Works Department recommends approving the execution of easement agreement to Qwest Corporation.

**Alternative to the Recommendation:**

If the Council does not vote to approve this easement, Qwest Corporation will be required to revise their plans for these improvements.

**Time Sensitivity:** Normal

**Resolution Date:** September 24, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local preference policy does not apply to the granting of easements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Joe O'Hern

**Phone Number/Ext:** 319 286-5292

**Email:** [j.ohern@cedar-rapids.org](mailto:j.ohern@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent**      ☐ **Public Hearing**      ☐ **Regular Agenda**

Motion setting a public hearing for October 8, 2013 to consider a request for an amendment to the RuffaloCODY Urban Revitalization Area Plan to include additional property at the corner of at the southwest corner of Kirkwood Parkway and C Street SW. CIP/DID #814580

### **Background:**

A request has been submitted by Frantz-Hobart Community Investors for an expansion of the existing RuffaloCODY Urban Revitalization Area to include property to the south. This additional property would be part of a larger master development called Prairie Crossings. By amending the existing Urban Revitalization Plan, the area would be expanded and projects qualifying for partial property tax exemption would be defined. Specifically, buildings must be compatible with the RuffaloCODY office facility with similar landscaping and amenities for a consistent development that creates a sense of place. This larger master development approach would also include a centrally located pond and walking trail throughout the property which connects with the City's trail system.

Future development in the property must comply with the requirements of the amended RuffaloCODY Urban Revitalization Plan. If eligible, projects would qualify for a partial tax exemption through a ten-year, declining scale exemption, and averaging 44% per year, applied only to the increased property valuation generated by the new addition.

### **Action / Recommendation:**

City staff recommends setting the public hearing.

### **Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

N/A

**Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

## **Motion Item Cover Sheet**

☒ **Consent Agenda**

☐ **Regular Agenda**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Utilities Department– Water Pollution Control Facility

**Presenter at meeting:** Steve Hershner **Phone:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Matt Jensen **Phone:** 5937 **E-mail:** [m.jensen@cedar-rapids.org](mailto:m.jensen@cedar-rapids.org)

### **Description of Agenda Item:**

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for September 24, 2013 and advertising for bids by publishing notice to bidders for the WPC Cryogenic Plant Upgrades project and authorizing the Utilities Director, or designee, to receive and open the bids and publicly announce the results on October 23, 2013 (estimated cost is \$2,500,000). CIP/DID #615180-03

### **Background:**

The City of Cedar Rapids WPC (Water Pollution Control) Facility owns and operates a cryogenic liquid oxygen plant that produces gaseous pure and liquid oxygen for use in the treatment of industrial wastewater. The cryogenic plant is 30+ years old and is still using the same pneumatic control system that was originally installed during construction. Spare parts for the pneumatic control system have become increasingly difficult to find due to the technological obsolescence of pneumatic control systems. The primary intent of this project is to convert the pneumatic control system for the cryogenic plant to an electronic control system, similar to what is industry standard at this time.

The project also includes several other equipment upgrades to improve the efficiency of the cryogenic plant and to minimize the amount of future maintenance required to keep the plant operational. This includes the replacement of the existing cooling tower, replacement of the liquid oxygen vaporizers with a new model that requires less energy and less maintenance, and re-sealing of the CAS Deck to prevent gaseous pure oxygen from being wasted by leaking out the joints in the deck.

This filing is a re-bidding of the project since last April. A review of the bidding documents was undertaken with the one bidder, and with other potential bidders. This review revealed that, among other things, cryogenic process control firms prefer the role of a subcontractor. Changes made to the bidding documents for this re-bidding of the project include promoting general contractors bidding the project with the approved cryogenic control specialist firms identified for use as subcontractors, and extension of milestone dates to give the contractors more flexibility in their construction schedules.

### **Action / Recommendation:**

The Utilities Department – WPC Division staff recommends that the plans and specifications be filed with the City Clerk's Office on September 10, 2013 and a Notice of Hearing and Letting be published on September 14, 2013. A Public Hearing is scheduled for September 24, 2013 and bids will be opened on October 23, 2013.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 9-10-13

**Resolution Date:** 9-10-13

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2013 and FY2014 WPC Capital Improvement Projects budget.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$3,500,000 in the FY2014 Capital Improvement Projects budget for WPC for the construction of the WPC Cryogenic Plant Upgrades. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615180.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** Capital Improvement Projects are not subject to local preference policy.

**Recommend by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** 09-10-13

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Email:**

**Alternate Contact Person:** Judy Lehman

**Phone Number/Ext:** x5022

**Email:** [j.lehman@cedar-rapids.org](mailto:j.lehman@cedar-rapids.org)

### **Description of Agenda Item:**

Motion authorizing publication of a public notice that on September 24, 2013 a resolution will be considered to execute a Rental Agreement with Koch Brothers for the rental of three Lanier digital copiers for the following city departments; Sewer/Streets, Engineering, and Building Services. (CIP/DID #0813-042)

### **Background:**

The proposed digital copiers are replacements copiers for existing copiers that have reached the end of their useful life. These copiers will be placed in the new City Services Center.

	City Department	Make/Model	Price per Page Black & White	Price per Page Color
1	Building Services	Lanier MPC3003	.0271	.069
2	Engineering	Lanier MPC3003	.0271	.069
3	Sewer/Streets	Lanier MPC4503	.0271	.069

These rental agreements will be for a period of 60 months. The cost per copy is based upon the size of the machine and the anticipated volume. The cost per copy includes all service, parts, labor and toner.

### **Action / Recommendation:**

Recommend that City Council authorize publication of a public notice that on September 24, 2013 a resolution will be considered to execute a Rental Agreement with Koch Brothers for the rental of three Lanier digital copiers as described above.

### **Alternative Recommendation:**

none

**Time Sensitivity:** Not time sensitive

**Resolution Date:** 09-10-13

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** Departments' operating budgets

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** Piggyback on to the University of IA contract #14428. Koch Brothers is a certified local business.

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**



## COUNCIL AGENDA ITEM COVER SHEET

**Meeting Date:** 9/10/2013

**Submitting Department:** City Clerk

**Presenter at Meeting:** Chief Jerman

**Phone Number/Ext:** 5374

**Email:**

**Alternate Contact Person:** Wanda Miller

**Phone Number/Ext:** 5274

**Email:** wandam@cedar-rapids.org

### Description of Agenda Item:

Motion approving the beer/liquor/wine applications of:

1. 1st Avenue Wine House, 3412 1ST AVE NE;
2. Bulicek's Deli & Brew, 1616 6TH ST SW;
3. Butcher Block Steakhouse, 1117 1ST AVE SE;
4. Cactus Mexican Grill & Cantina, 588 BOYSON RD NE;
5. CVS/Pharmacy #8443, 3419 16TH AVE SW;
6. Juke Joint, 1736 16TH AVE SW (new-formerly F-13);
7. Kum & Go #508, 30 FOUR OAKS DR SW;
8. McGrath Amphitheatre Cedar Rapids, 475 1st ST SW (5-day permit for an event on September 28, 2013);
9. McGrath Amphitheatre Cedar Rapids, 475 1st ST SW (5-day permit for an event on September 14, 2013);
10. Moose McDuffy's, 834 1ST AVE NE;
11. Paddy O'Rourke's, 608 16TH ST NE (outdoor service for an event on September 20-21, 2013);
12. Panchero's Mexican Grill, 5300 EDGEWOOD RD NE;
13. Rumors, 400 F AVE NW (outdoor service for an event on September 27-28, 2013);
14. Sam's Club #8162, 2605 BLAIRS FERRY RD NE;
15. Zeppelins, 5300 EDGEWOOD RD NE;
16. Zins, 227 2ND AVE SE;

### Background:

**Action/Recommendation:** Approve motion to grant new and/or renewal licenses.

**Alternative Recommendation:**



**Time Sensitivity:**

**Resolution Date:** N/A

**Estimated Presentation Time:** N/A

**Budget Information (if applicable):** N/A

**Local Preference Policy:** Applies Exempt ☒

**Explanation:**

**Recommended by Council Committee:** Yes No N/A

**Explanation: (if necessary):**



## Cedar Rapids Police Department Memorandum

**To:** Chief Jerman

**From:** Lt. Walter Deeds

**Subject:** Beer/Liquor License Applications Calls For Service Summary

**Date:** 9/10/2013

Business Name/Address	Total Calls	Public Intox Intox	DriverDisturbances	
1st Avenue Wine House 3412 1ST AVE NE	1	0	0	0
Bulicek's Deli & Brew 1616 6TH ST SW	9	0	0	0
Butcher Block Steakhouse 1117 1ST AVE SE	49	1	0	0
Cactus Mexican Grill & Cantina 588 BOYSON RD NE	4	0	0	0
CVS/Pharmacy #8443 3419 16TH AVE SW	71	1	0	3
Juke Joint 1736 16TH AVE SW	0	0	0	0
Kum & Go #508 30 FOUR OAKS DR SW	164	0	0	9
McGrath Amphitheatre Cedar Rapids 475 1st ST SW	0	0	0	0

McGrath Amphitheatre Cedar Rapids 475 1st ST SW	0	0	0	0
Moose McDuffy's 834 1ST AVE NE	33	1	0	1
Paddy O'Rourke's 608 16TH ST NE	46	1	1	7
Panchero's Mexican Grill 5300 EDGEWOOD RD NE	9	0	0	0
Rumors 400 F AVE NW	229	3	1	6
Sam's Club #8162 2605 BLAIRS FERRY RD NE	49	1	0	7
Zeppelins 5300 EDGEWOOD RD NE	1	0	0	0
Zins 227 2ND AVE SE	0	0	0	0

## RESOLUTION NO.

WHEREAS, the attached listing of bills dated September 10, 2013 has been examined and approved by the proper departments, therefore:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids Finance Director be and is hereby authorized and directed to draw checks on the City Treasurer in favor of the holders thereof and for the various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

Passed this 10<sup>th</sup> day of September, 2013.

REC  
TED  
FIR  
PD  
TRS  
EIA

FIN  
CLK  
VET  
WTR  
WPC  
STR

RESOLUTION NO.

TRANSFER OF FUNDS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Treasurer and City of Cedar Rapids Finance Director are hereby authorized and directed to transfer funds as per the attached listing.

Passed this 10<sup>th</sup> day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** City Clerk

**Presenter at meeting:** Amy Stevenson

**Phone Number/Ext:** 319-286-5061

**Email:** [a.stevenson@cedar-rapids.org](mailto:a.stevenson@cedar-rapids.org)

**Alternate Contact Person:** Diane Weimer

**Phone Number/Ext:** 319-286-5272

**Email:** [d.weimer@cedar-rapids.org](mailto:d.weimer@cedar-rapids.org)

**Description of Agenda Item:** (insert same wording as used on agenda summary)

Resolution appointing Tom Capo (effective through June 30, 2014) to the Civil Rights Commission. CIP/DID #629963

**Background:**

Tom Capo will fulfill the term of a commission member who resigned.

**Action / Recommendation:**

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:**

**Budget Information (if applicable):**

**Local Preference Policy** Applies ☐ Exempt ☐

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☐

**Explanation (if necessary):**



## A P P O I N T M E N T

I, Ron Corbett, Mayor of the City of Cedar Rapids, in accordance with Section 2.06 of the Home Rule Charter, and subject to the advice and consent of the Cedar Rapids City Council hereby appoint the following individual to serve on the Civil Rights Commission for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Tom Capo	09/10/2013	06/30/2014

## RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Tom Capo to the Civil Rights Commission for the term indicated above is hereby given.

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** City Manager's Office

**Presenter at meeting:** Sandi Fowler  
**Email:** [s.fowler@cedar-rapids.org](mailto:s.fowler@cedar-rapids.org)

**Phone Number/Ext:** 319-286-5077

**Alternate Contact Person:** Kim Greene  
**Email:** [kimg@cedar-rapids.org](mailto:kimg@cedar-rapids.org)

**Phone Number/Ext:** 319-286-5083

**Description of Agenda Item:** (insert same wording as used on agenda summary)

Resolution approving the Cedar Rapids Community School District "Five Seasons Invitational Marching Band Competition" event on October 5, 2013. CIP/DID #885959

**Background:**

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure in Cedar Rapids. Street closures require City Council approval.

**Action / Recommendation:**

Approve motion for this event.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** N/A

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt X

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A X

**Explanation (if necessary):**

## RESOLUTION NO.

WHEREAS, Thad Driskell on behalf of the Cedar Rapids Community School District has requested approval to hold the "Five Seasons Invitational Marching Band Competition" event at Kingston Stadium from Noon until 11 PM (including setup and teardown) on Saturday, October 5, 2013, and

WHEREAS, the application requests approval to close Center Drive SW between 15<sup>th</sup> Street SW and Kurt Warner Drive SW from 3 PM until 10:30 PM, and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the request is approved subject to the following conditions:

1. Applicant shall contact and hire an insured traffic control contractor that shall provide all barricades and traffic control required for the street closure.

All barricades and traffic control shall conform to the requirements of the Manual on Uniform Traffic Control Devices.

Applicant shall provide the name and phone number of the company providing the barricades and traffic control to the Police Department and the Traffic Engineering Division prior to the event.

2. Applicant shall contact the Sgt. Mark Andries of the Police Department (319-286-5438) at least 30 days before the event to hire off-duty police officers to provide traffic control deemed necessary by the City to maintain the flow and safety of vehicular and pedestrian traffic.

- Applicant will be required to hire one off-duty officer from 3 PM until 11 PM at an estimated cost of \$392.

3. Applicant shall provide written event notification to all property owners adjacent to the areas of the street closure.

Notification shall include the location and date of the event, time required for the street closure, and the name and telephone number of the applicant's contact person.

A copy of the notification shall be provided to the City Manager's Office and Traffic Engineering Division.

4. Applicant shall provide adequate adult volunteers to assist with event monitoring, participant safety and parking in the lower lot for Kingston Stadium.
5. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.
6. Applicant agrees that any pavement markings required for this event will be done with prior approval of the City Traffic Engineering Division and no permanent markings of any type will be permitted.

7. Applicant and food vendors shall meet all applicable requirements of both the Linn County Health Department and the City Code.
8. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
9. Applicant shall provide cleanup of the affected area and shall reimburse the City for damage to any portion of public property.
10. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
11. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and shall place on file at the City Clerk's Office a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet**☒ **Consent Agenda**      ☐ **Regular Agenda****Council Meeting Date:** September 10, 2013**Submitting Department:** Utilities – Water Division**Presenter at meeting:** Steve Hershner    **Phone No.:** 5281    **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)**Alternate Contact:** Kevin Kirchner    **Phone No.:** 5902    **E-mail:** [k.kirchner@cedar-rapids.org](mailto:k.kirchner@cedar-rapids.org)**Description of Agenda Item:**

Resolutions approving assessment actions:

- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 30 properties; CIP/DID #

Resolution to Assess (Intent) – Various Properties for Delinquent Municipal Utility Bills, Penalties and Iowa Sales Tax. (Out of the 30 properties to be liened, there are two flood properties. The property address listing is included with the resolution.)

**Background:**

The Utilities Department – Water Division is responsible for the billing and collection of municipal utility bills for water, sewer, storm sewer, solid waste and recycling services provided to our customers. The Water Division initiates the Notice of Intent to Assess process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. Below are the steps taken in typical situations:

- Friendly Reminder is mailed
- Final Notice is mailed
- Door Tag is placed at premise
- Services are terminated

A Notice of Intent to Assess letter is mailed (after Council approves the Resolution of Intent to Assess) giving the property owners 30 days to pay their delinquent municipal utility bill before a resolution for special assessment is approved by City Council to lien properties.

**Action / Recommendation:** The Utilities Department – Water Division recommends that the Resolution for Intent to Assess various properties for delinquent municipal utility bills be approved.

**Alternative Recommendation (if applicable):** The City Council could decide not to assess delinquent utility bills or they could approve lien intents to assess properties as a motion item eliminating the need for a resolution.

**Time Sensitivity:** None, routine item**Resolution Date:** 9/10/13**Estimated Presentation Time:** 0 Minute(s)**Budget Information (if applicable):** N/A**Local Preference Policy**      Applies ☐    Exempt ☒**Explanation:** N/A**Recommended by Council Committee**      Yes ☐      No ☐      N/A ☒**Explanation (if necessary):**



RESOLUTION NO.

**INTENT TO ASSESS**

WHEREAS, utility service charges (water, sewer, storm sewer, solid waste and recycling), penalties and Iowa sales tax have been provided to various properties in the City of Cedar Rapids, Iowa, and

WHEREAS, the occupants of the properties have failed to pay the municipal utility billings mailed for the utility service charges, and

WHEREAS, the utility service charges are now delinquent at these properties, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that special assessments be made against the properties and for the amounts shown on the attached listing, will be made by the City Council on the 22<sup>nd</sup> day of October, 2013 and notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 11:00 a.m., October 22, 2013.

Passed this 10<sup>th</sup> day of September, 2013.

## LIEN INTENTS (SPECIAL ASSESSMENTS) 9-10-13

				Lien Intents 9-10-13		
#		Balance Due		Premise Address		Flood
1		\$ 151.83		210 LA SALLE DR SW		
2		\$ 134.33		287 13TH ST NW #A		
3		\$ 106.84		365 21ST ST SE		
4		\$ 208.82		386 16TH ST SE		
5		\$ 151.23		524 4TH ST SW #C		Y
6		\$ 103.24		767 GATEWAY ST NE		
7		\$ 145.40		843 CAMBURN CT SE		
8		\$ 146.56		886 14TH ST NE		
9		\$ 216.41		900 C AVE NW		
10		\$ 111.30		1007 E AVE NW		Y
11		\$ 199.59		1016 11TH AVE SE		
12		\$ 199.08		1029 11TH AVE SE		
13		\$ 115.97		1074 EDGEWOOD RD NW		
14		\$ 130.27		1101 15TH AVE SW		
15		\$ 157.48		1210 18TH AVE SW		
16		\$ 273.77		1228 6TH AVE SE		
17		\$ 135.99		1329 G AVE NE		
18		\$ 141.25		1722 B AVE NW		
19		\$ 116.85		1746 RICHMOND RD NE		
20		\$ 163.33		1811 D AVE NE		
21		\$ 256.96		1923 MT VERNON RD SE		
22		\$ 186.04		1927 1ST AVE SE		
23		\$ 140.10		2311 1ST AVE SE		
24		\$ 96.56		2429 33RD AVE SW		
25		\$		2704 D AVE NW		

		140.07			
26		\$ 105.81		2801 C ST SW	
27		\$ 613.44		2916 STRATFORD LN SW	
28		\$ 122.00		4324 BENTON ST NE	
29		\$ 595.84		4950 JOHNSON AVE NW	
30		\$ 93.57		9217 LAWRENCE DR E SW	
		\$ 5,459.93		<b>Grand Total</b>	
		<b>30</b>		<b>Number of Properties</b>	
		\$ 93.57		<b>Balance Due - Low</b>	
		\$ 613.44		<b>Balance Due - High</b>	



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Finance Department

**Presenter at meeting:** Casey Drew

**Phone Number/Ext:** 5097

**Email:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Alternate Contact Person:** Judy Jones

**Phone Number/Ext:** 5134

**Email:** [j.jones2@cedar-rapids.org](mailto:j.jones2@cedar-rapids.org)

**Description of Agenda Item:**

Levy Special Assessments for delinquent weed mowing charges - 105 properties.

**Background:**

The Finance Department is responsible for the billing and collection of charges incurred by the Public Works Maintenance Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between June 28, 2013 and July 30, 2013, ninety-eight (98) property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$16,247.50.

Following approval of the Special Assessment Resolution, the delinquent information will be filed with the Linn County Treasurer. This becomes a Special Assessment against the properties and has equal precedence to property taxes.

**Action / Recommendation:**

The Finance Department recommends approval of the Resolution to levy Special Assessments.

**Alternative Recommendation:**

Should the City Council decide not to approve the resolution, the City will not be reimbursed for work performed by the contractor and paid for by the City.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** PW Operating – Roadside Vegetation Mgmt

**Local Preference Policy** Applies ☐ Exempt ☒

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

# RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on one hundred five (105) properties in violation of the City's Weed Ordinance 046-12 and the Municipal Code Chapter 21.13;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$16,247.50, as shown below, and which have been invoiced and are on file with the Finance Department, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Linn County Treasurer in order that the said assessments may be collected in the same manner as property taxes.

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	619 Moose Dr NW	Midwest Development Co	145.00	7/1/2013	132433000700000	AST-10006408
2	624 Moose Dr NW	Midwest Development Co	145.00	7/1/2013	132432901500000	AST-10006409
3	625 Moose Dr NW	Midwest Development Co	145.00	7/1/2013	132433000600000	AST-10006407
4	631 Moose Dr NW	Midwest Development Co	145.00	7/1/2013	132433000500000	AST-10006406
5	51 33rd Ave SW	Weather Shield Corp	145.00	6/28/2013	190417700600000	AST-10006398
6	0 Vacant Land SW	James M Hoke	162.50	7/5/2013	190412902000000	AST-10006391
7	3200 Bowling St SW	Patricia K Hartson	162.50	7/17/2013	190410102200000	AST-10006422
8	312 E Ave NW	Norma J Brannaman	145.00	7/12/2013	142048601300000	AST-10006332
9	1015 8th St SE	Chris & Kathryn M Pyle	145.00	7/5/2013	142723901500000	AST-10006387
10	821 10th Ave SE	Johnnie P Dickson Estate	145.00	7/29/2013	142723500200000	AST-10006476
11	5301 Kesler Rd NW	Robert K Miell	145.00	7/10/2013	132618201400000	AST-10006339
12	6524 Laurel Ln NE	Robert K Miell	145.00	7/8/2013	113342700200000	AST-10006348
13	1372 22nd Ave SW	Sarah A Beltz	145.00	7/5/2013	143228101700000	AST-10006390

#	Service Location	Name	Amount	Service Date	GPN	Invoice
14	1702 13th Ave SW	David P Murphy	162.50	7/24/2013	142935702400000	AST-10006445
15	1022 10th Ave SE	Richard D & Marilyn K Carpenter	145.00	7/5/2013	142720302400000	AST-10006385
16	1041 19th St SE	Scott L & Ginger L Patterson	145.00	7/2/2013	142710401500000	AST-10006379
17	1200 6th Ave SE	Ernest Brauch	145.00	7/29/2013	142235100300000	AST-10006473
18	1208 6th Ave SE	Ernest Brauch	145.00	7/5/2013	142233401300000	AST-10006384
19	2401 Fruitland Blvd SW	Doris L & Wayne E Stewart	145.00	7/24/2013	143430101000000	AST-10006446
20	320 Cherry Park Dr NW	J Murphy Homes LLC	145.00	7/19/2013	132620101000000	AST-10006426
21	1700 8th St NW	Travis M Legate	145.00	7/2/2013	142012700800000	AST-10006375
22	926 M St SW	Parry Saroya	145.00	7/24/2013	142835101600000	AST-10006443
23	1025 10th Ave SE	Inez M McPike	145.00	7/29/2013	142720401100000	AST-10006474
24	1418 M St SW	Steven J Hird	145.00	7/24/2013	142835701100000	AST-10006444
25	507 15th St SE	Michael L Olson	145.00	7/2/2013	142230602400000	AST-10006376
26	530 8th St SW	Christopher R Huberty	145.00	7/24/2013	142940201600000	AST-10006442
27	1012 8th St SE	Dwayne Ampey	145.00	7/30/2013	142723500600000	AST-10006479
28	2014 J St SW	Joanna J Valerio	145.00	6/28/2013	143327801000000	AST-10006397
29	855 12th St NE	Donald F & Ramona M Williams	145.00	7/23/2013	141645500800000	AST-10006439
30	1105 C Ave NW	A M P Investments LLC	145.00	7/12/2013	142920300200000	AST-10006331
31	618 G Ave NW	MDA Fund VIII LLC	145.00	6/28/2013	142048201400000	AST-10006402
32	516 I Ave NW	Jaime Patten	145.00	7/30/2013	142040902000000	AST-10006478
33	1714 Woodside Ct NW	Joseph N Alger	180.00	7/26/2013	141922602400000	AST-10006471
34	6423 Devonshire Dr NE	Joseph N Alger	185.00	7/15/2013	113532800200000	AST-10006416
35	235 27th St NW	George Grubich Jr & Betty M Grubich	145.00	7/1/2013	143027700600000	AST-10006405
36	1504 6th Ave SE	Edward D & Deborah S Morehouse	145.00	7/23/2013	142230502300000	AST-10006437
37	316 7th St SW	Brian J Marrah	145.00	7/24/2013	142918801800000	AST-10006441
38	1055 10th Ave SE	Wash Cole Jr & Pearl Cole	145.00	7/29/2013	142720400200000	AST-10006475



#	Service Location	Name	Amount	Service Date	GPN	Invoice
39	637 16th Ave SW	Adu Saarah-Mensah	150.00	6/28/2013	143210700500000	AST-10006394
40	386 16th St SE	Patrick Brennan Investments LLC	145.00	7/5/2013	142242800500000	AST-10006382
41	520 Cobban Ct SE	Janae M Edwards	145.00	7/30/2013	142235201100000	AST-10006480
42	1528 L St SW	Virginia L Chavez	170.00	7/17/2013	143320600800000	AST-10006336
43	601 24th St NW	Rosalba Coneo	145.00	6/28/2013	141945601600000	AST-10006400
44	1323 M St SW	Pam Sarin	145.00	6/28/2013	142838500500000	AST-10006396
45	1525 10th St NW	Michael Bateman	145.00	7/2/2013	142015300600000	AST-10006374
46	509 6th Ave SW	Hawkins Properties LLC	145.00	6/28/2013	142833000200000	AST-10006392
47	526 7th Ave SW	Hawkins Properties LLC	145.00	6/28/2013	142833000700000	AST-10006393
48	1407 N St SW	David L Neu	145.00	7/25/2013	142835700300000	AST-10006450
49	116 6th St SW	Jason Henry	145.00	7/25/2013	142918001700000	AST-10006468
50	2217 C Ave NW	Bevard Properties LC Series 27	145.00	7/1/2013	143013100200000	AST-10006412
51	1807 N St SW	Frederick J McLaud	145.00	6/28/2013	143323300600000	AST-10006395
52	1590 13th St SW	Louis E & Tina M Holmes	162.50	7/5/2013	143220500200000	AST-10006389
53	1623 29th St NE	Matt Ihns	145.00	7/8/2013	141610200300000	AST-10006347
54	413 5th Ave SW	Robert L & Elizabeth Jones	145.00	7/5/2013	142826000400000	AST-10006388
55	1026 10th Ave SE	Willie C & Arnie J Jones	145.00	7/5/2013	142720302600000	AST-10006386
56	1206 6th Ave SE	Rapid Development Corp	145.00	7/5/2013	142235100100000	AST-10006383
57	639 15th Ave SW	Barnard Benton & Trisha Debolt	365.00	7/12/2013	143210400700000	AST-10006335
58	3805 Mt Vernon Rd SE	Nathan L Keegan	145.00	7/22/2013	142520200400000	AST-10006430
59	70 Oklahoma Ave SW	Pamela L Lines	145.00	7/12/2013	191610401000000	AST-10006334
60	220 5th St NW	220 5th Street NW Trust	145.00	7/12/2013	142911102400000	AST-10006333
61	826 Center Point Rd NE	Harold J Studt Jr & Debra L Studt	145.00	7/23/2013	141648101600000	AST-10006438
62	6701 Colorado Dr SW	Tacora M Steel	145.00	7/24/2013	191615301600000	AST-10006447
63	6707 Colorado Dr SW	Eden G McMaster	145.00	7/24/2013	191615301700000	AST-10006448
64	1627 D Ave NE	Martin Construction Services Inc	145.00	7/30/2013	141538401000000	AST-10006481

#	Service Location	Name	Amount	Service Date	GPN	Invoice
65	2700 A Ave NE	Chad M Byers	145.00	7/30/2013	141422801900000	AST-10006482
66	2450 Wisconsin St SW	Brad & Nancy Jones	185.00	7/12/2013	143333002900000	AST-10006350
67	0 Vacant Land SW	Lincolnway Development Co	145.00	7/11/2013	191610302100000	AST-10006337
68	1667 13th St NW	Selinya N Carew	150.00	7/10/2013	142020401100000	AST-10006341
69	4920 Hay Field Ct SW	Capital Builders Inc	145.00	7/10/2013	191225301600000	AST-10006342
70	3200 Schaeffer Dr SW	Mary A Smith	197.50	7/10/2013	190410301200000	AST-10006344
71	904 8th St SW	Jessica L Patten	150.00	7/10/2013	142941300700000	AST-10006345
72	715 2nd Ave SW	Norman & Amanda Taylor	150.00	7/10/2013	142918400400000	AST-10006346
73	622 A Ave NW	Ronald E Douglas	145.00	7/2/2013	142911200600000	AST-10006373
74	716 16th St SE	Normandy	145.00	7/2/2013	142245601000000	AST-10006377
75	616 16th St SE	Todd S Dorman	145.00	7/2/2013	142245300800000	AST-10006378
76	1118 Harold Dr SE	Paul E Stroud	162.50	7/5/2013	142522901200000	AST-10006380
77	914 Harold Dr SE	Kirk W Talbott	150.00	7/5/2013	142522900300000	AST-10006381
78	1924 Chandler St SW	Nettie M Lee	145.00	6/28/2013	143040502100000	AST-10006399
79	1116 I Ave NW	David D Reibsam	162.50	6/28/2013	142030502400000	AST-10006401
80	6912 Chelsea Dr NE	Rebeka M Berstler	145.00	7/1/2013	113527900200000	AST-10006403
81	1501 A Ave NE	Yuan & Xiuyingzou Xiao	145.00	7/1/2013	142221300900000	AST-10006404
82	429 11th St NW	Connie L Bills	145.00	7/1/2013	142913300500000	AST-10006410
83	1518 6th St NW	Scott E Hoeger	225.00	7/1/2013	142017901100000	AST-10006411
84	0 Vacant Land SE	Mid-America Land Co Inc	145.00	7/15/2013	142612702400000	AST-10006414
85	1625 J Ave NE	Matthew W & Jennifer I Palmer	145.00	7/15/2013	141532700200000	AST-10006418
86	2204 A St SW	Patrick A & Linda H Lang	210.00	7/15/2013	142735200200000	AST-10006419
87	2816 Fruitland Blvd SW	Samrek LLC	145.00	7/15/2013	143437700500000	AST-10006420
88	1051 12th St NE	Lyn M Etzel	185.00	7/16/2013	141642700500000	AST-10006421
89	346 Rockford Rd SW	Christy L Reid & John B Walker	145.00	7/17/2013	142942801800000	AST-10006423
90	128 Hawthorne Dr SW	Brian & Anna Behning	180.00	7/17/2013	143423002200000	AST-10006424

#	Service Location	Name	Amount	Service Date	GPN	Invoice
91	1408 8th Ave SE	Franklin G & Alice Bowers	145.00	7/17/2013	142238001400000	AST-10006425
92	2421 Fox Trail Dr NE	Lance Wessling	245.00	7/22/2013	112842700400000	AST-10006427
93	816 Palmyra Dr NE	Darryl Borcharding & Jamie Treacy-Borcharding	145.00	7/22/2013	112715300700000	AST-10006428
94	150 33rd St Dr SE	Chicago, Milwaukee, St Paul & Pacific Railroad Co	145.00	7/22/2013	141130400600000	AST-10006429
95	1528 Washington Ave SE	EH Pooled 1012 LP	145.00	7/22/2013	142228102100000	AST-10006431
96	1425 J St SW	Tersea L Toney	170.00	7/23/2013	143313000400000	AST-10006432
97	1256 18th Ave SW	Michael & Melissa C Judge	185.00	7/23/2013	143220401500000	AST-10006434
98	3912 Oak Ridge Dr SE	Mark E Reilly	145.00	7/23/2013	142530101800000	AST-10006435
99	1100 Brockman Dr SE	Roy C Porterfield	170.00	7/23/2013	142523000300000	AST-10006436
100	719 9th Ave SW	DP Properties LLC	145.00	7/23/2013	142941200400000	AST-10006433
101	630 15th Ave SW	Gregdon M Cole	170.00	7/24/2013	143210100800000	AST-10006440
102	1908 J St SW	Garland D & Mary R Daugherty	150.00	7/25/2013	143327601400000	AST-10006449
103	1821 Wilson Ave SW	John D & Nancy Steffen	185.00	7/26/2013	143140100400000	AST-10006469
104	213 Broadmore Rd SW	Sara D Strand	145.00	7/26/2013	132632900200000	AST-10006470
105	603 3rd Ave SW	Gary A Sharpe	145.00	7/30/2013	142918600100000	AST-10006477

Passed this 10th day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**  
 Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in Summerfield Fifteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$25,000. CIP/DID #47-12-024
- b. Accepting storm sewer in Summerfield Fifteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$19,875. CIP/DID #47-12-024
- c. Accepting Portland Cement Concrete pavement in Summerfield Fifteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID #47-12-024
- d. Accepting storm sewer in Kum & Go, 16<sup>th</sup> Avenue SW and approving 2-year Maintenance Bond submitted by Henning Construction Company, LLC in the amount of \$2,000. CIP/DID #95-12-011
- e. Accepting Portland Cement Concrete pavement in Kum & Go, 16<sup>th</sup> Avenue SW and approving 4-year Maintenance Bond submitted by Henning Construction Company, LLC in the amount of \$16,605. CIP/DID #95-12-011
- f. Accepting sanitary sewer at the National Czech & Slovak Museum & Library and approving 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$29,835. CIP/DID #95-10-067
- g. Accepting storm sewer at the National Czech & Slovak Museum & Library and approving 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$40,449.50. CIP/DID #95-10-067
- h. Accepting sanitary sewer in Stags Leap Estates First Addition (Lots 1 through 12) and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$50,910. CIP/DID #47-12-028
- i. Accepting storm sewer in Stags Leap Estates First Addition (Lots 1 through 12) and approving 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$30,583.60. CIP/DID #47-12-028

- j. Accepting Portland Cement Concrete pavement in Stags Leap Estates First Addition (Lots 1 through 12) and approving 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$40,061. CIP/DID #47-12-028

**Background:**

This item includes acceptance of ten (10) maintenance bonds from various contractors for various development improvements that have been completed. The infrastructure improvements completed by the development projects include Portland Cement Concrete pavement, sanitary sewer and storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bonds provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action / Recommendation:**

The Public Works Department recommends adoption of the Resolutions to accept the maintenance bonds as submitted for the various subdivision improvements listed.

**Alternative to the Recommendation:**

If Council chooses not to accept the maintenance bonds, the Developer will encounter difficulty obtaining building permits and certification of occupancy for this development.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** N/A

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Private Development

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, Butschi Real Estate Company has constructed sanitary sewer in Summerfield Fifteenth Addition, and

WHEREAS, said work has now been completed, and Butschi Real Estate Company has filed a 2-year Maintenance Bond, executed by Employers Mutual Casualty Company in the sum of \$25,000 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Butschi Real Estate Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.



RESOLUTION NO.

WHEREAS, Butschi Real Estate Company has constructed storm sewer in Summerfield Fifteenth Addition, and

WHEREAS, said work has now been completed, and Butschi Real Estate Company has filed a 2-year Maintenance Bond, executed by Employers Mutual Casualty Company in the sum of \$19,875 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Butschi Real Estate Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$32,000 for Portland Cement Concrete pavement in Summerfield Fifteenth Addition, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by E & F Paving Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Butschi Real Estate Company, 375 Collins Road NE, Suite 100, Cedar Rapids, IA 52402 of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.
2. The prevention and repair of paving undermining.
3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of Butschi Real Estate Company until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by E & F Paving Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

RESOLUTION NO.

WHEREAS, Henning Construction Company, LLC has constructed storm sewer manhole at the Kum & Go, 16<sup>th</sup> Avenue SW, and

WHEREAS, said work has now been completed, and Henning Construction Company, LLC has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company in the sum of \$2,000 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer manhole constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Henning Construction Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

RESOLUTION NO.

WHEREAS, Henning Construction Company, LLC has filed a Maintenance Bond executed by Merchants Bonding Company in the sum of \$16,605 for Portland Cement Concrete pavement at the Kum & Go Eastern Drive Access off 16<sup>th</sup> Avenue SW, North Entrance Access off Williams Boulevard SW and 16<sup>th</sup> Avenue SW, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by Henning Construction Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Kum & Go, LC of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.
2. The prevention and repair of paving undermining.
3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of Kum & Go, LC until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by Henning Construction Company, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

ENG  
AUD FILE  
FIN  
CZECH M&L  
DAVE SCHMITT  
95-10-067  
CRMFR# 12413

RESOLUTION NO.

WHEREAS, Dave Schmitt Construction Company, Inc. has constructed sanitary sewer at the National Czech & Slovak Museum & Library, and

WHEREAS, said work has now been completed, and Dave Schmitt Construction Company, Inc. has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$29,835 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Dave Schmitt Construction Company, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

ENG  
AUD FILE  
FIN  
CZECH M&L  
DAVE SCHMITT  
95-10-067  
CRMFR# 12413

RESOLUTION NO.

WHEREAS, Dave Schmitt Construction Company, Inc. has constructed storm sewer at the National Czech & Slovak Museum & Library, and

WHEREAS, said work has now been completed, and Dave Schmitt Construction Company, Inc. has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$40,449.50 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Dave Schmitt Construction Company, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

RESOLUTION NO.

WHEREAS, Connolly Construction, Inc. has constructed sanitary sewer in Stags Leap Estates First Addition – Phase 1 (Lots One (1) through Twelve (12)), and

WHEREAS, said work has now been completed, and Connolly Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company in the sum of \$50,910.00 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the sanitary sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Connolly Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.



RESOLUTION NO.

WHEREAS, Connolly Construction, Inc. has constructed storm sewer in Stags Leap Estates First Addition – Phase 1 (Lots One (1) through Twelve (12)), and

WHEREAS, said work has now been completed, and Connolly Construction, Inc. has filed a 2-year Maintenance Bond, executed by Merchants Bonding Company in the sum of \$30,583.60 covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the storm sewer constructed be and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Connolly Construction, Inc. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

RESOLUTION NO.

WHEREAS, City Wide Construction Corporation has filed a Maintenance Bond executed by North American Specialty Insurance Company in the sum of \$40,061 for Portland Cement Concrete pavement in Stags Leap Estates First Addition (Lots One (1) through Twelve (12)), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year Maintenance Bond filed by City Wide Construction Corporation be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Jerry's Homes of the responsibility for:

1. The maintenance of adequate backfill around and under pavement.
2. The prevention and repair of paving undermining.
3. The removal and cleaning of the street surface of soil and debris resulting from the erosion of the adjacent property.

The above items shall remain the responsibility of Jerry's Homes until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

BE IT FURTHER RESOLVED that the 4-year Maintenance Bond filed by City Wide Construction Corporation be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

### \*\* FLOOD \*\*

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Carper, PE  
**E-mail Address:** d.carper@cedar-rapids.org

**Phone Number/Extension:** 5258

**Alternate Contact Person:** Rob Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:**      ☒ **Consent Agenda**      ☐ **Regular Agenda**

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$222,958.03 to Kleiman Construction, Inc. for the CR Transit Bus Garage project (original contract amount was \$4,077,911; final contract amount is \$4,459,160.60) (**FLOOD**). CIP/DID #TRE003-20

**Background:**

Construction has been substantially completed by Kleiman Construction, Inc. for the CR Transit Bus Garage. This is an approved Capital Improvements Project (FLOOD No. TRE003-20) with a final construction contract amount of \$4,459,160.60. Funding resources for this project were approved in FY 14 and prior years and the project is completed within the approved budget.

**Action / Recommendation:**

The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$222,958.03.

**Alternative to the Recommendation:**

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, one-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** FEMA, MPO/STP

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** FEMA does not allow.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the CR Transit Bus Garage project (Contract No. TRE003-20), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 12, 2012 in the amount of \$4,077,911 covering said work filed by Kleiman Construction, Inc. and executed by United Fire & Casualty Company provides a one-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$4,077,911.00
Change Order No. 1	.00
Change Order No. 2	15,314.60
Change Order No. 3	92,262.00
Change Order No. 4	170,144.00
Change Order No. 5	95,405.00
Change Order No. 6	8,124.00
Amended Contract Amount	<u>\$4,459,160.60</u>

, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the one-year correction period as provided by the Performance Bond began on May 30, 2013.

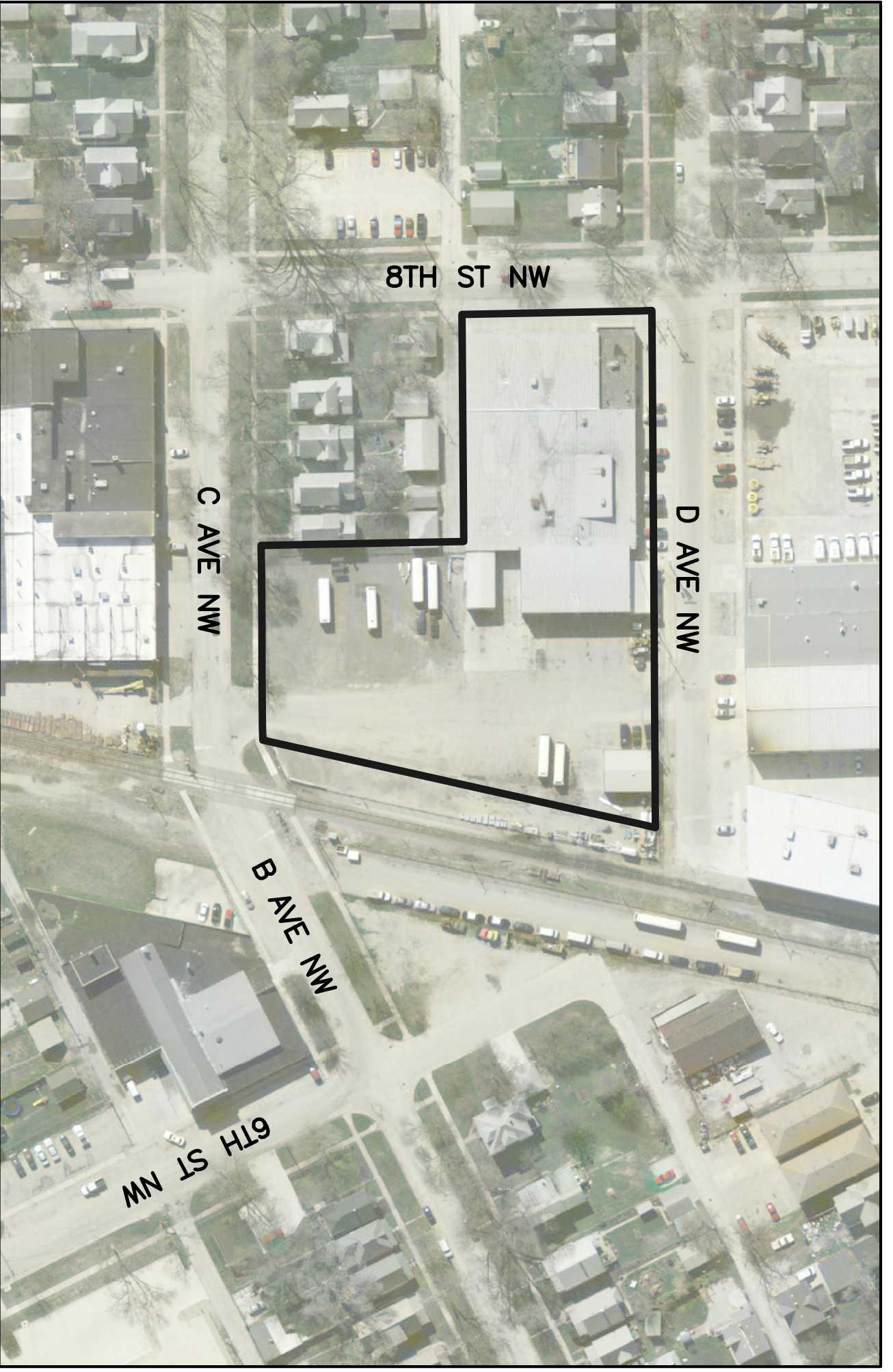
BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the CR Transit Bus Garage project, (Contract No. TRE003-20) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$222,958.03 to Kleiman Construction, Inc. as final payment.

The final contract price is \$4,459,160.60 distributed as follows: \$134,445 552000-330-330330-18512-FME001; \$3,063,477.60 552000-330-330330-18512-TRE003; \$661,238 552000-330-330330-18517-TRE003-INF; \$600,000 552000-330-330330-18517-TRE003-MPO

and,

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 10<sup>th</sup> day of September, 2013.



8TH ST NW

D AVE NW

C AVE NW

B AVE NW

6TH ST NW



SCALE: NONE

5 SEASONS BUS GARAGE AND BATTERY SHED



CEDAR RAPIDS  
City Of Five Seasons

TRE003





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Keith Nuehring  
**E-mail Address:** k.nuehring@cedar-rapids.org

**Phone Number/Extension:** 5622

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$129,254.87 to Price Industrial Electric, Inc. for the Joint Communications Network Construction Group 1 project (original contract amount was \$2,212,673; final contract amount is \$2,585,097.42). CIP/DID #354004-01

### Background:

Construction has been substantially completed by Price Industrial Electric, Inc. for the Joint Communications Network Construction Group 1 project. This is an approved Capital Improvements Project (CIP No. 354004-01) with a final construction contract amount of \$2,585,097.42. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

### Action / Recommendation:

The Public Works Department recommends adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$129,254.87.

### Alternative to the Recommendation:

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

### Budget Information (if applicable):

**Local Preference Policy:** Applies ☒ Exempt ☐

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Joint Communications Network Construction Group 1 project (Contract No. 354004-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 14, 2011 in the amount of \$2,209,673 covering said work filed by Price Industrial Electric, Inc. and executed by North American Specialty Insurance Company provides a four-year correction period for defects in materials and workmanship, and

WHEREAS, the final cost summary for this project is as follows:

Original Contract Amount	\$2,209,673.00
Incentive Clause	3,000.00
Change Order No. 1	47,243.28
Change Order No. 2	100.00
Change Order No. 3	400.00
Change Order No. 4	6,910.00
Change Order No. 5	60,676.25
Change Order No. 6	24,000.00
Change Order No. 7	103,699.30
Change Order No. 8	14,423.78
Change Order No. 9	25,742.46
Change Order No. 10	14,261.04
Change Order No. 11	38,432.10
Change Order No. 12	80,912.36
Change Order No. 13	95,276.96
Change Order No. 14	4,502.08
Change Order No. 15	9,273.13
Change Order No. 16 (Final)	<u>(153,428.32)</u>
Amended Contract Amount	\$2,585,097.42

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the four-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the Joint Communications Network Construction Group 1 project, (Contract No. 354004-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$129,254.87 to Price Industrial Electric, Inc. as final payment.

The final contract price is \$2,585,097.42 distributed as follows: \$2,550 301-301000-301447, \$10,920 306-306000-306100, \$2,571,627.42 354-354000-354004

, and

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.



Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Keith Nuehring  
**E-mail Address:** k.nuehring@cedar-rapids.org

**Phone Number/Extension:** 5622

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Authorizing Change Order No. 12 (Final) deducting the amount of \$379,594.15, accepting project, approving Performance Bond and authorizing final payment in the amount of \$115,019.82 to Rohl Networks, LP for the Joint Communications Network Construction Group 2 EDA Project #05-79-04926 project (original contract amount was \$2,358,436.69; total contract amount with this amendment is \$2,300,396.50). CIP/DID #354004-02

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

Construction has been substantially completed by Rohl Networks, LP for the Joint Communications Network Construction Group 2 EDA Project #05-79-04926. This is an approved Capital Improvements Project (CIP No. 354004-02) with a final construction contract amount of \$2,300,396.50. Funding resources for this project were approved in FY14 and prior years and the project is completed within the approved budget.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 12 (Final) submitted by Rohl Networks, LP and accepting the project and performance bond and issuing final payment to the contractor in the amount of \$115,019.82.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made. There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, the project cannot be closed out (retainage cannot be released to Contractor, four-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** EDA Grant and JCN partner's funds are available.

**Local Preference Policy:** Applies ☒ Exempt ☐

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies that the work on Joint Communications Network Construction Group 2 EDA Project #05-79-04926 (Contract No. 354004-02), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated December 6, 2011 in the amount of \$2,358,436.69 covering said work filed by Rohl Networks, LP and executed by Travelers Casualty and Surety Company of America provides a four-year correction period for defects in materials and workmanship, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 12( Final) deducting the amount of \$379,594.15 with Rohl Networks, LP for the Joint Communications Network Construction Group 2 EDA Project #05-79-04926, Contract No. 354004-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,358,436.69
Possible Incentive	8,000.00
Change Order No. 1	7,040.00
Change Order No. 2	3,150.90
Change Order No. 3	24,815.00
Change Order No. 4	5,538.60
Change Order No. 5	11,830.46
Change Order No. 6	28,096.38
Change Order No. 7	63,870.46
Change Order No. 8	33,231.52
Change Order No. 9	99,752.89
Change Order No. 10	3,942.75
Change Order No. 11	32,285.00
Change Order No. 12	<u>-379,594.15</u>
Amended Contract Amount	\$2,300,396.50

General ledger coding for this Change Order to be as follows: \$-342,977.63 354-354000-35487-354004, \$-36,616.52 354-354000-35486-354004

BE IT FURTHER RESOLVED that the Joint Communications Network Construction Group 2 EDA Project #05-79-04926, (Contract No. 354004-02) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$115,019.82 to Rohl Networks, LP as final payment.

The final contract price is \$2,300,396.50 distributed as follows: \$2,300,396.50 354-354000-354004

BE IT FURTHER RESOLVED, that the four-year correction period as provided by the Performance Bond commences on this date, and

ENG  
FIN  
AUD FILE  
CLK  
ROHL  
FOTH  
354004-02

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and therefore there is no refund to be submitted to the State of Iowa.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** Community Development**Presenter at meeting:** Jennifer Pratt  
**Email:** j.pratt@cedar-rapids.org**Phone Number/Ext:** 319 286-5047**Alternate Contact Person:** Joe O'Hern  
**Email:** j.ohern@cedar-rapids.org**Phone Number/Ext:** 319 286-5292**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolutions accepting the PCI Parking Garage project and authorizing issuance of Final Payment in the amount of \$1,607,999.98 to PCI Parking Garage, Inc. CIP/DID #525028

**Background:**

On October 26, 2010, the City entered into a Development Agreement with Physicians Clinic of Iowa, P.C., St. Luke's Methodist Hospital, PCI Regional Mall, LLC, and PCI Parking Garage for development of a medical facility located at the corner of 2<sup>nd</sup> Avenue SE and 10<sup>th</sup> Street SE. The City's participation included installment payments for the construction of the PCI Parking Garage in an amount not to exceed \$8,040,000. The principle and interest on the bond for this project is funded through tax increment generated by the PCI Medical Facility and secured through a Minimum Assessment Agreement by the Developer.

The PCI Parking Garage has been completed and the final payment including retainage is \$1,607,999.98.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:****Time Sensitivity:** September 10, 2013**Resolution Date:** September 10, 2013**Estimated Presentation Time:** 0 Minutes**Budget Information (if applicable):****Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒**Explanation:**

Capital Improvement Projects are not subject to Local Preference Policy

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, on October 26, 2010 through Resolution No. 1233-10-10, the City of Cedar Rapids entered into a Development Agreement with Physicians Clinic of Iowa, P.C., St. Luke's Methodist Hospital, PCI Regional Mall, LLC, and PCI Parking Garage for development of a medical facility located at the corner of 2<sup>nd</sup> Avenue SE and 10<sup>th</sup> Street SE; and

WHEREAS, for and in consideration of the obligations being assumed by Physicians Clinic of Iowa, P.C., St. Luke's Methodist Hospital, PCI Regional Mall, LLC, and PCI Parking Garage, the City of Cedar Rapids agreed to make installment payments for the construction of the PCI Parking Garage, per the terms and conditions of the Development Agreement with the final payment made after completion of the PCI Parking Garage; and

WHEREAS, the City of Cedar Rapids certifies construction contract work on the PCI Parking Garage is substantially completed in accordance with the approved plans and specifications;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City of Cedar Rapids recommends that the PCI Parking Garage project be hereby accepted and the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$1,607,999.98 to PCI Parking Garage, Inc. which includes final retainage.

Passed this 10<sup>th</sup> day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Paula Mitchell

**Phone Number/Ext:** 319 286-5852

**Email:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolution adopting the boundaries of the First Street Corridor Viable Business District.  
**(FLOOD). NEW**

### **Background:**

The City of Cedar Rapids has acquired property in the 100-year flood plain using Community Development Block Grant (CDBG) funding through a contract with the Iowa Economic Development Authority (IEDA). Currently, parcels in the 100-year flood plain carry a mandatory deed restriction which prevents redevelopment of those parcels. The City has worked with IEDA to balance the interest to minimize reinvestment in high risk areas with the need to strategically reinvest in targeted areas that are predominately commercial in character and that support adjacent residential areas.

Working with IEDA, the City now has two mechanisms for redevelopment of such areas:

1. Redevelopment of structures which are eligible for the National Register of Historic Places, or of parcels which are located in an eligible historic district.
2. Redevelopment within targeted areas that are approved as "Viable Business Districts" meeting specific criteria established by IEDA.

As part of the Downtown area, the First Street Corridor is critical to the health and vitality of the community, and contains several parcels that are enrolled in or have completed the Voluntary Property Acquisition Process.

Staff has submitted a request to IEDA to establish the First Street Corridor in the downtown area as a Viable Business District. IEDA is ready to approve this request, pending receipt of a resolution of the City Council adopting the boundaries of the area. Once the final resolution is submitted and approved, City-owned parcels in the area are eligible for redevelopment through an amended deed restriction, following a prescribed process that includes the City's standard disposition process, repayment of the fair market value, and flood proofing measures by the developer.

This is similar to the action recently taken in June 2013 to create a Kingston Viable Business



District, and which will be taken in Fall 2013 to create an Ellis Boulevard Viable Business District.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

Table the resolution and request additional information.

**Time Sensitivity:**

Redevelopment on parcels acquired with CDBG cannot occur in the First Street Corridor except cases of historic properties or districts, until a resolution is submitted to IEDA.

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** N/A

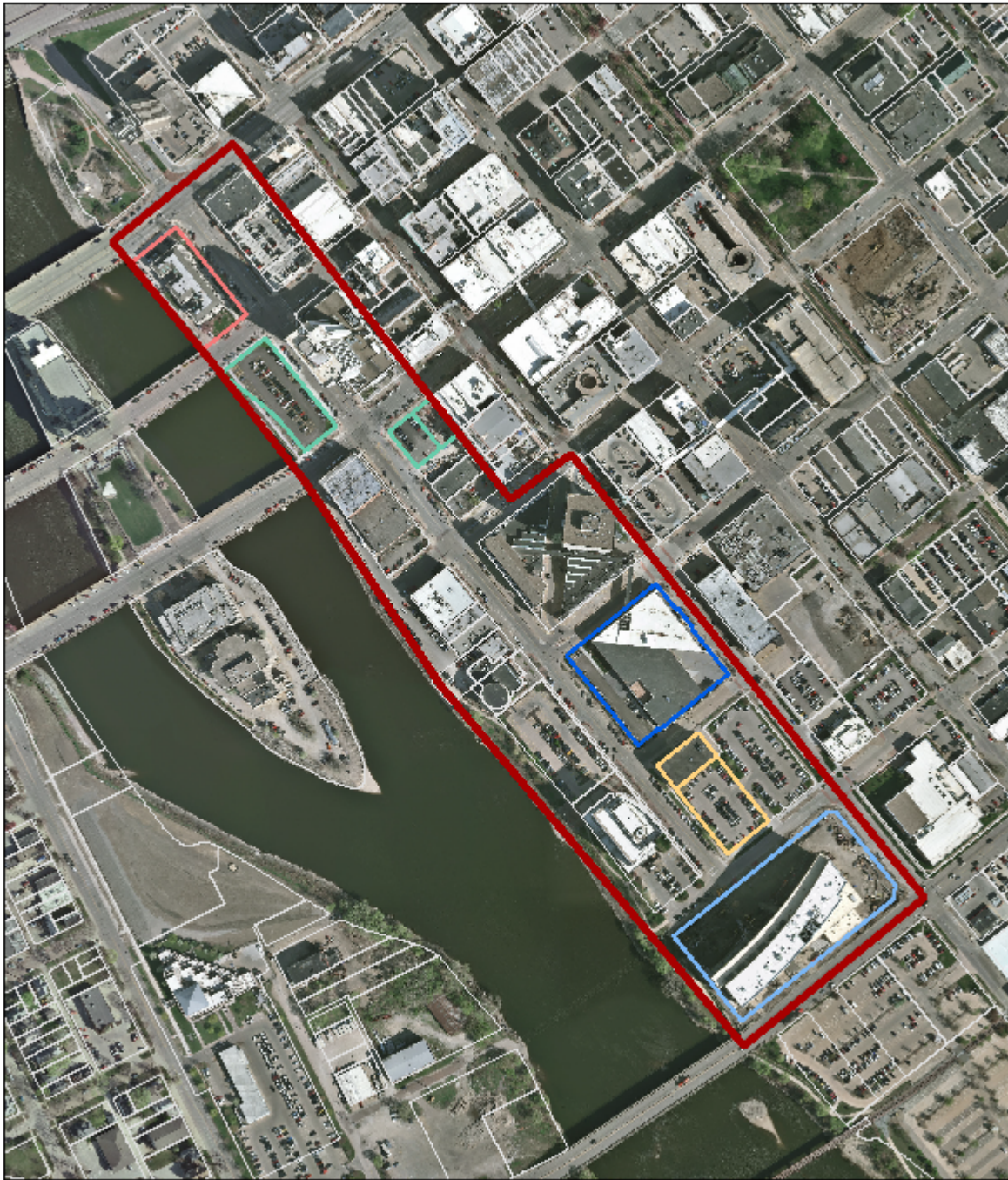
**Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒

**Explanation:** No goods or services are being purchased.

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

## First Street Corridor Business District



### Legend

- |                                |                           |                              |
|--------------------------------|---------------------------|------------------------------|
| First Street Corridor Boundary | Federal Courthouse        | The Fountains, LLC           |
| City Hall                      | True North Companies, LLC | Cedar Real Estate Group, LLC |

City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, Iowa 52401  
(319) 286-5872  
[www.cityofcr.org](http://www.cityofcr.org)

RESOLUTION NO.

RESOLUTION ADOPTING THE BOUNDARIES OF THE FIRST STREET  
CORRIDOR VIABLE BUSINESS DISTRICT

WHEREAS, the First Street Corridor includes parcels which were impacted by the 2008 flood, which were acquired with funding through the Community Development Block Grant (CDBG) program, and which lie within the 100 year flood plain; and

WHEREAS, the First Street Corridor is nonetheless deemed a critical area for targeted reinvestment based on its location in the core of the community and its unique cultural assets; and

WHEREAS, a Downtown Area Plan exists to further the goals of creating and sustaining a vibrant downtown neighborhood inclusive of the First Avenue Corridor; and

WHEREAS, the First Street Corridor has been determined by the City Council to meet the criteria for recognition as a Viable Business District as defined by the Iowa Economic Development Authority; and

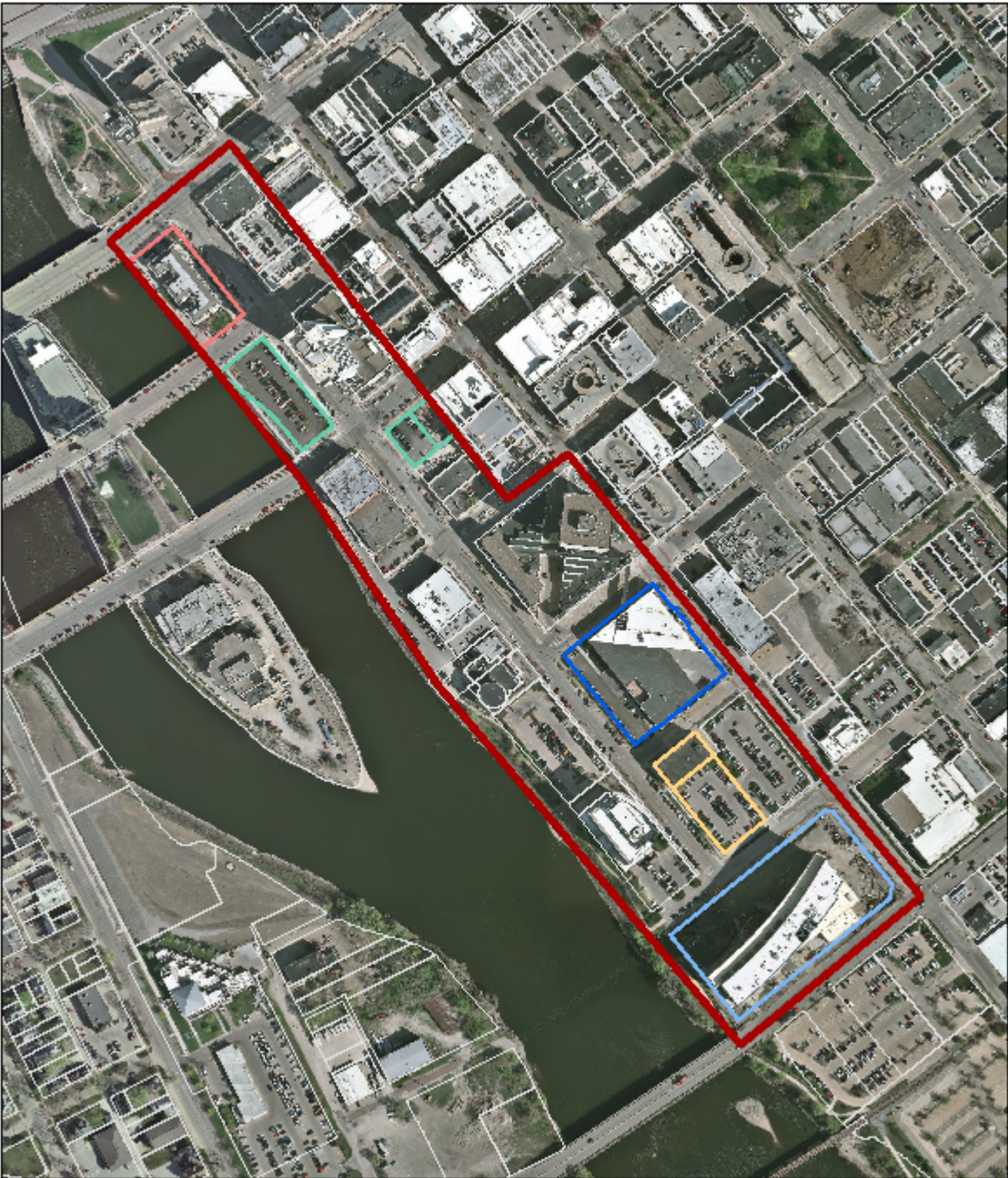
WHEREAS, the City Council deems it to be in the public interest to recognize the boundaries of the First Street Corridor Viable Business District for purposes of preservation and redevelopment to the extent practicable;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City of Cedar Rapids recognizes the boundary of the First Street Corridor Viable Business District as shown on the attached map.

Passed this 10<sup>th</sup> day of September, 2013.



# First Street Corridor Business District



## Legend

- |                                |                           |                              |
|--------------------------------|---------------------------|------------------------------|
| First Street Corridor Boundary | Federal Courthouse        | The Fountains, LLC           |
| City Hall                      | True North Companies, LLC | Cedar Real Estate Group, LLC |

City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, Iowa 52401  
(319) 286-5872  
[www.cityofcr.org](http://www.cityofcr.org)

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** 9/10/13

**Submitting Department:** Finance/General Accounting Division

**Presenter at meeting:** Casey Drew

**Phone Number/Ext:** 286-5097

**Email:** c.drew@cedar-rapids.org

**Alternate Contact Person:**

**Phone Number/Ext:**

**Email:**

**Description of Agenda Item:**

Resolution authorizing the Finance Department to electronically file the fiscal year ending 2013 City Street Financial Report with the Iowa Department of Transportation (IDOT).

**Background:**

The City is required to file FY 2013 City Street Financial Report with the IDOT by September 30, 2013. The IDOT requires a resolution from the City Council authorizing the City to file the report. Failure to submit the City Financial Report by September 30, 2013 will result in road use tax funding being withheld from the City until the report has been filed with the IDOT.

**Action / Recommendation:**

Authorize the Finance department to electronically file the FY 2013 City Street Financial Report with the Iowa Department of Transportation.

**Alternative Recommendation:**

**Time Sensitivity:** Due September 30, 2013 to Iowa Department of Transportation

**Resolution Date:** 9/10/13

**Estimated Presentation Time:** 0 minute(s)

**Budget Information (if applicable):**

**Local Preference Policy** Applies ☐ Exempt ☐

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

FIN  
ENG  
TRS  
IDOT

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached official report of the City of Cedar Rapids for City Streets from July 1, 2012 through June 30, 2013, prepared by the Office of City Finance, be and the same is hereby approved, and

BE IT FURTHER RESOLVED THAT THE Office of City Finance be authorized and directed to electronically file the official report to the Iowa Department of Transportation.

Passed this 10th day of September, 2013.



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Cover Sheet

Now therefore let it be resolved that the city council of CEDAR RAPIDS, Iowa  
(city name)  
on \_\_\_\_\_ did hereby approve and adopt the annual  
(month/day/year)

City Street Financial Report from July 1, 2012 to June 30, 2013  
(year) (year)

#### Contact Information

Name	E-mail Address	Street Address	City	ZIP Code
Amy Stevenson	a.stevenson@cedar-rapids.org	101 First Street SE	Cedar Rapids	52401
Hours	Phone	Extension	Alternate Phone	
8 am - 5 pm	(319) 286-5061		(319) 286-5060	

#### Preparer Information

Name	E-mail Address	Phone	Extension
Krystle Holthaus	k.holthaus@cedar-rapids.org	(319) 286-5125	

#### Mayor Information

Name	E-mail Address	Street Address	City	ZIP Code
Ron Corbett	r.corbett@cedar-rapids.org	101 First Street SE	Cedar Rapids	52401
Phone	Extension			
(319) 286-5051				

Resolution Number \_\_\_\_\_

Signature Mayor

Signature City Clerk





Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Summary Statement Sheet

Column 1    Column 2    Column 3    Column 4  
Road Use    Other Street    Street Debt    Totals  
Tax Fund    Monies

Round Figures to Nearest Dollar

A. BEGINNING BALANCE				
1. July 1 Balance	3,676,075	0	0	3,676,075
2. Adjustments (Note on Explanation Sheet)				
3. Adjusted Balance	3,676,075	0	0	3,676,075
B. REVENUES				
1. Road Use Tax	12,097,722			12,097,722
2. Transfer of Jurisdictions Fund	48,222			48,222
3. Property Taxes			14,718,336	14,718,336
4. Special Assessments		1,157,902		1,157,902
5. Miscellaneous		8,265,290		8,265,290
6. Proceeds from Bonds, Notes, and Loans		9,055,526		9,055,526
7. Interest Earned		113,946		113,946
8. Total Revenues (Lines B1 thru B7)	12,145,944	18,592,664	14,718,336	45,456,944
C. Total Funds Available (Line A3 + Line B8)	15,822,019	18,592,664	14,718,336	49,133,019

Column 1    Column 2    Column 3    Column 4  
Road Use    Other Street    Street Debt    Totals  
Tax Fund    Monies

Round Figures to Nearest Dollar

EXPENSES				
D. Maintenance				
1. Roadway Maintenance	7,157,489	1,609,900		8,767,389
2. Snow and Ice Removal	3,143,965			3,143,965
E. Construction, Reconstruction and Improvements				
1. Engineering		6,627,377		6,627,377
2. Right of Way Purchased		531,062		531,062
3. Street/Bridge Construction	48,222	8,187,418		8,235,640
4. Traffic Services		1,351,599		1,351,599
F. Administration	1,204,546	361,782		1,566,328
G. Equipment (Purchased or Leased)				
H. Miscellaneous				
J. Street Debt				
1. Bonds, Notes, and Loans - Principal Paid			11,665,977	11,665,977
2. Bonds, Notes and Loans - Interest Paid			3,052,359	3,052,359
TOTALS				
K. Total Expenses (Lines D thru J)	11,554,222	18,669,138	14,718,336	44,941,696
L. Ending Balance (Line C-K)	4,267,797	-76,474	0	4,191,323
M. Total Funds Accounted For (K + L = C)	15,822,019	18,592,664	14,718,336	49,133,019





Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CB DAR RAPIDS	1187	126,326	2013

### Miscellaneous Revenues and Expenses Sheet

Code Number and Itemization of Miscellaneous Revenues (Line B5 on the Summary Statement Sheet) (See Instructions)		Column 2 Other Street Monies	Column 3 Street Debt
140 Federal Government (misc.)		2,155,113	
120 State Government (misc.)		245,882	
172 Labor & Services		2,334,198	
192 Donations		1,473,884	
190 Other Miscellaneous		1,961,627	
170 Reimbursements (misc.)		94,586	
Line B5 Totals		8,265,290	

Code Number and Itemization of Miscellaneous Expenses (Line H on the Summary Statement Sheet) "On street" parking expenses, street maintenance, buildings, insurance, administrative costs for printing, legal fees, bond fees etc. (See Instructions)		Column 2 Other Street Monies	Column 3 Street Debt
Line H Totals			



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Bonds, Notes and Loans Sheet

New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Street Improvements	101	06/06/2012	3,724,595	100%	2032	3,724,595		112,299		112,299	3,724,595
<input type="checkbox"/>	General Obligation	Street Improvements	102	06/06/2012	1,962,560	100%	2023	1,962,560	183,063	58,172	183,063	58,172	1,779,497
<input type="checkbox"/>	General Obligation	Street Improvements	103	06/06/2012	474,600	100%	2032	474,600		14,291		14,291	474,600
<input type="checkbox"/>	General Obligation	Street Improvements	104	09/01/2006	3,280,000	100%	2026	2,290,940	165,610	97,267	165,610	97,267	2,125,330
<input type="checkbox"/>	General Obligation	Street Improvements	105	09/01/2006	500,000	100%	2017	349,230	25,245	14,827	25,245	14,827	323,985
<input type="checkbox"/>	General Obligation	Street Improvements	106	06/06/2012	332,002	100%	2023	332,002	30,968	9,841	30,968	9,841	301,034
<input type="checkbox"/>	General Obligation	Street Improvements	107	06/06/2012	64,600	100%	2017	64,600		1,882		1,882	64,600
<input type="checkbox"/>	General Obligation	Street Improvements	108	09/01/2006	555,000	100%	2017	345,000	75,000	13,800	75,000	13,800	270,000
<input type="checkbox"/>	General Obligation	Street Improvements	109	06/06/2012	46,100	100%	2017	46,100		1,343		1,343	46,100
<input type="checkbox"/>	General Obligation	Street Improvements	110	06/06/2012	417,681	100%	2016	417,681	95,723	12,356	95,723	12,356	321,958
<input type="checkbox"/>	General Obligation	Street Improvements	111	06/06/2012	155,098	100%	2014	155,098	75,876	4,588	75,876	4,588	79,222
<input type="checkbox"/>	General Obligation	Street Improvements	112	09/01/2004	800,000	100%	2014	160,000	160,000		160,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	113	06/06/2012	23,895	100%	2015	23,895	4,848	707	4,848	707	19,047
<input type="checkbox"/>	General Obligation	Street Improvements	114	09/01/2006	1,110,000	100%	2021	845,000	100,000	33,800	100,000	33,800	745,000
<input type="checkbox"/>	General Obligation	Street Improvements	115	09/01/2006	295,000	100%	2021	205,000	15,000	8,610	15,000	8,610	190,000
<input type="checkbox"/>	General Obligation	Street Improvements	118	09/01/2004	65,000	100%	2015	25,000	25,000		25,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	119	09/01/2004	3,040,000	100%	2024	2,075,000	2,075,000		2,075,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	120	09/01/2004	405,000	100%	2019	175,000	175,000		175,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	121	09/01/2004	355,000	100%	2022	190,000	190,000		190,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	122	09/01/2004	180,000	100%	2024	120,000	120,000		120,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	123	09/01/2004	1,945,000	100%	2024	1,330,000	1,330,000		1,330,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	124	09/01/2006	1,010,000	100%	2024	590,000	70,000	24,260	70,000	24,260	520,000
<input type="checkbox"/>	General Obligation	Street Improvements	125	09/01/2006	200,000	100%	2024	120,000	10,000	5,048	10,000	5,048	110,000
<input type="checkbox"/>	General Obligation	Street Improvements	132	09/01/2004	5,615,000	100%	2024	4,237,007	573,091	182,050	573,091	182,050	3,663,916



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name		City Number		City Population		Fiscal Year							
CEDAR RAPIDS		1187		126,326		2013							
New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Street Improvements	133	09/01/2004	685,000	100%	2024	516,892	69,914	22,209	69,914	22,209	446,978
<input type="checkbox"/>	General Obligation	Street Improvements	134	09/01/2004	1,240,000	100%	2016	440,000	440,000		440,000		0
<input type="checkbox"/>	General Obligation	Street Improvements	135	09/01/2005	810,000	100%	2025	520,000	40,000	20,400	40,000	20,400	480,000
<input type="checkbox"/>	General Obligation	Street Improvements	136	09/01/2005	145,000	100%	2025	75,000	10,000	2,912	10,000	2,912	65,000
<input type="checkbox"/>	General Obligation	Street Improvements	137	09/01/2005	155,000	100%	2025	85,000	10,000	3,288	10,000	3,288	75,000
<input type="checkbox"/>	General Obligation	Street Improvements	138	09/01/2005	230,000	100%	2023	110,000	15,000	4,204	15,000	4,204	95,000
<input type="checkbox"/>	General Obligation	Street Improvements	139	09/01/2005	205,000	100%	2025	110,000	10,000	4,262	10,000	4,262	100,000
<input type="checkbox"/>	General Obligation	Street Improvements	140	09/01/2005	4,190,000	100%	2025	3,297,456	371,893	133,510	371,893	133,510	2,925,563
<input type="checkbox"/>	General Obligation	Street Improvements	141	09/01/2005	588,200	100%	2017	238,000	47,600	8,865	47,600	8,865	190,400
<input type="checkbox"/>	General Obligation	Street Improvements	142	09/01/2005	921,600	100%	2017	378,000	75,600	14,080	75,600	14,080	302,400
<input type="checkbox"/>	General Obligation	Street Improvements	143	09/01/2005	2,495,000	100%	2020	1,320,000	165,000	50,325	165,000	50,325	1,155,000
<input type="checkbox"/>	General Obligation	Street Improvements	144	09/01/2005	550,000	100%	2025	432,840	48,817	17,525	48,817	17,525	384,023
<input type="checkbox"/>	General Obligation	Street Improvements	145	07/01/2007	11,913,744	100%	2021	8,065,283	924,594	343,423	924,594	343,423	7,140,689
<input type="checkbox"/>	General Obligation	Street Improvements	146	07/01/2007	471,142	100%	2021	373,860	40,012	15,945	40,012	15,945	333,848
<input type="checkbox"/>	General Obligation	Street Improvements	147	07/01/2007	46,362	100%	2021	34,897	4,047	1,485	4,047	1,485	30,850
<input type="checkbox"/>	General Obligation	Street Improvements	148	05/15/2008	1,695,000	100%	2027	1,331,389	89,794	53,138	89,794	53,138	1,241,595
<input type="checkbox"/>	General Obligation	Street Improvements	149	05/15/2008	1,740,000	100%	2027	1,366,736	92,178	54,549	92,178	54,549	1,274,558
<input type="checkbox"/>	General Obligation	Street Improvements	150	05/15/2008	105,000	100%	2027	82,476	5,562	3,292	5,562	3,292	76,914
<input type="checkbox"/>	General Obligation	Street Improvements	151	05/15/2008	60,000	100%	2017	40,000	5,000	1,444	5,000	1,444	35,000
<input type="checkbox"/>	General Obligation	Street Improvements	152	05/15/2008	44,000	100%	2017	28,000	4,000	1,015	4,000	1,015	24,000
<input type="checkbox"/>	General Obligation	Street Improvements	153	05/15/2008	1,237,782	100%	2017	700,182	134,400	24,948	134,400	24,948	565,782
<input type="checkbox"/>	General Obligation	Street Improvements	154	05/15/2008	175,000	100%	2020	155,000	5,000	6,094	5,000	6,094	150,000
<input type="checkbox"/>	General Obligation	Street Improvements	155	05/15/2008	274,655	100%	2020	237,150	9,300	9,288	9,300	9,288	227,850
<input type="checkbox"/>	General Obligation	Street Improvements	156	06/30/2009	1,484,204	100%	2029	1,202,442	98,490	58,783	98,490	58,783	1,103,952
<input type="checkbox"/>	General Obligation	Street Improvements	158	06/30/2009	101,173	100%	2029	81,966	6,714	4,007	6,714	4,007	75,252



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name		City Number		City Population		Fiscal Year							
CEDAR RAPIDS		1187		126,326		2013							
New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Street Improvements	159	06/30/2009	21,650	100%	2017	14,050	2,650	423	2,650	423	11,400
<input type="checkbox"/>	General Obligation	Street Improvements	160	06/30/2009	325,000	100%	2019	255,000	35,000	8,050	35,000	8,050	220,000
<input type="checkbox"/>	General Obligation	Street Improvements	161	06/29/2010	5,421,300	100%	2030	4,572,700	188,700	160,542	188,700	160,542	4,384,000
<input type="checkbox"/>	General Obligation	Street Improvements	162	06/29/2010	334,620	100%	2040	334,620	6,336	12,768	6,336	12,768	328,284
<input type="checkbox"/>	General Obligation	Street Improvements	163	06/29/2010	1,683,600	100%	2030	1,683,600		60,203		60,203	1,683,600
<input type="checkbox"/>	General Obligation	Street Improvements	164	06/29/2010	101,000	100%	2030	101,000	4,200	3,544	4,200	3,544	96,800
<input type="checkbox"/>	General Obligation	Street Improvements	165	06/29/2010	136,400	100%	2017	114,800	21,900	2,770	21,900	2,770	92,900
<input type="checkbox"/>	General Obligation	Street Improvements	166	06/29/2010	262,701	100%	2030	252,450	10,404	8,864	10,404	8,864	242,046
<input type="checkbox"/>	General Obligation	Street Improvements	167	06/29/2010	101,000	100%	2023	93,800	7,300	2,880	7,300	2,880	86,500
<input type="checkbox"/>	General Obligation	Street Improvements	168	06/08/2011	8,026,200	100%	2031	8,026,200		292,533		292,533	8,026,200
<input type="checkbox"/>	General Obligation	Street Improvements	169	06/13/2011	3,445,550	100%	2022	3,119,483	383,999	103,631	383,999	103,631	2,735,484
<input type="checkbox"/>	General Obligation	Street Improvements	170	06/08/2011	1,117,500	100%	2031	1,117,500		40,833		40,833	1,117,500
<input type="checkbox"/>	General Obligation	Street Improvements	171	06/13/2011	486,407	100%	2022	410,388	69,993	13,086	69,993	13,086	340,395
<input type="checkbox"/>	General Obligation	Street Improvements	172	06/08/2011	95,800	100%	2031	95,800	3,700	3,439	3,700	3,439	92,100
<input type="checkbox"/>	General Obligation	Street Improvements	173	06/13/2011	11,685	100%	2022	9,645	2,583	312	2,583	312	7,062
<input type="checkbox"/>	General Obligation	Street Improvements	174	06/13/2011	357,000	100%	2017	309,751	48,652	3,637	48,652	3,637	261,099
<input type="checkbox"/>	General Obligation	Street Improvements	175	06/13/2011	996,000	100%	2019	859,197	143,093	25,934	143,093	25,934	716,104
<input type="checkbox"/>	General Obligation	Street Improvements	176	06/08/2011	88,600	100%	2019	78,200	10,800	1,914	10,800	1,914	67,400
<input type="checkbox"/>	General Obligation	Street Improvements	177	06/08/2011	415,500	100%	2031	400,500	15,500	14,381	15,500	14,381	385,000
<input type="checkbox"/>	General Obligation	Street Improvements	178	06/08/2011	729,200	100%	2023	675,100	55,800	20,805	55,800	20,805	619,300
<input type="checkbox"/>	General Obligation	Street Improvements	179	06/06/2012	938,199	100%	2024	938,199	15,354	27,755	15,354	27,755	922,845
<input type="checkbox"/>	General Obligation	Street Improvements	180	06/06/2012	116,469	100%	2019	116,469	15,021	3,446	15,021	3,446	101,448
<input type="checkbox"/>	General Obligation	Street Improvements	181	06/06/2012	111,289	100%	2022	111,289	11,957	3,292	11,957	3,292	99,332
<input type="checkbox"/>	General Obligation	Street Improvements	182	06/06/2012	112,723	100%	2024	112,723	9,274	3,335	9,274	3,335	103,449
<input type="checkbox"/>	General Obligation	Street Improvements	183	06/06/2012	1,249,646	100%	2024	1,249,646	86,947	36,969	86,947	36,969	1,162,699



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name		City Number		City Population		Fiscal Year							
CEDAR RAPIDS		1187		126,326		2013							
New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Equipment	401	06/06/2012	1,370,236	100%	2026	1,370,236	542,866	33,838	542,866	33,838	827,370
<input type="checkbox"/>	General Obligation	Equipment	406	06/30/2009	1,087,857	100%	2029	881,337	72,189	43,085	72,189	43,085	809,148
<input type="checkbox"/>	General Obligation	Equipment	407	06/30/2009	327,716	100%	2029	265,502	21,747	12,979	21,747	12,979	243,755
<input type="checkbox"/>	General Obligation	Equipment	408	06/30/2009	1,609,724	100%	2029	1,304,132	106,819	63,754	106,819	63,754	1,197,313
<input type="checkbox"/>	General Obligation	Equipment	409	06/29/2010	685,129	100%	2030	547,008	147,260	14,957	147,260	14,957	399,748
<input type="checkbox"/>	General Obligation	Equipment	410	06/08/2011	943,326	100%	2026	943,326	123,066	26,351	123,066	26,351	820,260
<input type="checkbox"/>	General Obligation	Bridge or Building	601	06/06/2012	51,098	100%	2022	51,098		1,512		1,512	51,098
<input type="checkbox"/>	General Obligation	Bridge or Building	602	06/06/2012	789,843	100%	2023	789,843	73,675	23,412	73,675	23,412	716,168
<input type="checkbox"/>	General Obligation	Bridge or Building	605	09/01/2004	1,160,000	100%	2024	875,321	118,395	37,610	118,395	37,610	756,926
<input type="checkbox"/>	General Obligation	Bridge or Building	606	09/01/2006	1,995,000	100%	2026	1,506,143	66,227	64,537	66,227	64,537	1,439,916
<input type="checkbox"/>	General Obligation	Bridge or Building	615	09/01/2005	1,220,000	100%	2025	960,119	108,284	38,874	108,284	38,874	851,835
<input type="checkbox"/>	General Obligation	Bridge or Building	620	09/01/2006	280,000	100%	2016	140,000	35,000	5,600	35,000	5,600	105,000
<input type="checkbox"/>	General Obligation	Bridge or Building	621	06/08/2011	601,000	100%	2031	601,000		21,962		21,962	601,000
<input type="checkbox"/>	General Obligation	Bridge or Building	622	06/13/2011	959,772	100%	2022	826,679	127,914	26,948	127,914	26,948	698,765
<input type="checkbox"/>	General Obligation	Bridge or Building	630	09/01/2006	225,000	100%	2016	100,000	25,000	4,000	25,000	4,000	75,000
<input type="checkbox"/>	General Obligation	Bridge or Building	640	07/01/2007	1,732,057	100%	2021	1,101,786	130,736	46,864	130,736	46,864	971,050
<input type="checkbox"/>	General Obligation	Bridge or Building	650	05/15/2008	45,000	100%	2027	35,346	2,384	1,411	2,384	1,411	32,962
<input type="checkbox"/>	General Obligation	Bridge or Building	660	05/15/2008	201,929	100%	2017	112,329	22,400	4,158	22,400	4,158	89,929
<input type="checkbox"/>	General Obligation	Bridge or Building	670	06/29/2009	163,187	100%	2014	50,361	14,312	2,038	14,312	2,038	36,049
<input type="checkbox"/>	General Obligation	Bridge or Building	680	06/29/2010	797,400	100%	2030	797,400		28,514		28,514	797,400
<input type="checkbox"/>	General Obligation	Storm Sewer	701	09/01/2006	565,000	100%	2026	394,629	28,527	16,755	28,527	16,755	366,102
<input type="checkbox"/>	General Obligation	Storm Sewer	702	07/01/2007	834,737	100%	2020	377,876	162,359	15,901	162,359	15,901	215,517
<input type="checkbox"/>	General Obligation	Storm Sewer	703	05/15/2008	710,000	100%	2027	557,693	37,613	22,258	37,613	22,258	520,080
<input type="checkbox"/>	General Obligation	Storm Sewer	704	06/06/2012	451,700	100%	2032	451,700		13,399		13,399	451,700
<input type="checkbox"/>	General Obligation	Storm Sewer	705	09/01/2004	670,000	100%	2024	505,574	68,383	21,723	68,383	21,723	437,191





Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

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CEDAR RAPIDS		1187		126,326		2013							
New Bond ?	Debt Type	Debt Purpose	DOT Use Only	Issue Date	Issue Amount	% Related to Street	Year Due	Principal Balance as of 7/1 or after	Total Principal Paid	Total Interest Paid	Principal Roads	Interest Roads	Principal Balance as of 6/30
<input type="checkbox"/>	General Obligation	Storm Sewer	706	06/06/2012	495,325	100%	2023	495,325	46,203	14,682	46,203	14,682	449,122
<input type="checkbox"/>	General Obligation	Storm Sewer	707	05/15/2008	30,289	100%	2017	17,490	3,200	594	3,200	594	14,290
<input type="checkbox"/>	General Obligation	Storm Sewer	722	09/01/2005	490,000	100%	2025	385,622	43,491	15,614	43,491	15,614	342,131
<input type="checkbox"/>	General Obligation	Storm Sewer	723	06/30/2009	379,398	100%	2029	307,373	25,176	15,026	25,176	15,026	282,197
<input type="checkbox"/>	General Obligation	Storm Sewer	725	06/29/2010	575,700	100%	2030	575,700		20,585		20,585	575,700
<input type="checkbox"/>	General Obligation	Storm Sewer	726	06/29/2010	34,400	100%	2030	33,100	1,400	1,161	1,400	1,161	31,700
<input type="checkbox"/>	General Obligation	Storm Sewer	727	06/29/2010	252,399	100%	2030	242,550	9,996	8,516	9,996	8,516	232,554
<input type="checkbox"/>	General Obligation	Storm Sewer	728	06/08/2011	1,733,400	100%	2031	1,733,400		63,348		63,348	1,733,400
<input type="checkbox"/>	General Obligation	Storm Sewer	729	06/13/2011	458,734	100%	2022	354,929	129,853	10,915	129,853	10,915	225,076
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	4,736,526	100%	2033	4,736,526					4,736,526
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	270,000	100%	2033	270,000					270,000
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	355,000	100%	2033	355,000					355,000
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	639,667	100%	2025	639,667					639,667
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	632,666	100%	2025	632,666					632,666
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	632,667	100%	2025	632,667					632,667
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	614,000	100%	2033	614,000					614,000
<input checked="" type="checkbox"/>	General Obligation	Street Improvements		06/11/2013	350,000	100%	2033	350,000					350,000
<input checked="" type="checkbox"/>	General Obligation	Bridge or Building		06/11/2013	325,000	100%	2033	325,000					325,000
<input checked="" type="checkbox"/>	General Obligation	Storm Sewer		06/11/2013	500,000	100%	2033	500,000					500,000
New Bond Totals					9,055,526	9,055,526	Totals	95,280,440	11,665,977	3,052,359	11,665,977	3,052,359	83,614,463



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Project Final Costs Sheet

For construction, reconstruction, and improvement projects with costs equal to or greater than 90% of the bid threshold in effect as the beginning of the fiscal year.

#### Section A

Check here if there are no entries for this year ☐

Line No.	1. Project Number	2. Estimated Cost	3. Project Type	4. Public Letting?	5. Location/Project Description (limits, length, size of structure)	
1	301178-02	1,000,000	Roadway Construction	Yes	Locust Road SW from 66th Avenue SW to 600 feet North of 60th Avenue SW Rec	
2	301302-02	625,000	Roadway Construction	Yes	6th Street SW between 66th Avenue SW and Waconia Avenue. Rehabilitation of the	
3	301286-02	730,000	Roadway Construction	Yes	3rd Avenue SE from 5th Street SE to 10th Street SE. Installation of 36 L.F. of 15-in	
4	3012022-02	1,430,000	Roadway Construction	Yes	1st Ave East (Iowa 922) from 21st St NE to 27th St NE. Mill and overlay 1st Ave Th	
5	301665-03	2,180,000	Roadway Construction	Yes	2nd Street SE from 5th Avenue SE to 8th Avenue SE including the intersection of 2nd	
6	3012047-01	120,000	Roadway Construction	Yes	80th Street SW at 1st Avenue West. Grading, gravel subbase and seal coat pavement	
7	306116-01	130,000	Traffic Control	Yes	Installed fully-vehicle and pedestrian-actuated traffic signals at 16th Avenue & Jaco	
8	3017011-02	132,000	Miscellaneous	Yes	Various locations throughout the City of Cedar Rapids. Sidewalk removal and repla	
9	301587-02	1,040,000	Roadway Construction	Yes	Wilson Avenue SW from Arlington Street to Stoney Point Road. Grading, storm se	
10	306096-09	1,668,000	Traffic Control	Yes	Built new fiber optic communications lines between traffic signals on the southwest	
11	301108-03	4,825,000	Roadway Construction	Yes	60th Avenue SW - from Edgewood Road SW to Locust Road SW & 26th Street SW	
12	301855-02	1,525,000	Roadway Construction	Yes	1st Avenue East, from 17th Street SE to Cottage Grove Avenue SE. Repair failed co	

#### Section B

Contract Work				City Labor					
Line No.	1. Project Number	6. Contractor Name	7. Contract Price	8. Additions/ Deductions	9. Labor	10. Equipment	11. Materials	12. Overhead	13. Total
1	301178-02	Horsfield Construction, Inc.	625,268	12,747					638,015
2	301302-02	Iowa Erosion Control, Inc.	746,552	2,686					749,238
3	301286-02	L.L. Pelling Company	676,269	127,041					803,310
4	3012022-02	L.L. Pelling Company	1,328,620	82,035					1,410,655
5	301665-03	Gee Grading & Excavating, Inc.	1,776,089	-189,532					1,586,557
6	3012047-01	Pric-Tobin Construction, Inc.	98,129	-3,932					94,197
7	306116-01	Trey Electric Corporation	108,257	-4,486					103,771



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013
Contract Work			
		City Labor	
8	3017011-02	Eastern Iowa Excavating & Concrete, Inc.	140,331
9	301587-02	Metro Pavers, Inc.	1,116,679
10	306096-09	Price Industrial Electric, Inc.	1,505,695
11	301108-03	Horsfield Construction, Inc.	4,374,869
12	301855-02	L.L. Pelling Company	1,641,958





Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Road/Street Equipment Inventory Sheet

Check here if there are no reportable equipment ☐

1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	/Unit	6. Rental Cost	/Unit	7. Used on Project this FY?	8. Status
203	1985	Grader 135HP or more	33,000					No	No Change
202	1991	Grader 135HP or more	27,500					No	No Change
199	1991	Grader 135HP or more	52,250					No	No Change
198	1979	Grader 135HP or more	67,694					No	No Change
197	1993	Grader 135HP or more	46,365					No	No Change
196	1991	Grader 135HP or more	39,000					No	No Change
195	1991	Grader 135HP or more	23,523					No	No Change
194	1996	Grader 135HP or more	117,348					No	No Change
92	2006	Tandem Dump Box W/O att	102,508					No	No Change
192	1992	Grader 135HP or more	71,305					No	No Change
191	1994	Grader 135HP or more	63,831					No	No Change
190	1974	Grader 135HP or more	48,948					No	No Change
187	1990	Grader 135HP or more	25,426					No	No Change
186	1996	Grader 135HP or more	117,348					No	No Change
185	1992	Grader 135HP or more	55,000					No	No Change
182	2002	Sweeper 84" or more	83,679					No	No Change
181	2004	Sweeper 84" or more	94,789					No	No Change
179	2004	Sweeper 84" or more	94,789					No	No Change
177	1996	Sweeper 84" or more	64,963					No	No Change
175	1996	Sweeper 84" or more	97,444					No	No Change
171	1999	Chipspreader <10'	127,645					No	No Change
168	1994	Excavator Wheeled	179,637					No	No Change
167	1999	Wheel Loader	170,111					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

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CEDAR RAPIDS		1187		126,326		2013			
1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	/Unit	6. Rental Cost	/Unit	7. Used on Project this FY?	8. Status
164	1994	Oil Wagon	43,275					No	Sold
163	1990	Truck, Tractor	47,200					No	No Change
157	1995	Roller <40"	54,320					No	No Change
156	1995	Roller Sheep's Foot (67")	36,572					No	No Change
155	1995	Roller Rubber Tire (8 wheel)	45,115					No	No Change
153	1988	Roller 40-67" Drum	65,911					No	No Change
151	2002	Backhoe	60,335					No	No Change
147	2004	Wheel Loader	126,986					No	No Change
146	1993	Wheel Loader	102,000					No	No Change
42	2006	Lodal (single axle) W/dump body	87,914					No	No Change
142	1994	Wheel Loader	143,050					No	No Change
141	2001	Wheel Loader	167,831					No	No Change
140	2002	Force Feed Loader	139,923					No	No Change
29	2006	Lodal (single axle) W/dump body	87,914					No	No Change
121	2005	Forklift	19,986					No	No Change
18	2006	Lodal (single axle) W/dump body	87,914					No	No Change
115	2001	Lodal (single axle) W/O Att	41,353					No	No Change
114	2005	Lodal (single axle) W/O Att	37,853					No	No Change
114	2005	Lodal (Cab & Chassis)	45,592					No	No Change
113	1998	Lodal (single axle) W/O Att	27,858					No	Sold
110	1994	Lodal (single axle) W/O Att	37,255					No	Sold
109	1994	Flusher <2500 gallons	19,963					No	No Change
108	1998	Flusher <2500 gallons	36,176					No	No Change
107	2002	Flusher <2500 gallons	39,503					No	No Change
106	2001	Flusher <2500 gallons	41,685					No	No Change
105	1992	Flusher <2500 gallons	34,500					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

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CEDAR RAPIDS		1187		126,326		2013			
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103	2005	Flusher <2500 gallons	85,939					No	No Change
100	1998	Power Broom	9,985					No	No Change
99	2000	Dmp Trk (Tandem) W/O Att	55,668					No	No Change
98	2001	Dmp Trk (Tandem) W/O Att	54,806					No	No Change
97	1996	Dmp Trk (Tandem) W/O Att	53,687					No	No Change
96	1996	Dmp Trk (Tandem) W/O Att	53,687					No	No Change
95	2000	Dmp Trk (Tandem) W/O Att	55,668					No	No Change
93	1993	Dmp Trk (Tandem) W/O Att	48,800					No	No Change
91	1995	Dmp Trk (Tandem) W/O Att	51,418					No	No Change
88	1984	Trackless Plow	28,544					No	No Change
83	1995	Tractor 50HP or less	45,000					No	No Change
82	1998	Tractor 50HP or less	37,782					No	No Change
81	1993	Tractor 50HP or less	43,850					No	No Change
80	1999	Tractor 50HP or less	19,900					No	No Change
79	1982	Tractor 50HP or less	13,000					No	No Change
78	2000	Tractor 50HP or less	19,910					No	No Change
77	2001	Tractor 50HP or less	19,900					No	No Change
75	1993	Car (Cavalier)	Unknown					No	No Change
73	1991	2x4 1/2T Pick-up	15,492					No	No Change
72	1993	Car (Cavalier)	Unknown					No	No Change
71	2000	4x4 1/2T Pick-up	12,152					No	No Change
70P	1990	Trackless Plow	22,500					No	No Change
69	2000	Skid Loader >50HP	32,883					No	No Change
68	1999	Trackless Plow With Attach	57,054					No	No Change
66	1968	Wrecker	3,500					No	No Change
65	1968	Wrecker	3,500					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name		City Number		City Population		Fiscal Year			
CEDAR RAPIDS		1187		126,326		2013			
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63	1993	Car (Cavalier)	9,259					No	No Change
62	1994	4x4 1/2T Pick-up	14,352					No	No Change
61	2002	Utility Truck (single axle)	28,489					No	No Change
60	1988	2x4 1/2T Pick-up	12,152					No	No Change
56	1992	3/4T Utility Truck	12,796					No	No Change
55	1991	2WD 1/2T Van	38,800					No	No Change
54	1996	1T Utility Truck	17,152					No	No Change
51	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
50	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
49	1993	Dmp Trk (single axle) W/O Attach	32,450					No	No Change
48	1989	Dmp Trk (single axle) W/O Attach	23,517					No	No Change
47	1995	Dmp Trk (single axle) W/O Attach	36,805					No	No Change
46	1999	Dmp Trk (single axle) W/O Attach	26,101					No	No Change
45	2002	Dmp Trk (single axle) W/O Attach	39,551					No	No Change
44	1995	Dmp Trk (single axle) W/O Attach	36,805					No	No Change
43	1995	Dmp Trk (single axle) W/O Attach	34,964					No	No Change
41	1994	Dmp Trk (single axle) W/O Attach	35,625					No	No Change
40	1998	Dmp Trk (single axle) W/O Attach	35,681					No	Sold
39	1994	Dmp Trk (single axle) W/O Attach	35,625					No	No Change
37	2001	Dmp Trk (single axle) W/O Attach	41,612					No	No Change
36	1980	Dmp Trk (single axle) W/O Attach	18,681					No	No Change
W85	2000	Mower	9,910					No	No Change
W78	2000	Mower	12,000					No	No Change
W77	2001	Mower	12,000					No	No Change
W19	1999	Hydro Mulcher	26,649					No	No Change
E138	1999	Crack Sealer	21,000					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

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1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	/Unit	6. Rental Cost	/Unit	7. Used on Project this FY?	8. Status
E136	1995	Crack Saw	5,789					No	No Change
E62	1996	EZ Drill	7,396					No	No Change
E60	1990	Air Compressor	10,000					No	No Change
E59	1990	Air Compressor	10,000					No	No Change
E57	1998	Concrete Saw	8,970					No	No Change
E56	1992	Air Compressor	9,250					No	No Change
E53	2002	Mobile Air Compressor	10,857					No	No Change
E18	1999	Pot Hole Patcher	33,500					No	No Change
E3	2000	Conveyor+Dumpster	37,700					No	No Change
A54	1999	Generator	17,449					No	No Change
A47	1996	Pothole Patcher	29,600					No	No Change
80R	2001	Rotodairon	12,750					No	No Change
216	2001	Concrete Pump	47,826					No	No Change
212	1982	Endloader	60,200					No	No Change
211	1990	Milling Machine	149,956					No	No Change
210	1986	Milling Machine	91,812					No	No Change
209	1988	Paver (10' screed or more)	23,205					No	Sold
208	2000	Paver (10' screed or more)	94,476					No	No Change
207	2001	Scarifier	200,000					No	No Change
205	1992	Grader 135HP or more	71,305					No	No Change
35	2000	Dmp Trk (single axle) W/O Attach	39,595					No	No Change
34	1995	Dmp Trk (single axle) W/O Attach	34,964					No	No Change
33	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
32	1997	Dmp Trk (single axle) W/O Attach	17,809					No	No Change
30	2001	Dmp Trk (single axle) W/O Attach	41,612					No	No Change
28	1992	Dmp Trk (single axle) W/O Attach	29,193					No	Sold



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

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27	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
26	1998	Dmp Trk (single axle) W/O Attach	35,681					No	Sold
25	1999	Dmp Trk (single axle) W/O Attach	45,869					No	No Change
24	1998	Dmp Trk (single axle) W/O Attach	35,681					No	Sold
22	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
20	2001	Dmp Trk (single axle) W/O Attach	41,612					No	No Change
19	1999	Dmp Trk (single axle) W/O Attach	39,595					No	No Change
17	1998	Dmp Trk (single axle) W/O Attach	37,847					No	Sold
16	2003	Dmp Trk (single axle) W/O Attach	42,159					No	No Change
15	2002	Dmp Trk (single axle) W/O Attach	39,551					No	No Change
14	1997	Dmp Trk (single axle) W/O Attach	35,681					No	Sold
12	1991	4x4 1/2T Pick-up	14,496					No	No Change
11	2000	4x4 1/2T Pick-up	18,876					No	Sold
137	1996	Flatbed (single axle)	23,645					No	Sold
136	2002	Roller <40"	13,358					No	No Change
135	2002	Roller <40"	13,358					No	No Change
132	1998	Roller <40"	17,800					No	No Change
9	1999	4x4 1/2T Pick-up	14,496					No	Sold
8	2006	4x4 1/2T Pick-up	15,853					No	No Change
7	2006	4x4 1/2T Pick-up	15,853					No	No Change
53	1996	4x4 1/2T Pick-up	17,337					No	No Change
6	2002	4x4 1/2T Pick-up	18,700					No	No Change
5	2002	4x4 1/2T Pick-up	18,700					No	Sold
2	2002	4x4 1/2T Pick-up	22,260					No	No Change
E65	2006	MKII Power Screen	15,000					No	No Change
133	2006	Roller	32,583					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

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13	2007	Cab and Chasis	49,313					No	No Change
13	2006	Dump Body	11,383					No	No Change
13	2006	Air Compressor	9,323					No	No Change
13	2006	Hydraulics	12,999					No	No Change
13	2006	Plow and Frame 11'	8,579					No	No Change
23	2007	Cab and Chasis	49,313					No	No Change
23	2007	Dump Body	10,943					No	No Change
23	2007	Hydraulics	11,436					No	No Change
23	2007	Plow and Frame 11'	8,871					No	No Change
1-203	2001	Grader	136,715					No	No Change
90	2007	Cab and Chasis	59,418					No	No Change
90	2006	Radius Dump & Spreader Body	18,430					No	No Change
90	2006	Hydraulics	16,337					No	No Change
90	2006	Wing	5,379					No	No Change
90	2006	plow and Frame 11'	8,579					No	No Change
1-011	2008	Ford F-150	17,880					No	No Change
1-T23	2008	Falcon Hot Patcher	19,030					No	No Change
1-T220	2008	Falcon Hot Patcher	19,030					No	No Change
134	1990	Truck, 4WD 1 ton	13,811					No	No Change
1-067	2008	Plow, Trackless	115,304					No	No Change
1-092	2006	Dump Truck	102,508					No	No Change
1-068	2008	Plow, Trackless	93,919					No	No Change
1-093	2009	Dump Truck	122,798					No	No Change
1-021	2009	Dump Truck	103,884					No	No Change
1-116	2009	Lodal	108,747					No	No Change
1-071	2008	Plow, Trackless	126,446					No	No Change



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

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1. Local Class I.D. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	/Unit	6. Rental Cost	/Unit	7. Used on Project this FY?	8. Status
1-081	2008	Tractor	51,931					No	No Change
1-157	2009	Rollers	21,000					No	No Change
1-154	2009	Rollers	21,000					No	No Change
1-082	2009	Tractor	63,014					No	No Change
1-E82	2009	Mower, Tractor	50,762					No	No Change
1-E67	2010	Mower	7,250					No	No Change
1-168	2009	Excavator	195,419					No	No Change
1-089	2009	Pickup Truck, Reg Cab	33,143					No	No Change
1-203	2001	Grader	136,715					No	No Change
1-031	2010	Dump Truck	107,444					No	No Change
1-T024	2008	Patcher, Asphalt	24,375					No	No Change
1-E18	2008	Patcher, Asphalt	47,750					No	No Change
1-146	2006	Loader, Wheel End	153,904					No	No Change
1-048	2010	Pickup Truck, Ext Cab	44,987					No	No Change
1-049	2010	Pickup Truck, Ext Cab	47,927					No	No Change
1-094	2010	Dump Truck	123,969					No	No Change
1-E69	2010	Mower	20,300					No	No Change
1-120	2004	Plow, Trackless	79,950					No	No Change
1-121	2004	Plow, Trackless	79,950					No	No Change
1-E66	2010	Mower	7,250					No	No Change
1-E68	2010	Mower	7,250					No	No Change
1-E61	2010	Concrete Saw	16,406					No	No Change
1-001	2010	Pickup Truck, Reg Cab	20,677					No	No Change
1-180	2010	Sweeper, Street	165,000					No	No Change
1-060	2011	Pickup Truck, Reg Cab	26,887					No	No Change
1-038	2011	Freightliner Cab and Chassis	113,617					No	No Change





Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year						
CEDAR RAPIDS	1187	126,326	2013						
1. Local Class ID. #	2. Model Year	3. Description	4. Purchase Cost	5. Lease Cost	/Unit	6. Rental Cost	/Unit	7. Used on Project this FY?	8. Status
1-039	2011	Freightliner Cab and Chassis	113,617					No	No Change
1-041	2011	Freightliner Cab and Chassis	113,617					No	No Change
1-096	2011	Freightliner Cab and Chassis	135,251					No	No Change
1-118	2011	Freightliner Cab and Chassis	120,507					No	No Change
1-063	2010	Skidloader	23,034					No	No Change
1-064	2010	Skidloader	23,034					No	No Change
1-358	2010	Tractor	61,418					No	No Change
1-491	2010	Mower	8,755					No	No Change
1-E011	2010	Tractor	31,143					No	No Change
1-E012	2010	Tractor	28,657					No	No Change
1-E013	2010	Tractor	28,657					No	No Change
1-066	2010	Skidloader	30,526					No	No Change
1-152	2011	Mower	8,535					No	No Change
1-155	2011	Mower	8,535					No	No Change
1-492	2011	Mower	8,755					No	No Change
1-178	2011	Street Sweeper	165,000					No	No Change
1-176	2011	Street Sweeper	165,000					No	No Change
1-008	2011	Ext Cab Pickup Truck	27,708					No	No Change
1-145	2011	Wheeled End Loader	154,996					No	No Change
1-144	2011	Wheeled End Loader	161,946					No	No Change
1-164	2012	Freightliner Cab and Chassis	158,474					No	No Change
1-099	2012	Freightliner Cab and Chassis	136,196					No	No Change
1-097	2012	Freightliner Cab and Chassis	136,196					No	No Change
1-132	2012	Compaction Roller	35,264					No	New
1-136	2012	Compaction Roller	35,264					No	New
1-011	2012	Pickup Truck, Reg Cab	30,983					No	New



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

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1-028	2013	International Cab and Chassis	124,835					No	New
1-026	2013	International Cab and Chassis	124,835					No	New
1-040	2013	International Cab and Chassis	146,065					No	New
1-T132	2012	Trailer, Tilt	6,694					No	New
1-T136	2012	Trailer, Tilt	6,694					No	New
1-017	2013	International Cab and Chassis	158,719					No	New
1-014	2013	International Cab and Chassis	124,835					No	New
1-024	2013	International Cab and Chassis	146,065					No	New
1-095	2013	International Cab and Chassis	147,304					No	New
1-054	2012	Truck, Flatbed	57,037					No	New
206320	2013	Patcher, Hot Box	55,210					No	New
206321	2013	Patcher, Hot Box	55,210					No	New
206322	2013	Patcher, Hot Box	55,210					No	New
1-065	2013	Skid Loader, Compact Track	80,596					No	New



Iowa Department of Transportation  
Form 517007 (5-2012)  
Office of Local Systems  
Ames, IA 50010

## City Street Financial Report

City Name	City Number	City Population	Fiscal Year
CEDAR RAPIDS	1187	126,326	2013

### Monthly Payment Sheet

Month	Road Use Tax Payments	Transfer of Jurisdictions Payments
JULY	\$883,763.43	\$2,465.13
AUGUST	\$1,327,428.78	\$2,987.35
SEPTEMBER	\$1,207,692.32	\$5,829.34
OCTOBER	\$975,886.63	\$4,721.13
NOVEMBER	\$930,523.17	\$4,501.64
DECEMBER	\$983,730.28	\$4,770.32
JANUARY	\$980,408.37	\$4,748.36
FEBRUARY	\$1,053,403.98	\$5,104.04
MARCH	\$1,326,225.09	\$6,427.34
APRIL	\$885,185.70	\$4,233.93
MAY	\$571,901.91	\$2,433.64
JUNE	\$971,571.84	\$0.00
<b>Totals</b>	12,097,721.5	\$48,222.22



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Fire

**Presenter at meeting:** Mark English  
**Email:** m.english@cedar-rapids.org

**Phone Number/Ext:** (319) 286-5220

**Alternate Contact Person:** Greg Buelow  
**Email:** g.buelow@cedar-rapids.org

**Phone Number/Ext:** (319) 286-5163

**Description of Agenda Item:**

Resolution authorizing Justin Renner, Cedar Rapids firefighter, to attend 15<sup>th</sup> Annual Structural Collapse Technical School in Virginia Beach, VA for a total amount of \$3,963.

**Background:**

City of Cedar Rapids travel policy requires any travel expenses with a cost of \$3,000 or more to be approved by City Council. The travel costs for this training exceeds the amount of \$3,000 and is hereby brought to City Council for their approval. The training provides necessary skills and certification to function in the event of a natural disaster, terrorist event, or other major life-saving effort. The Cedar Rapids Fire Department is a sponsoring organization of Iowa Task Force 1, so the training will be paid for by grant monies received.

**Action / Recommendation:**

The Fire Department recommends approval of the training.

**Alternative Recommendation:**

If the training is not approved at this time, the Fire Department will be responsible for funding the training from other funding sources than the grant monies allocated.

**Time Sensitivity:** N/A

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** N/A

**Budget Information (if applicable):** Cost of the training is \$3,963 with funding from the Fire Department Urban Search and Rescue Homeland Security Grant Funds, Account 542102-7862-786200, Project #786212.

**Local Preference Policy** Applies ☐ Exempt ☒  
**Explanation:** N/A

**Recommended by Council Committee**

Yes ☐

No ☐

N/A ☒

**Explanation (if necessary):** N/A

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Fire Department has herewith authorized Justin Renner to attend training: 15<sup>th</sup> Annual Structural Collapse Technician School from October 12, 2013 through October 19, 2013. Funding for this travel will be Fire Department Urban Search and Rescue Homeland Security Grant Funds in the amount of \$3,963, Account # 542102-7862-786200, Project # 786212.

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

☒ **Consent Agenda**      ☐ **Regular Agenda**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Utilities – Water Pollution Control Facility

**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Andrew Lundy **Phone No.:** 5968 **E-mail:** [a.lundy@cedar-rapids.org](mailto:a.lundy@cedar-rapids.org)

### **Description of Agenda Item:**

Amendment No. 1 to the Professional Services Agreement with HDR Engineering, Inc. in an amount not to exceed \$20,000 for additional engineering services for the WPCF Headworks Local Limits Study (original contract amount was \$110,000; total contract amount with this amendment is \$130,000). CIP/DID #615209

### **Background:**

The Iowa Department of Natural Resources (IDNR) requires that wastewater treatment facilities have procedures in place to insure that wastes are not accepted that could cause interference or pass-through (discharge violations). One process for insuring that these conditions do not occur is to carefully allocate or permit available treatment capacity in the facility.

Treatment capacity (aka Local Limits) is applicable to many different potential pollutants (wastes), such as BOD (biochemical oxygen demand – a measure of wastewater strength), suspended solids, and to metals like copper, cadmium, or selenium. All of these pollutants can be generated in very small amounts from domestic or commercial sources, but the largest contributors in Cedar Rapids and most other communities are industrial sources. The ability to provide treatment capacity for any of these pollutants to new or existing sources is an essential economic development criterion for companies making decisions about facility location or expansion.

In the re-issued NPDES permit for CRWPCF received on January 5, 2011, IDNR included a requirement that an evaluation of Local Limits be conducted and report submitted to IDNR by January 1, 2012. This evaluation must review all potential pollutants, determine maximum allowable headworks loadings for those pollutants, provide an explanation of how pollutant loading (treatment) capacity will be allocated to significant industrial users, and recommend an updated ordinance framework for the new local limits.

Additional services are being requested to consider the implications of recent developments on the previously established local limits. Recent developments include anticipated increases in selenium in the plant influent and effluent associated with one local industry's plans to increase their use of selenium in production, intermittently elevated copper levels in the plant influent and effluent; and increased plant effluent bank discharge due to extended periods with elevated River levels.

### **Action / Recommendation:**

The Utilities Department – WPC Division recommends approval of Amendment No. 1 with HDR Engineering, Inc. for the WPCF Headworks Local Limits Study.

**Alternative Recommendation:**

None

**Time Sensitivity:** Action needed 9-10-13.

**Resolution Date:** 9-10-13

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year.** The project will be funded from carryover funds from the FY2012 Water Pollution Control Department CIP budget coded to 925-553000-615-615000-X-X-615209.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** Funded from FY11 and FY12 capital improvement program budget.
3. **Purchasing Department used or Purchasing Guidelines followed:** This is an amendment to an existing Professional Services Agreement between the City of Cedar Rapids, IA and HDR Engineering, Inc.

**Local Preference Policy** Applies ☒ Exempt ☐

**Explanation:** HDR Engineering, Inc. is a local engineering firm with a presence within the corporate limits of the City of Cedar Rapids.

**Recommend by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**



RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Utilities Department – Water Pollution Control Facility executed a Professional Services Agreement with HDR Engineering, Inc. for the WPCF Headworks Local Limits Study (Contract No. 615209) for an amount not to exceed \$110,000 by Resolution No. 0449-04-11 on April 12, 2011, and

WHEREAS, additional engineering services are being requested for an amount not to exceed \$20,000, to consider the implications of recent developments on the previously established local limits which include anticipated increases in selenium in the plant influent and effluent associated with one local industry's plans to increase their use of selenium in production, intermittently elevated copper levels in the plant influent and effluent, and increased plant effluent bank discharge due to extended periods with elevated River levels, and

WHEREAS, the Water Pollution Control Facilities staff recommends approval of Amendment No. 1, to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$20,000 for the Water Pollution Control Facility Headworks Local Limits Study, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 1, to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$20,000, for the Water Pollution Control Facility Headworks Local Limits Study (Contract No. 615209), be hereby approved and that the City Manager and City Clerk be authorized to execute said Amendment. The original contract amount was \$110,000; total contract amount with this amendment is \$130,000. The project will be funded from carryover funds from the FY2012 Water Pollution Control Department CIP budget coded to 925-553000-615-615000-X-X-615209.

Passed this 10<sup>th</sup> day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Alternate Contact Person:** Rob Davis

**Phone Number/Ext:** 5808

**Email:** robd@cedar-rapids.org

**Alternate Contact Person:** Diane Rodenkirk

**Phone Number/Ext:** 5023

**Email:** d.rodenkirk@cedar-rapids.org

**Description of Agenda Item:**

Amendment No. 3 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions to reflect glass panels for open office 131 and additional furnishings for the Assessor's Office for an amount not to exceed \$3,187.95 (original contract amount was \$299,520.80; total contract amount with this amendment is \$343,669.12) (**FLOOD**). CIP/DID #0113-154

**Background:**

City Council awarded the Contract to Triplett Interior Solutions for Packages 1 and 10 of the City Services Center Furniture, Fixtures and Equipment (FF&E) project through Resolution No. 0504-03-13. The City Manager signed Amendment No. 1 to the Contract on July 5, 2013 for the addition of glass stackers on aisle panels. City Council approved Amendment No. 2 to the Contract through Resolution No. 1199-07-13 for additional furniture such as pedestal and lateral files, tackboards, upper storage, task lighting, corner brackets and panel power for an amount not to exceed \$18,433.26.

Amendment No. 3 is for glass panels in open office 131 and additional furnishings for the Assessor's Office as outlined below:

A.	Package 1: Systems Furniture and Filing		
	1. Glass panels, Vertical Moire, glazed, Grade D for open office 131, 4 @ \$78.75	\$315.00	
	Subtotal Item A		\$315.00
B.	Additional items for the Assessor's Office 233 Note: These items will be paid for through the Assessor's Office		
	1. Add-on panel, glazed, Model E2AG-216-F, three (3) @ \$151.62	\$454.86	
	2. Mono panel, square top cap, no power, Model E2MN-238-B, two (2) @ \$125.80	\$251.60	
	3. One (1) Mono panel, square top cap with power, Model E2MP-238-B	\$167.73	
	4. 90 degree finish post, Model E2PC-54, two (2) @ \$21.48	\$42.96	
	5. One (1) 180 degree finish post, Model E2PS-54-V2I	\$22.24	

6.	Power/communication model, Model EUD1-0000-1311V, two (2) @ \$147.33	\$294.66	
7.	X series storage cabinets, Model JSPY-0330-S3, three (3) @ \$348.29	\$1,044.87	
8.	Duplex receptacles, Model PRD-3-B, one (1) box of six (6)	\$35.03	
9.	One (1) retrofit kit power, Model RKP-2-B	\$70.31	
10.	One (1) rectangle worksurface, Model WURA-24B0-LISC	\$168.24	
11.	Brackets, Model ZEBA-0000-PL, two (2) @ \$4.09	\$8.18	
12.	Brackets, Model ZEBA-0000-PR, three (3) @ \$4.09	\$12.27	
13.	Delivery and installation of items	\$300.00	
	Subtotal Item B		\$2,872.95
Total for Amendment No. 3, not-to-exceed			\$3,187.95

Neumann Monson Architects, the City's architect and designer for the City Services Center is recommending this change and the Public Works Department – Engineering Division concurs with this recommendation.

**Contract summary:**

Original Contract, Resolution No. 0504-03-13	\$299,520.80
Amendment No. 1, signed by the City Manager July 5, 2013	\$22,527.11
Amendment No. 2, Resolution No. 1199-07-13	\$18,433.26
Amendment No. 3, not-to-exceed	\$3,187.95
<b>Contract Total</b>	<b>\$343,669.12</b>

**Action / Recommendation:** Recommend Council approve the Resolution

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** PWE006

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** FEMA funded project

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Public Works Department – Engineering Division and Triplett Interior Solutions are parties to a Contract for the purchase and installation of furniture at the City Services Center, authorized by Resolution No. 0504-03-13; and

WHEREAS, the City Manager signed Amendment No. 1 to the contract to add glass stackers to the workstation panels on all aisles for \$22,527.11; and

WHEREAS, Council approved Amendment No. 2 to the Contract through Resolution No. 1199-07-13 for additional furniture such as pedestal and lateral files, tackboards, upper storage, task lighting, corner brackets and panel power for an additional \$18,433.26; and

WHEREAS, Amendment No. 3 is to add glass panels in open office 131 and additional furnishings in the Assessor's Office for \$3,187.95; and

WHEREAS, Neumann Monson Architects, the City's architect and designer for the City Services Center is recommending this change; and

WHEREAS, the Public Works Department – Engineering Division concurs with this recommendation; and

WHEREAS, a cost summary of the Contract changes for this project is as follows:

Original Contract Amount	\$299,520.80	Resolution No. 0504-03-13
Amendment No. 1	\$ 22,527.11	Signed by the City Manager 07/05/13
Amendment No. 2	\$ 18,433.26	Resolution No. 1199-07-13
Amendment No. 3	<u>\$ 3,187.95</u>	
Amended Contract Amount	\$343,669.12	

WHEREAS, this project is federally funded through FEMA.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 3 with Triplett Interior Solutions as described herein.

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda Item  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Doug Carper  
**Email:** [d.carper@cedar-rapids.org](mailto:d.carper@cedar-rapids.org)

**Phone Number/Ext:** X5258

### **Description of Agenda Item:**

Amendment No. 2 to renew Agreement for Electronic Plan Room Services for the Public Works Department – Engineering Division with Rapids Reproductions Inc. for a total amount not to exceed \$75,000 (original contract amount was \$148,214.51; renewal amount is \$75,000) **(FLOOD)**. CIP/DID #0811-027

### **Background:**

Proposals were solicited in 2011 on behalf of the Public Works Department – Engineering Division for Electronic Plan Room Services with two (2) proposals submitted. The contract was awarded to Rapids Reproductions Inc. as the proposer who offered the best value for the City. The term of the initial agreement was September 14, 2011 through September 30, 2012

Amendment No. 2 renews the agreement through September 30, 2014 with additional renewal options available in one-year increments by mutual agreement. The total estimated annual expenditure for the renewal period will not exceed \$75,000. Funding sources will vary with expenditures allocated to each individual project. This contract includes both flood and non-flood related projects.

The City has agreed to a price increase ranging 2-4% as indicated below. The increase is due to the significant decrease in the City's volume.

<b>Pricing Summary</b>	<b>Current Pricing</b>	<b>Pricing Effective 10/1/2013</b>
Upload of PDF Files from City to Plan Room		
Price per page, Project Manuals:	\$ 0.00	\$ 0.00
Price per page/drawing, Plans – any size:	\$10.20 to \$15.30 (based on volume)	\$10.50 to \$15.76 (based on volume)
Printed Project Manuals / Plan Sets		
Project manuals, 8½ x 11, dbl-side, per page:	\$ 0.057	\$ 0.059
Back/front cover w/ comb binding:	\$ 2.14	\$ 2.20
11x17, single-sided, price per page:	\$ 0.062	\$ 0.064
12x18, single-sided, price per page:	\$ 0.165	\$ 0.17
15x21, single-sided, price per page:	\$ 0.245	\$ 0.25
24x36, single-sided, price per page:	\$ 0.49	\$ 0.50
30x42, single-sided, price per page:	\$ 0.735	\$ 0.76
36x48, single-sided, price per page:	\$ 0.98	\$ 1.01
Project Closeout CD	\$25.00	\$25.75

The Engineering Division uses Electronic Plan Room Services because of the extreme increase in the size of City projects due to rebuilding. Some projects have more drawings than what Public Works administrative staff should be expected to physically handle. By using an electronic plan room, the contractor takes care of all plan distribution, both electronic and hard copy, including addenda. Providing the plans electronically allows contractors to download and review the drawings on-line, limiting the number of printed copies to only those who seriously intend to bid. Sub-contractors can review the drawings and request printed copies for only the portions of the project applicable to their discipline.

The City pays for up to two (2) printed plan sets per contractor, including shipping (with no markup) when needed.

**Action / Recommendation:**

Resolution authorizing execution of Amendment No. 2 to Agreement for Plan Room Services for a total amount not to exceed \$75,000.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

Funding sources will vary with expenditures allocated to each individual project. This contract includes both flood and non-flood related projects.

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

Local preference does not apply because much of the funding will come from state and federal sources; however, the contracted vendor is local.

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals in 2011 for Electronic Plan Room Services on behalf of the City of Cedar Rapids Public Works Department – Engineering Division; and

WHEREAS, responses were received from two (2) suppliers; and

WHEREAS, the Contract was awarded to Rapids Reproductions, Inc. for the initial term of September 14, 2011 to September 30, 2012; and

WHEREAS, Amendment No. 2 renews the Agreement through September 30, 2014, with the option to extend in one-year increments by written mutual agreement; and

WHEREAS, the total annual expenditure will not exceed \$75,000, to be allocated to each individual project for which services are used; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 2 to the Agreement for Electronic Plan Room Services with Rapids Reproductions, Inc. as described herein.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** 09-10-13**Submitting Department:** Finance-Purchasing Services Division**Presenter at meeting:** consent**Phone Number/Ext:****Email:****Alternate Contact Person:** John Riggs**Phone Number/Ext:** x5981**Email:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)**Description of Agenda Item:**

Amendment No. 2 to contract for Demolition Services for Flood Damaged Commercial and Residential Structures project with D.W. Zinser Company to reflect a discovery item, to reflect the difference between the estimated quantities and actual quantities and accepting project and performance bond and authorizing issuance of payment in the amount of \$10,096.19 (original contract amount was \$304,745; final contract amount is \$201,923.58) (**FLOOD**). CIP/DID #0313-205

**Background:**

The Work to be performed under this project is to provide all-inclusive demolition services for sixteen (16) flood damaged parcels consisting of 13 residential parcels and 3 commercial parcels, all funded through the Community Development Block Grant (CDBG) Program. Payment for demolition services rendered shall be based on the firm fixed unit prices for the actual quantities removed during the demolition process.

The construction contract work on the Demolition Services for Flood Damaged Commercial and Residential Structures (Contract No. 0313-205), has now been substantially completed in accordance with the approved specifications.

Discovery Item: During the demolition process of the vacant land (GPN 1428279000900000), railroad rails and railroad ties were discovered buried outside of the building footprint. Contractor performed additional excavation, stockpiled the soils (not to be removed from parcel), removed the discovered items and filled in the excavation with the stockpiled soils. This additional excavation work shall not exceed \$3,000.

Contract decreased due to actual quantities less than the estimated quantities. The final project quantities and costs are listed below.

	Description	Unit Price	UOM	Final Qty.	Extension
1	Removal and disposal of debris	49.50	Per ton	3,238.221	160,291.94
2	Removal and recycling of concrete/asphalt/steel	4.00	Per ton	2,296.36	9,185.44
3	Clean Fill Dirt	5.25	Per cu yard	3,236	16,989.00
4	Clean Top Soil Materials	5.00	Per cu yard	2,052	10,260.00
5	Vegetation	20.00	Per ton	37.86	757.20
6	Erosion control/seeding	90.00	Per site	16	1,440.00
7	Discovery Item – Pumping septic tanks	2.50	Per gallon	0	0
8	Discovery Item – As described above	3,000	each	1	3,000.00
	Final Project Cost				\$ 201,923.58



Summary of contract:

Original Contract	\$ 304,745.00	Resolution #0897-05-13
Amendment No. 1	0	To extend term and to add 1 parcel and delete 1 parcel
Amendment No. 2	(102,821.42)	To reflect difference between estimated and actual quantities and to reflect discovery item
Total	\$ 201,923.58	Final Project Cost

**Action / Recommendation:**

That the City Manager and the City Clerk be authorized to sign Amendment No. 2 that a sum of \$10,096.19 be issued to D.W. Zinser Company as final payment of amounts retained on work completed.

**Alternative Recommendation:** None

**Time Sensitivity:**

**Resolution Date:** 09-10-13

**Estimated Presentation Time:** consent

**Budget Information (if applicable):** Federally Funded - CDBG

Structures in the Greenway Area: 3306200001,

Structures in the Construction Study Area: 3306200002

Structures in the Neighborhood Revitalization Area: 3306200003

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** Federal Funds - CDBG

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and D.W. Zinser Company are parties to a Contract for Demolition Services for Flood Damaged Commercial and Residential Structures, authorized by Resolution No. 0897-05-13; and

WHEREAS, construction contract work has been substantially completed on the Demolition Services for Flood Damaged Commercial and Residential Structures (Contract No. 0313-205) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$201,923.58 and funding for these services is covered under the flood related budgets, the GL coding is Structures in the Greenway Area: 3306200001, Structures in the Construction Study Area: 3306200002 and Structures in the Neighborhood Revitalization Area: 3306200003; and

WHEREAS, a Performance Bond, dated June 19, 2013 in the amount of \$304,745 covering said work filed by D.W. Zinser Company and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 2 with D.W. Zinser Company for Demolition Services for Flood Damaged Commercial and Residential Structures (Contract No. 0313-205) to reflect the difference between the estimated quantities and the actual quantities. A cost summary of the contract changes for this project is as follows:

Original Contract	\$ 304,745.00	Resolution #0897-05-13
Amendment No. 1	0	To extend term and to add 1 parcel and delete 1 parcel
Amendment No. 2	(102,821.42)	To reflect difference between estimated and actual quantities and to reflect discovery item
Total	\$ 201,923.58	Final Project Cost

AND BE IT FURTHER RESOLVED that based on the Flood Recovery Program Manager's recommendation, the Demolition Services for Flood Damaged Commercial and Residential Structures, (0313-205) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$10,096.19 to D.W. Zinser Company; and

BE IT FURTHER RESOLVED that payment shall be issued 30 days from the date of resolution.

Passed this 10<sup>th</sup> day of September 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** 09-10-13

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** consent

**Phone Number/Ext:**

**Email:**

**Alternate Contact Person:** John Riggs

**Phone Number/Ext:** X5981

**Email:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)

**Description of Agenda Item:**

Amendments No. 2 to the CDBG and FEMA contracts for the Parking Lot And Parcel Clean-Up Demolition Services Of Flood Damaged Properties project with Kelly Demolition, LLC to reflect discovery items and to extend the term of contracts and accepting work for both (original CDBG and FEMA contract amount was \$40,105; final amount with amendments is \$50,020) (**FLOOD**). CIP/DID #0413-239C and 0413-239F

**Background:**

The construction contract work on the Parking Lot And Parcel Clean-Up Demolition Services of Flood Damaged Properties project (Contracts No. 0413-239C and 0413-239F), has now been substantially completed in accordance with the approved specifications.

**Contract #0413-239F:**

Amendment No. 2 with Kelly Demolition, LLC for Environmental Remediation Services for Flood Damaged Commercial and Residential Properties (Contract No. 0413-239F) to extend the term of the contract through July 29, 2013.

A summary of the contract changes for Contract No. 0413-239F is as follows:

Original Contract	\$ 2,885	Resolution #0958-06-13
Amendment No. 1	0	To extend term of contract through 07-26-13
Amendment No. 2	0	To extend term of contract through 07-29-13
Total	\$ 2,885	Not to exceed except by written amendment

**Contract #0413-239C:**

Amendment No. 2 with Kelly Demolition, LLC for Environmental Remediation Services for Flood Damaged Commercial and Residential Properties (Contract No. 0413-239C) to extend the term of the contract through August 23, 2013 and to reflect the cost to remove building materials that were discovered beneath an asphalt parking lot in the amount of \$7,200 and to reflect the removal of additional concrete and grading in the amount of \$1,490.

A summary of the contract changes for Contract No. 0413-239C is as follows:

Original Contract	\$ 37,220	Resolution #0958-06-13
Amendment No. 1	1,225	To extend term of contract through 08-02-13
Amendment No. 2	8,690	Discovery items and extension of contract
Total	\$ 47,135	Not to exceed except by written amendment

**Action / Recommendation:**

That the City Manager and the City Clerk be authorized to execute Amendment No.2 for each contract (CDBG and FEMA) as described above.

**Alternative Recommendation:** None

**Time Sensitivity:**

**Resolution Date:** 09-10-13

**Estimated Presentation Time:** 2 minutes

**Budget Information (if applicable):**

CDBG Demolition: Structures in the Construction Study Area- 3306200002 and Structures in the Neighborhood Revitalization Area- 3306200003  
FEMA Demolition: SWB006

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** Federally Funded Project – CDBG and FEMA

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

PUR  
BSD  
CLK  
FIN  
AUD FILE  
KELLY  
377545  
0413-239C  
0413-239F  
0413-239

## RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and Kelly Demolition, LLC are parties to two Contracts, authorized by Resolution No. 0958-06-13, whereby Kelly Demolition provides Parking Lot and Parcel Clean-Up Demolition Services of Flood Damaged Properties; and

WHEREAS, construction contract work has been substantially completed on the Parking Lot and Parcel Clean-Up Demolition Services of Flood Damaged Properties (Contracts No. 0413-239C and 0413-239F) in accordance with the approved specifications; and

WHEREAS, the final cost of Contract No. 0413-239F is \$2,885 and funding for these services is covered under the flood related budgets SWB006; and

WHEREAS, the final cost of Contract No. 0413-239C is \$47,135 and funding for these services is covered under the flood related budgets Structures in the Construction Study Area- 3306200002 and Structures in the Neighborhood Revitalization Area- 3306200003; and

WHEREAS, a Performance Bond, dated June 24, 2013 in the amount of \$40,105 covering said work filed by Kelly Demolition, LLC and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the two-year correction period as provided by the Performance Bond commences on this date; and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 2 with Kelly Demolition, LLC for Environmental Remediation Services for Flood Damaged Commercial and Residential Properties (Contract No. 0413-239F) to extend the term of the contract through July 29, 2013.

A summary of the contract changes for Contract No. 0413-239F is as follows:

Original Contract	\$ 2,885	Resolution #0958-06-13
Amendment No. 1	0	To extend term of contract through 07-26-13
Amendment No. 2	0	To extend term of contract through 07-29-13
Total	\$ 2,885	Not to exceed except by written amendment

AND BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 2 with Kelly Demolition, LLC for Environmental Remediation Services for Flood Damaged Commercial and Residential Properties (Contract No. 0413-239C) extend the term of the contract through August 23, 2013 and to reflect the cost to remove building materials that were discovered beneath an asphalt parking lot in the amount of \$7,200 and to reflect the removal of additional concrete and grading in the amount of \$1,490.

A summary of the contract changes for Contract No. 0413-239C is as follows:

Original Contract	\$ 37,220	Resolution #0958-06-13
Amendment No. 1	1,225	To extend term of contract through 08-02-13
Amendment No. 2	8,690	Discovery items and extension of contract
Total	\$ 47,135	Not to exceed except by written amendment

Passed this 10th day of September 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at Meeting:** Rob Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5854

**Alternate Contact Person:** Steve Bauer  
**E-mail Address:** sbauer@frewdev.com

**Phone Number/Extension:** 739-4040

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of Amendment No. 6 to the Professional Services Agreement with Novak Design Group, PLC specifying an increased amount not to exceed \$29,063 and to amend the Schedule for Completing the Scope of Services in connection with the Cedar Rapids Convention Complex Parking Ramp project (original contract amount was \$875,993; total contract amount with this amendment is \$951,701). CIP/DID #535103-10

**Background:**

Due to unforeseen conditions and the resulting schedule and design changes adjustment, plus re-work to accommodate FEMA participation, physical construction is expected to last through September. This amendment allows for authorization to extend the Scope of Services through anticipated final completion.

**Action / Recommendation:**

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment 6 of the Professional Services Agreement with Novak Design Group, PLC specifying an increased fee of \$29,063.

**Alternative Recommendation:**

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 535 / 535000 / 535103

**Local Preference Policy:** Applies ☐ Exempt ☒  
**Explanation:** N/A

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒  
**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, on August 9, 2011, City Council approved the execution of contract number 535103-10 with Novak Design Group, PLC to provide architectural and engineering services for the construction of the Cedar Rapids Convention Complex Parking Ramp, and

WHEREAS, the City requested that Novak Design Group, PLC provide design and structural modifications needed to accommodate the potential for a pedestrian walkway within the parking structure, and;

WHEREAS, Novak has proposed an increased fee of \$29,063 to satisfy the increase in scope of work, and;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 6 to the Professional Services Agreement with Novak Design Group, PLC in the amount of \$29,063 for the Architectural Services project 535103-10. A summary of the contract amendments for this contract is as follows:

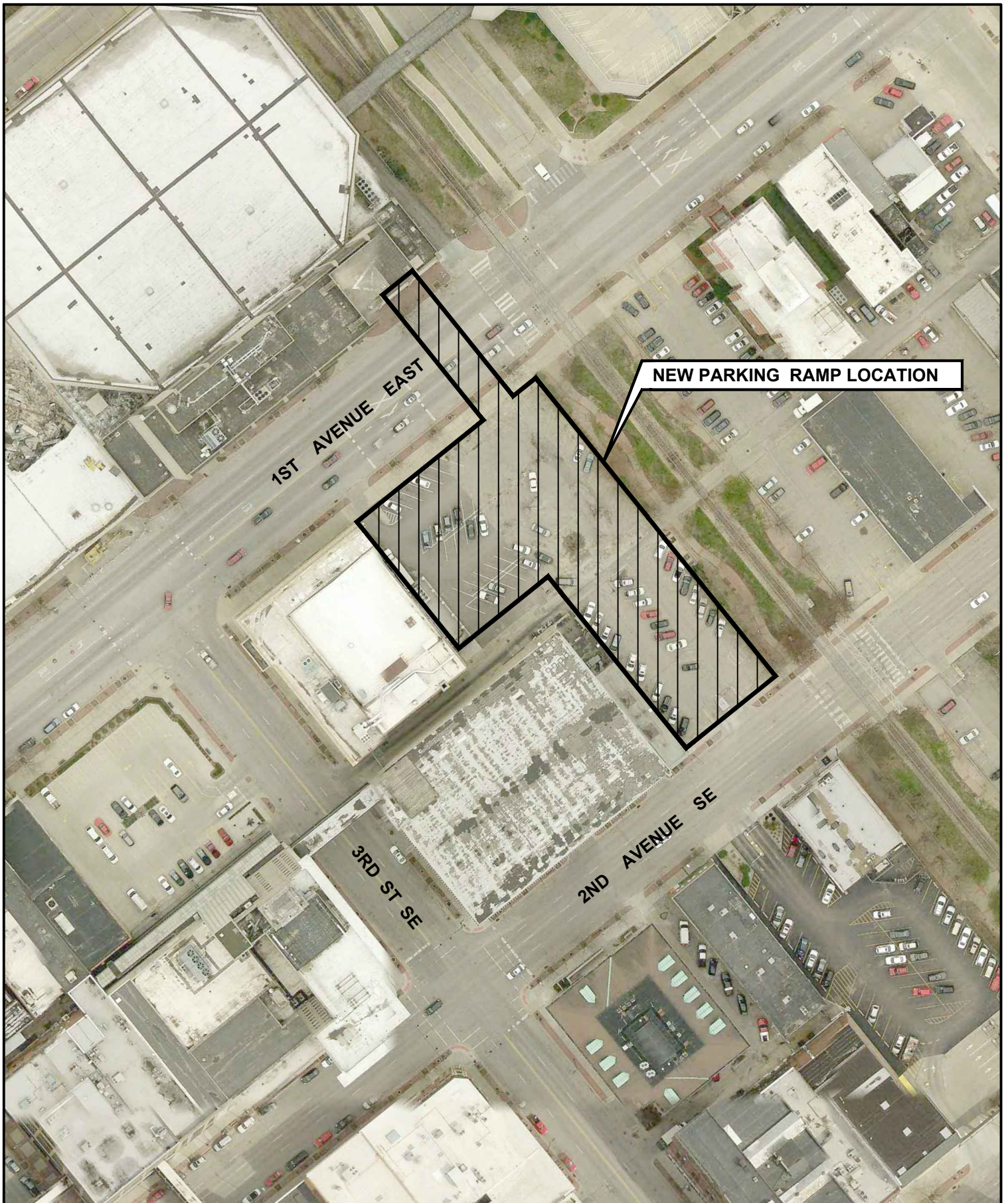
Amendment #	Base Fee	Contingency (Non-Authorized)	Change In Running Total	Total Contract Value
Original Contract	\$835,663	\$40,330	-	\$875,993
Amendment 1	\$851,363	\$24,630	+\$0	\$875,993
Amendment 2	\$851,363	\$24,630	+\$0	\$875,993
Amendment 3	\$897,133	\$10,000	+\$31,140	\$907,133
Amendment 4	\$898,633	\$8,500	+\$0	\$907,133
Amendment 5	\$907,133	\$0	+\$15,505	\$922,638
Amendment 6	\$922,638	\$0	+\$29,063	\$951,701

General ledger coding for this amendment to be as follows:

Fund 535, Dept ID 5355000 Project 535101                      \$951,701

Passed this 10th day of September, 2013







## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** 09-10-13

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** consent

**Phone Number/Ext:**

**Email:**

**Alternate Contact Person:** John Riggs

**Phone Number/Ext:** X5981

**Email:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)

### **Description of Agenda Item:**

Amendment No. 6 to Environmental Remediation and Demolition Services for the Former Animal Control Facility project with Active Thermal Concepts, Inc. to reflect a discovery item for an amount not to exceed \$109,937.80 and to extend the term and revise the payment schedule (original contract amount was \$103,469; total amount with this amendment is \$288,030.55) (**FLOOD**). CIP/DID #1112-112

### **Background:**

This Project consists of the environmental remediation services (abatement of asbestos and hazardous material) and demolition services at the former Animal Control Facility (GPN #15322-26001-00000) located at 1401 Cedar Bend Lane SW, Cedar Rapids. This project includes four (4) structures including the two (2) concrete tanks attached to the main admin structure, the rectangular tank on the north side of the building labeled “sick bay”, miscellaneous construction debris (C&D) scattered within the fenced in area, a propane tank and the surrounding chain link fence.

1. Due to discovery items during the demolition process, the term of this contract shall be extended from September 30, 2013 through November 30, 2013; and
2. Due to discovery items, the project timeline has been delayed and the payment schedule has been revised. Invoices may be submitted for actual quantities hauled to the landfill that have been verified by the Debris Monitor on September 30<sup>th</sup>, October 31<sup>st</sup> and November 30<sup>th</sup>; and
3. During the demolition process bio-solid waste (sludge) was discovered in the two sealed digester tanks at the former WPC/Animal Control Facility. This debris is estimated at approximately 1,900 cubic yards (2,850 tons) for both tanks. Active Thermal Concepts shall remove the sludge and deliver it to Millennium landfill in Milan, Illinois. Active Thermal Concepts shall adhere to the landfill's requirements for delivery times and quantities allowed per day for this type of material. Work shall commence once approved and continue until all material is removed. Only landfill related delays shall be acceptable; and
4. The prices stated above do not include any landfill tipping fees; and

5. Pricing breakdown for Amendment No. 6 as follows:

Description	Firm Fixed Price	Estimated Qty	Extended Price
Loading Sludge	\$106.05 per load	190 loads	\$ 20,149.50
Trucking to landfill, including tipping time	\$472.57 per load	190 loads	\$ 89,788.30
Total of Amendment No. 6, Not to Exceed			\$ 109,937.80

6. Summary of contract to date:

Original Contract	103,469.00	Resolution No. 1799-12-12
Amendment No. 1	0	Extending term through April 5, 2013
Amendment No. 2	0	Extending term through May 3, 2013
Amendment No. 3	12,213.00	Resolution No. 0623-04-13
Amendment No. 4	0	To extend term and to revise and clarify scope
Amendment No. 5	62,410.75	Discovery Item - To pump liquid from holding tanks
Amendment No. 6	109,937.80	Discovery Item – to load and haul sludge and extend term
Total	288,030.55	Not to exceed, except by written amendment

**Action / Recommendation:**

That the City Manager be authorized to sign Amendment No. 6 as described above.

**Alternative Recommendation:** None

**Time Sensitivity:** Time Sensitive. A delay in the project will impact the project.

**Resolution Date:** 09-10-13

**Estimated Presentation Time:** 2 minutes

**Budget Information (if applicable):** 522104-330-330720-PDE001

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** Federally Funded Project - FEMA

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

# RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and Active Thermal Concepts, Inc. are parties to a Contract whereby Active Thermal Concepts provides Environmental Remediation and Demolition Services for the Former Animal Control Facility; and

WHEREAS, the services were solicited in November 2012 by a Request for Bid process (RFB #1112-112); and

WHEREAS, the City and Active Thermal Concepts are desirous of amending the Contract, authorized by Resolution No. 0080-01-13 on January 8, 2013; and

WHEREAS, due to discovery items during the demolition process, the term of this contract shall be extended from September 30, 2013 through November 30, 2013; and

WHEREAS, due to discovery items, the project timeline has been delayed and the payment schedule has been revised. Invoices may be submitted for actual quantities hauled to the landfill that have been verified by the Debris Monitor on September 30<sup>th</sup>, October 31<sup>st</sup> and November 30<sup>th</sup> ; and

WHEREAS, during the demolition process bio-solid waste (sludge) was discovered in the two sealed digester tanks at the former WPC/Animal Control Facility. This debris is estimated at approximately 1,900 cubic yards (2,850 tons) for both tanks. Active Thermal Concepts shall remove the sludge and deliver it to Millennium landfill in Milan, Illinois. Active Thermal Concepts shall adhere to the landfill's requirements for delivery times and quantities allowed per day for this type of material. Work shall commence once approved and continue until all material is removed. Only landfill related delays shall be acceptable; and

WHEREAS, the prices stated above do not include any landfill tipping fees; and

WHEREAS, the pricing breakdown for Amendment No. 6 is as follows:

Description	Firm Fixed Price	Estimated Qty	Extended Price
Loading Sludge	\$106.05 per load	190 loads	\$ 20,149.50
Trucking to landfill, including tipping time	\$472.57 per load	190 loads	\$ 89,788.30
Total of Amendment No. 6, Not to Exceed			\$ 109,937.80

AND, WHEREAS, a summary of the contract to date is as follows:

Original Contract	103,469.00	Resolution No. 1799-12-12
Amendment No. 1	0	Extending term through April 5, 2013
Amendment No. 2	0	Extending term through May 3, 2013
Amendment No. 3	12,213.00	Resolution No. 0623-04-13
Amendment No. 4	0	To extend term and to revise and clarify scope
Amendment No. 5	62,410.75	Discovery Item - To pump liquid from holding tanks
Amendment No. 6	109,937.80	Discovery Item – to load and haul sludge and extend term
Total	288,030.55	Not to exceed, except by written amendment

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby authorized to execute Amendment No. 6 in the amount of \$109,937.80 as described herein.

Passed this 10<sup>th</sup> day of September 2013.



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## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda

**Phone Number/Ext:**

**Alternate Contact Person:** Matt Felling

**Phone Number/Ext:** 365-0377

**Email:** Matt.felling@hilton.com

**Alternate Contact Person:** Casey Drew

**Phone Number/Ext:** 5097

**Email:** c.drew@cedar-rapids.org

### **Description of Agenda Item:**

Resolution amending Resolution 0318-02-13 for additional food and beverage smallwares purchases from Edward Don and Company for the DoubleTree by Hilton Hotel at the Convention Complex for an additional \$155,020.86 (original resolution was for \$410,000; total amended amount is \$565,020.86)

### **Background:**

City Council passed Resolution No. 0318-02-13 to award the purchase of food and beverage smallwares for the DoubleTree by Hilton Hotel at the Convention Complex for \$410,000. Additional smallwares are needed for the DoubleTree. Frew Development Group, LLC, the City's construction manager for the Convention Complex is recommending approval of the additional purchases for \$155,020.86.

Cost summary for this purchase:

Original Amount \$410,000.00

Resolution No. 0318-02-13

Additional purchase \$155,020.86

Amended purchase amount \$565,020.86

**Action / Recommendation:** Recommend Council approve the Resolution

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

**Local Preference Policy** Applies ☒ Exempt ☐

**Explanation:** Edward Don and Company is not a certified local vendor

**Recommended by Council Committee**

Yes ☐

No ☐

N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids City Council approved Resolution No. 0318-02-13 on February 26, 2013 authorizing the purchase of food and beverage smallwares from Edward Don and Company for the DoubleTree by Hilton Hotel at the Convention Center for \$410,000; and

WHEREAS, additional food and beverage smallwares need to be purchased for the DoubleTree operation for an additional \$155,020.86; and

WHEREAS, Frew Development Group, LLC, the City's construction manager for the Convention Complex is recommending approval of the additional purchases; and

WHEREAS, a cost summary of the project is as follows:

Original Amount	\$410,000.00	Resolution No. 0318-02-13
Additional purchase	<u>\$155,020.86</u>	
Amended purchase amount	\$565,020.86	

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted as described herein.

Passed this 10<sup>th</sup> day of September, 2013.





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**  
 Resolution authorizing Change Order No. 8 in the amount of \$790.50 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp Program – Contract No. 1 project (original contract amount was \$189,177.50; total contract amount with this amendment is \$261,446.58). CIP/DID #3017012-01

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 8 submitted by BWC Excavating, LC.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

### Budget Information (if applicable):

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Per Code of Iowa, Chapter 26, contracts for public improvements not related to public utilities must be awarded to the lowest responsive, responsible bidder.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 8 in the amount of \$790.50 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp Program – Contract No. 1 project, Contract No. 3017012-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$185,177.50
Possible Incentive	4,000.00
Change Order No. 1	56,093.20
Change Order No. 2	7,816.50
Change Order No. 3	1,350.75
Change Order No. 4	5,369.13
Change Order No. 5	133.50
Change Order No. 6	310.50
Change Order No. 7	405.00
Change Order No. 8	<u>790.50</u>
Amended Contract Amount	\$261,446.58

General ledger coding for this Change Order to be as follows:

\$790.50	301-301000-3017012
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Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing Change Order No. 6 in the amount of \$14,205.97 with Pirc-Tobin Construction, Inc. for the 2<sup>nd</sup> Avenue SW from 3<sup>rd</sup> Street to 6<sup>th</sup> Street Pavement Reconstruction and Water Main Improvements project (original contract amount was \$1,432,536.53; total contract amount with this amendment is \$1,554,184.19). CIP/DID #301869-01

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The elevation of the sidewalk at the NW corner of L Street was changed to accommodate the new traffic signal which created additional signal work.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 6 submitted by Pirc-Tobin Construction, Inc.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** Revenue Bonds and Enterprise Funds as follows:

#### Phase 1 (FY 2013 as approved)

301869 (Street)	\$895,931.27
306199 (Traffic)	\$187,631.32
625884 -2012042 (Water)	<u>\$268,000.00</u>
<b>Total Phase 1 Funding</b>	<b>\$1,351,562.59</b>

#### Phase 2 (FY 2014 subject to Council approval)

301869 (Street)	\$495,000.00
306199	<u>\$ 67,000.00</u>
<b>Total Phase 2 Funding</b>	<b>\$562,000.00</b>

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Project is a paving project. Per Code of Iowa, City Council must either award the contract to the lowest responsible, responsive bidder or reject all bids.

**Recommended by Council Committee:** Yes ☒ No ☐ N/A ☐

**Explanation** (if necessary): Project concept previously reviewed and approved by City Council Infrastructure Committee.

ENG  
AUD FILE  
FIN  
CLK  
PIRC-TOBIN  
301869-01

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 6 in the amount of \$14,205.97 with Pirc-Tobin Construction, Inc. for the 2<sup>nd</sup> Avenue SW from 3<sup>rd</sup> Street to 6<sup>th</sup> Street Pavement Reconstruction and Water Main Improvements, Contract No. 301869-01. A cost summary of the contract changes for this project is as follows:

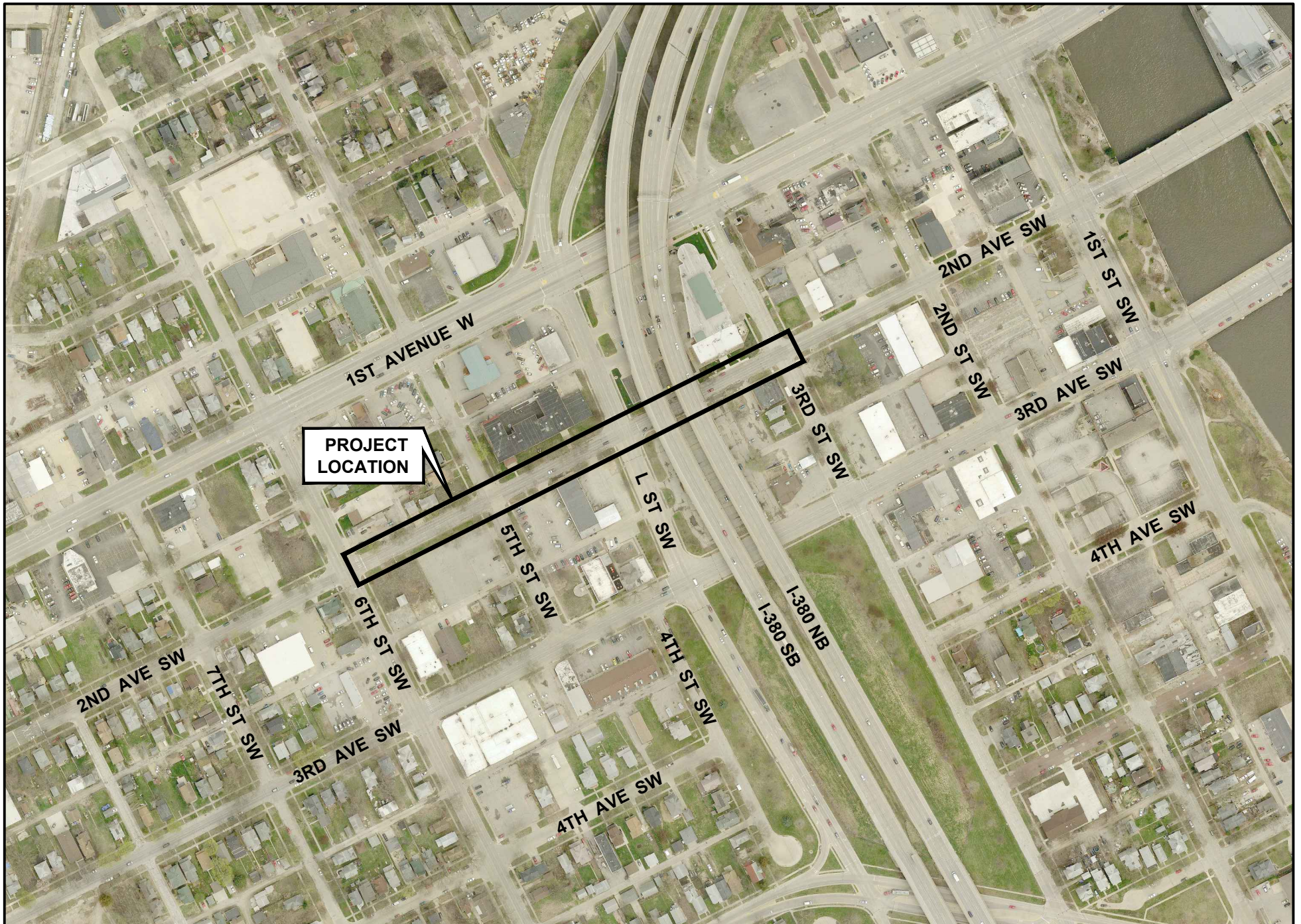
Original Contract Amount	1,432,536.53
Incentive up to	45,400.00
Change Order No. 1	13,536.00
Change Order No. 2	260.00
Change Order No. 3	1,027.05
Change Order No. 4	9,182.34
Change Order No. 5	38,036.30
Change Order No. 6	<u>14,205.97</u>
Amended Contract Amount	\$1,554,184.19

General ledger coding for this Change Order to be as follows:

\$8,725.00	301-301000-30185-301869
\$1,757.47	301-301000-30186-301869
\$3,723.50	306-306000-30685-306199

Passed this 10<sup>th</sup> day of September, 2013.









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Wilson  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Keith Nuehring  
**E-mail Address:** k.nuehring@cedar-rapids.org

**Phone Number/Extension:** 5622

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**  
 Resolution authorizing Change Order No. 14 in the amount of \$7,270 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing And Testing – Groups 1 and 3, Traffic Signal Interconnect Groups 1 and 2 project (original contract amount was \$1,148,668; total contract amount with this amendment is \$1,945,040.06). CIP/DID #354004-05

**Background:**

This is a contract change order to adjust the contract price based on the actual quantities of completed work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

**Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 14 submitted by Price Industrial Electric, Inc.

**Alternative to the Recommendation:**

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☒ Exempt ☐

**Explanation:**

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 14 in the amount of \$7,270 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing And Testing – Groups 1 and 3, Traffic Signal Interconnect Groups 1 and 2 project, Contract No. 354004-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,143,668.00
Incentive Up to	5,000.00
Change Order No. 1	43,100.00
Change Order No. 2	21,600.00
Change Order No. 3	18,524.00
Change Order No. 4	68,445.38
Change Order No. 5	78,575.00
Change Order No. 6	42,287.60
Change Order No. 7	48,218.88
Change Order No. 8	124,800.00
Change Order No. 9	7,590.40
Change Order No. 10	52,182.00
Change Order No. 11 revised 2	219,900.40
Change Order No. 12	48,624.00
Change Order No. 13	15,254.40
Change Order No. 14	<u>7,270.00</u>
Amended Contract Amount	\$1,945,040.06

General ledger coding for this Change Order to be as follows: \$7,270 354-354000-35486-354004

Passed this 10<sup>th</sup> day of September, 2013.





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing Change Order No. 8 in the amount of \$2,249.90 with Rathje Construction Company for the E Avenue NW-Phase I Ellis Boulevard to 3<sup>rd</sup> Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,757,558; total contract amount with this amendment is \$3,796,834.32). CIP/DID #304037-04

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 8 submitted by Rathje Construction Company.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

### Budget Information (if applicable):

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Grant-funded project.

**Recommended by Council Committee:** Yes ☒ No ☐ N/A ☐

**Explanation (if necessary):** Project was presented and discussed at 3 separate infrastructure committee meetings (June 21, 2011; August 16, 2011; and November 15, 2011).

ENG  
AUD FILE  
FIN  
CLK  
RATHJE  
FOTH  
304037-04

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 8 in the amount of \$2,249.90 with Rathje Construction Company for the E Avenue NW-Phase I Ellis Boulevard to 3<sup>rd</sup> Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project, Contract No. 304037-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,630,058.00
Possible Incentive	127,500.00
Change Order No. 1	1,620.00
Change Order No. 2	250.00
Change Order No. 3	4,614.00
Change Order No. 4	7,576.13
Change Order No. 5	35,216.37
Change Order No. 6	21,474.62
Change Order No. 7	10,275.30
Change Order No. 8	2,249.90
Removal of Original Incentive	-14,000.00
Additional Disincentive and/or Liquidated Damages	<u>-30,000.00</u>
Amended Contract Amount	\$3,796,834.32

General ledger coding for this Change Order to be as follows:

\$2,249.90 304-304000-304037

Passed this 10<sup>th</sup> day of September, 2013.









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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke **Phone Number/Extension:** 5848  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Authorizing Change Order No. 2 (Revised) in the amount of \$195,726 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation project (original contract amount was \$250,196.50; total contract amount with this amendment is \$446,985.10). . CIP/DID #305125-02

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The bridge beam deterioration and concrete repairs have been more extensive than shown in the original surveys visible by "snooper" truck. All repairs have been regular depth repairs while plans indicated shallow depth repairs that have not been required to date. The contractor has completed about half of the bridge work to date.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 (Revised) submitted by Cramer & Associates, Inc.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** 305125

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Chapter 26 of the Code of Iowa requires construction contracts for highway, bridge, or culvert improvements be awarded to the lowest responsive, responsible bidder.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

ENG  
AUD FILE  
FIN  
CLK  
CRAMER & ASSOC.  
SNYDER  
305125-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 (Revised) in the amount of \$195,726 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation, Contract No. 305125-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$242,696.50
Possible Incentive	7,500.00
Change Order No. 1	1,062.60
Change Order No. 2	195,726.00
	<hr/>
Amended Contract Amount	\$446,985.10

General ledger coding for this Change Order to be as follows: \$195,726 305-305000-30585-305125

Passed this 10<sup>th</sup> day of September, 2013.









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Steve Bauer  
**E-mail Address:** sbauer@frewnations.com

**Phone Number/Extension:** 319-739-4040

**Alternate Contact Person:** Rob Davis  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Authorizing Change Order No. 2 in the amount of \$20,487.47 with TS Sports for the Cedar Rapids Convention Complex Video Technology bid package project (original contract amount was \$2,306,088.78; total contract amount with this amendment is \$2,317,080.49. CIP/DID #535100-06

### Background:

WCD=Work Change Directive

WCD #3	Provide additional LCD monitors, media players, and brackets for the Arena VIP Club and Hotel 1 <sup>st</sup> , 3 <sup>rd</sup> , and 5 <sup>th</sup> Floor Elevator Lobbies Per Owner request, delete locker room clocks and new scoring equipment and provide custom adapter cabling in order to re-use existing Owner scoring equipment.	\$27,773.14      -\$7,285.67
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### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 submitted by TS Sports.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** The project is funded by a federal grant and must be awarded to the lowest responsible bidder.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒



ENG  
AUD FILE  
FIN  
CLK  
TS SPORTS  
OPN  
FREW DEV  
535100-06

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of \$20,487.47 with TS Sports for the Cedar Rapids Convention Complex Video Technology bid package, Contract No. 535100-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	2,305,818.78
Change Order No. 1	(9,225.76)
Change Order No. 2	<u>20,487.47</u>
Amended Contract Amount	\$2,317,080.49

General ledger coding for this Change Order to be as follows:

\$20,487.47 535-535000-535100

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Authorizing Change Order No. 6 in the amount of \$20,665.11 with Ricklefs Excavating, Ltd. for the Bever-Linden-Blake SE Area 2011 Water Main Improvements–Phase 1 project (original contract amount was \$437,716.80; total contract amount with this amendment is \$475,404.14). CIP/DID #2011025-02

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The material in the street was unsuitable to build a road so six inches of dirt was cored out and six inches of rock with geogrid was placed.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 6 submitted by Ricklefs Excavating, Ltd.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

### Budget Information (if applicable):

**Local Preference Policy:** Applies ☒ Exempt ☐

**Explanation:**

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

ENG  
WTR  
AUD FILE  
FIN  
CLK  
RICKLEFS  
SHIVE HATTERY  
2011025-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 6 in the amount of \$20,665.11 with Ricklefs Excavating, Ltd. for the Bever-Linden-Blake SE Area 2011 Water Main Improvements-Phase 1, Contract No. 2011025-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$437,716.80
Change Order No. 1	850.00
Change Order No. 2	9,862.97
Change Order No. 3	3,798.86
Change Order No. 4	1,431.20
Change Order No. 5	1,079.20
Change Order No. 6	<u>20,665.11</u>
Amended Contract Amount	\$475,404.14

General ledger coding for this Change Order to be as follows:

\$10,332.56	625-625000-625884-6252011025
\$10,332.55	655-655000-655996

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**\*\*FLOOD\*\***

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing Change Order No. 5 deducting the amount of \$35,774.96 with Maxwell Construction, Inc. for the 2<sup>nd</sup> Street SE From 9<sup>th</sup> Avenue to the Sinclair Site Sanitary Sewer Reconstruction project (original contract amount was \$2,791,496.24; total contract amount with this amendment is \$2,874,204.40) (**FLOOD**). CIP/DID #SSD005-02

### Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Additional work includes:

- Light poles changed as bases that were ordered would not fit the new poles. The bases were hauled to Alliant's yard for future use.
- 17,716 cubic yards of unclassified excavation was removed from the contract when the detention basin was deleted which allowed the contractor to revise the unit price.
- MH SN-107 showed 8" line to west but it was a 12" line. The manhole has to be core drilled and a price for a 12" truss was required.
- An existing 6" line was found at Sta. 35+40 that was not shown on the plans so a 6" line was required.
- When the detention basin was deleted from the contract a new outlet for the storm sewer was needed. A new structure was built over an existing storm sewer to handle this new line.

### Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 submitted by Maxwell Construction, Inc.

### Alternative to the Recommendation:

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** SSD005

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** FEMA funded project

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

ENG  
AUD FILE  
FIN  
CLK  
MAXWELL  
HR GREEN  
SSD005-02  
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 5 deducting the amount of \$35,774.96 with Maxwell Construction, Inc. for the 2<sup>nd</sup> Street SE From 9<sup>th</sup> Avenue to the Sinclair Site Sanitary Sewer Reconstruction project, Contract No. SSD005-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,733,296.24
Possible Incentive	58,200.00
Change Order No. 1	36,068.50
Change Order No. 2	65,512.67
Change Order No. 3	9,779.60
Change Order No. 4	7,122.35
Change Order No. 5	<u>(35,774.96)</u>
Amended Contract Amount	\$2,874,204.40

General ledger coding for this Change Order to be as follows:

(\$35,774.96) 330-330210-18511-SSD005

Passed this 10<sup>th</sup> day of September, 2013.





2ND STREET SE FROM 9TH AVE TO THE SINCLAIR SITE SANITARY SEWER RECONSTRUCTION  
CONTRACT NO. SSD005-02

NOT TO SCALE





## Council Agenda Item Cover Sheet

### \*\*FLOOD ITEM\*\*

**Submitting Department:** Public Works Department

**Presenter at meeting:** Loren Snell, P.E.  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Alternate Contact Person:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Description of Agenda Item:**      ☒ **Consent Agenda**      ☐ **Regular Agenda**  
 Resolution authorizing Change Order No. 9 in the amount of \$36,281.94 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project (original contract amount was \$501,121.24; total contract amount with this amendment is \$572,896.44) (**FLOOD**). CIP/DID #SSD103-04

**Background:**

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Pavement removal, concrete and asphalt quantities all increased due to the removals on the plans were not enough to let the contractor do the work according to OSHA standards.

**Action / Recommendation:**

The Public Works Department recommends approval of Change Order No. 9 submitted by Borst Brothers Construction, Inc.

**Alternative to the Recommendation:**

If Council does not approve the change order, payments due to the Contractor will accrue interest until approval of the Change Order occurs and payment is made.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** FEMA

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** FEMA funded project

**Recommended by Council Committee:** Yes ☒ No ☐ N/A ☐

**Explanation:** Presented to Infrastructure Committee on July 19, 2011



ENG  
AUD FILE  
FIN  
CLK  
BORST  
SHIVE HATTERY  
SSD103-04  
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 9 in the amount of \$36,281.94 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project, Contract No. SSD103-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$491,121.24
Possible Incentive	10,000.00
Change Order No. 1	1,160.00
Change Order No. 2	580.00
Change Order No. 3	12,596.51
Change Order No. 4	10,719.67
Change Order No. 5	409.32
Change Order No. 6	157.26
Change Order No. 7	6,931.69
Change Order No. 8	2,938.81
Change Order No. 9	<u>36,281.94</u>
Amended Contract Amount	\$572,896.44

General ledger coding for this Change Order to be as follows: \$36,281.94 330-330210-18511-SSD103

Passed this 10<sup>th</sup> day of September, 2013



SW QUADRANT, FLOOD AREA SANITARY SEWER RESTORATION, PHASE 1  
CONTRACT NO. SSD103-04

NOT TO SCALE

## **Council Agenda Item Cover Sheet**

☒ **Consent Agenda**      ☐ **Regular Agenda**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Utilities – Water Pollution Control Facility

**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Bruce Jacobs **Phone No.:** 5913 **E-mail:** [b.jacobs@cedar-rapids.org](mailto:b.jacobs@cedar-rapids.org)

### **Description of Agenda Item:**

Change order No. 1 in the amount of \$25,702.76 to Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project (original contract amount was \$532,000; total contract amount with this amendment is \$557,702.76). CIP/DID #615190-02

### **Background:**

The Water Pollution Control Facility (WPCF) was initially constructed between 1977 and 1980; the Anaerobic Facility was constructed in 1999. In order to properly maintain all of the buildings at WPCF, a comprehensive long-term roof maintenance plan has been developed. This project will consist of engineering services for a roof evaluation, material selection, and design for selected buildings at the WPCF. This maintenance plan includes: inspection, maintenance, repair, and replacement. The plan will be routinely re-evaluated and will change, as necessary, to meet changes in conditions and plant requirements. For the current period, the Utilities Department – WPC staff plan to address the roofs on the Operations Building, Incinerator Building, and the Solids Dewatering Building.

This project generally consists of a complete removal of the existing roof systems down to the structural deck. A new installation, including insulation and new 3-ply built-up membrane with cap sheet will be installed on the roofs. In addition, work was added to the project to replace one parapet wall and replace a section of roof decking that was damaged by an incinerator fire earlier in the year.

### **Action / Recommendation:**

The Utilities Department – Water Pollution Control Facility staff recommends approval of change order No. 1 for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project. with Advance Builders Corp.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 9-10-13

**Resolution Date:** 9-10-13

**Estimated Presentation Time:** 0 minutes

### **Budget Information (if applicable):**

1. **Included in Current Budget Year.** Yes, funding for these improvements has been included in the CIP budgets for FY12 and FY13. Project costs will be coded to 925-553000-615-615000-X-X-615190. The work also includes a roof repairs related to an earlier incinerator fire that should be covered by insurance.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total capital cost budgeted for this work in the WPC Capital Budgets for FY12 and FY13 is \$475,000. The total actual capital cost for the entire project is estimated at \$588,000. Some funding will also be available from an anticipated insurance settlement. Additional funds will be provided from CIP reserves, as needed. The anticipated completion date for these improvements is June 2013.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project.

**Local Preference Policy** Applies ☐ Exempt ☒

**Recommend by Council Committee** Yes ☐ No ☐ N/A ☒  
**Explanation (if necessary):**

WPC  
AUD FILE  
FIN  
CLK  
TLC  
ADVANCE BUILDERS CORP  
615190-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 1 in the amount of \$25,702.76 with Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project. (Contract No. 615190-02). A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$532,000
Change Order No. 1	<u>\$25,702.76</u>
Amended Contract Amount	\$577,702.76

To be funded from the Utilities Department – Water Pollution Control Division FY12 and 13 CIP budgets and coded to 925-553000-615-615000-X-X-615190.

Passed this 10<sup>th</sup> day of September, 2013.



20s

## **Council Agenda Item Cover Sheet**

☒ **Consent Agenda**      ☐ **Regular Agenda**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Utilities – Water Pollution Control Facility

**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Bruce Jacobs **Phone No.:** 5913 **E-mail:** [b.jacobs@cedar-rapids.org](mailto:b.jacobs@cedar-rapids.org)

### **Description of Agenda Item:**

Change order No. 1 in the amount of \$50,541.44 to WRH, Inc. for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project (original contract amount was \$1,319,000; total contract amount with this amendment is \$1,369,541.44). **(FLOOD)**. CIP/DID #3303100093-02

### **Background:**

During flood mitigation investigations following the 2008 flood, staff and consulting engineers determined that internal flooding is currently a significant vulnerability at the Water Pollution Control Facility (WPCF). Internal flooding can occur if the Main Lift Station wet well water level becomes elevated during a high river event. When this happens, water can surcharge the Return Sewer, causing flooding in basements of buildings around the plant. Internal flooding is possible at water elevations below the June 2008 Flood event. When the Plant Sewer surcharges with water, flooding can occur all along the tunnel and in Intermediate Lift. To eliminate this risk, a Return Sewer Pump Station was recommended. The Return Sewer Pump Station will be equipped with valves to eliminate the possibility of water flowing back through the sewer to buildings around the plant. The pump station would also ensure the Return Sewer flow is pumped to the head of the plant so as to keep all portions of the plant in operation.

The work being considered in association with this coversheet is related to Bid Package 1. Bid Package 1 generally consists of all civil and structural work required for the installation of a pump station southeast of the main lift station. Work includes all excavation, backfill, shoring, temporary bypass piping, temporary manholes, paving, concrete work, and connection of the 36" piping to the pump station.

Change Order No.1 is for changes due to the discovery that the existing return sewer pipe is approximately 1' deeper than shown on the plans. WRH has been directed to lower the Pump Station one foot and extend the top of the Pump Station walls one foot to maintain the top of structure elevation due to flooding concerns. This requires additional rock removal, rebar, concrete and longer slide gate stems on Bid Package #1.

### **Action / Recommendation:**

The Utilities Department – Water Pollution Control Facility staff recommends approval of change order No. 1 for the Return Sewer Pump Station, Bid Package 1 - Civil/Structural Public Improvement Project with WRH, Inc.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 9-10-13

**Resolution Date:** 9-10-13

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year.** Yes, funding for WPCF Return Sewer Pump Station project is included in FY13 and FY14 Flood budgets. Project costs will be coded to 553000-330-330310-18513-WPF007. The project is being funded by FEMA.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total project cost including engineering design and construction services for the project is anticipated to be \$1,900,000.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project.

**Local Preference Policy** Applies ☐ Exempt ☒

**Recommend by Council Committee** Yes ☐ No ☐ N/A ☒  
**Explanation (if necessary):**



WPC  
AUD FILE  
FIN  
CLK  
TLC  
WRH, INC  
3303100093-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 1 in the amount of \$50,541.44 with WRH, Inc. for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project. (Contract No. 3303100093-02). A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,319,000
Change Order No. 1	<u>\$50,541.44</u>
Amended Contract Amount	\$1,369,541.44

To be funded from the Utilities Department – Water Pollution Control Division FY12 and 14 Flood budgets and coded to 553000-330-330310-18513-WPF007.

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Parks and Recreation

**Presenter at meeting:** Steve Krug

**Phone Number/Ext:** 5740

**Email:** [s.krug@cedar-rapids.org](mailto:s.krug@cedar-rapids.org)

**Alternate Contact Person:** Sven Leff

**Phone Number/Ext:** 5739

**Email:** S.Leff@cedar-rapids.org

### **Description of Agenda Item:**

Change Order No.1 in the amount of \$32,850 for the 2013 Noelridge Greenhouse Reglaze project (original contract amount was \$320,022; total contract amount with this amendment is \$352,872); CIP/DID #307103-01

### **Background:**

Contract Change Order No.1: upon installation of the roof ridge vents it was found that the existing motor and gears used to raise the south vents interfered with the new vents and needed to be replaced with new motors and interface panels (3 motors total for south ridge vents). It was decided to add the additional 3 motors and interfaces to run the north panels of the ridge vents at the same time to increase operational efficiency. Total added motors and panel interfaces is 6.

### **Action / Recommendation:**

Approval of project to move forward with the construction of the Noelridge Greenhouse Reglaze project.

### **Alternative Recommendation:**

If the Council does not approve, the project cannot proceed.

**Time Sensitivity:** Normal.

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

### **Budget Information (if applicable):**

Project is to be paid for with allocated CIP funds, project #307103-01

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** NOTE: This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation.

PKS  
FIN  
CLK  
AUD FILE  
Rough Brothers, Inc.  
307103-01

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 1 in the amount of \$32,850 with Rough Brothers, Inc., for the 2013 Noelridge Greenhouse Reglaze project, Contract No. 307103-01. A cost summary of the contract changes for this project is as follows:

<u>Description</u>	<u>Amount</u>	<u>GL Coding</u>
Original Contract	\$320,022	307-307000-307103
Change Order No. 1	<u>\$ 32,850</u>	307-307000-307103
Total Contract to date:	\$352,872	

Passed this 10<sup>th</sup> day of September, 2013

## **Council Agenda Item Cover Sheet**

☒ **Consent Agenda**

☐ **Regular Agenda**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Utilities – Water Pollution Control Facility

**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Alternate Contact:** Rich Block **Phone No.:** 5918 **E-mail:** [r.block@cedar-rapids.org](mailto:r.block@cedar-rapids.org)

### **Description of Agenda Item:**

Professional Services Agreement with A & J Associates, for construction inspection and construction administration services for the WPC Administration Building HVAC Construction Inspection Services project for an amount not to exceed \$63,800. CIP/DID #615030-06

### **Background:**

The Administration Building located at the Water Pollution Control Facility is still using the original HVAC system that was constructed when the building was originally built (35 years ago.) This system has been well maintained during that time, but the corrosive atmosphere at the plant has deteriorated equipment to the point where continued maintenance is no longer an option. This also presents the opportunity to upgrade to a more energy efficient HVAC system to work toward the Utilities Department energy efficiency goals.

The project involves replacement of the rooftop condenser, installation of new heat pumps, installation of new air handling units, installation of new high efficiency micro-boilers, installation of a variable refrigerant cooling system, and installation of stainless steel ductwork. These improvements are designed to be corrosion resistant and energy efficient, allowing the plant staff to easily maintain the system for the foreseeable future.

This resolution authorizes a professional services agreement with A & J Associates for construction inspection and construction administration services for the project. Responsibilities will involve site visits and handling paperwork to alleviate work load of Utilities Department construction management staff.

### **Action / Recommendation:**

The Utilities Department – Water Pollution Control Facility recommends approval of the Professional Services Agreement with A & J Associates, for the Water Pollution Control Administration Building HVAC Construction Inspection Services Project and authorizing the City Manager and City Clerk to execute said Agreement.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 9/10/13

**Resolution Date:** 9/10/13

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2013 and 2014 Water Pollution Control Division Capital Improvement Projects budget. The project will be coded to the following CIP fund 553000-615-615000-x-x-615030.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY2013 CIP budget had \$600,000 and the FY 2014 CIP has \$450,000 budgeted for the construction of the WPC Administration Building HVAC Upgrades project. Additional funding is available from reserves and by re-directing funds from other CIP projects that will be under budget.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from consulting firms and evaluated by Utilities Department staff using objective criteria.

**Local Preference Policy**

Applies ☒ Exempt ☐

**Explanation:** Consultant Evaluation Form gives preference to local consultants.

**Recommend by Council Committee**

Yes ☐

No ☐

N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Water Pollution Control Facility Administration Building is still using the original HVAC system that was constructed when the building was built 35 years ago, and

WHEREAS, the system has been well maintained during that time, but the corrosive atmosphere at the plant has deteriorated the equipment to the point where continued maintenance is no longer an option, and

WHEREAS, this presents the opportunity to upgrade to a more energy efficient HVAC system to work toward the Utilities Department energy efficiency goals and the improvements will be designed to be corrosion resistant and energy efficient allowing the plant staff to easily maintain the system for the foreseeable future, and

WHEREAS, the new energy efficient system involves replacement of the rooftop condenser, installation of new heat pumps, installation of new air handling units, installation of new high efficiency micro-boilers, installation of a variable refrigerant cooling system, and installation of stainless steel ductwork, and

WHEREAS, the Utilities Department – Water Pollution Control Facility recommends approval of the Professional Services Agreement with A & J Associates, for the Water Pollution Control Administration Building HVAC Construction Inspection Services Project and authorizing the City Manager and City Clerk to execute said Agreement, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to enter into a Professional Services Agreement with A & J Associates for construction inspection and construction administration services for the WPC Administration Building HVAC Construction Services Project for an amount not to exceed \$63,800 be hereby approved and the City Manager and City Clerk authorized to execute. To be funded from the FY2013 and 2014 Water Pollution Control Division Capital Improvement Projects budget and coded to 553000-615-615000-x-x-615030.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet**☒ **Consent Agenda**      ☐ **Regular Agenda****Council Meeting Date:** August 27, 2013**Submitting Department:** Utilities – WPC**Presenter at meeting:** Steve Hershner **Phone:** 5281 **E-mail:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)**Alternate Contact:** John Ernst **Phone:** 4684 **Email:** [JohnE@cedar-rapids.org](mailto:JohnE@cedar-rapids.org)**Description of Agenda Item:**

Professional Services Agreement with Stanley Consultants, Inc. for an amount not to exceed \$53,500 for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification for the Water Pollution Control Facility. CIP/DID #611004-01

**Background:**

WPC has a Title V Operating Permit (05-TV-001-M001), which requires WPC to submit two Semi-Annual Monitoring reports, Annual Compliance Certification, and an Annual Emissions Inventory for CY2013. Stanley Consultants, Inc. has previously assisted WPC in development of annual Emission Inventories, Semi-Annual Monitoring reports, and Annual Compliance Certifications as well as the submittal of the Title V Operating Permit Renewal Application in August, 2009. Stanley Consultants, Inc. has demonstrated the ability to assist WPC with these reports on numerous occasions in previous work related to our Title V permit.

Additionally, Linn County Public Health Department-Air Quality Division has begun to issue updated individual emission point permits (there are 21 pending permit applications) and WPC is expecting a second draft Title V Facility Operating permit in 2013. All of these require thorough review.

**Action / Recommendation:**

The Utilities Department – WPC staff recommends approval of the Professional Services Agreement with Stanley Consultants, Inc. for construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification for the Water Pollution Control Facility in an amount not to exceed \$53,500.

**Alternative Recommendation:** N/A**Time Sensitivity:** Action needed 9-10-13**Resolution Date:** 9-10-13

0 minutes

**Estimated Presentation Time:****Budget Information (if applicable):** Funded from FY2014 services and operations budget and coded to 918-521104-611-611004-611054.



**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** N/A

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):** N/A

RESOLUTION NO.

WHEREAS, on September 14, 2010 WPCF entered into a Professional Services Agreement with Stanley Consultants for assistance from Stanley Consultants, Inc. for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification, and

WHEREAS, on June 23, 2013 resolution number 1027-06-13 was passed by the City Council to increase approved amount for that September 14, 2010 agreement, and

WHEREAS, since that resolution was approved it was determined that writing a new contract with Stanley Consultants, Inc. to bring this contract into compliance with the City's new contract language was desired, and

WHEREAS, WPCF would like to nullify resolution 1027-06-13 and replace it with this new resolution, and

WHEREAS, WPCF desires to enter into that new Professional Services Agreement with Stanley Consultants for assistance from Stanley Consultants, Inc. for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification, and

WHEREAS, the WPCF staff recommends approval of the Professional Services Agreement with Stanley Consultants for an amount not to exceed \$53,500 for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to enter into a Professional Services Agreement with Stanley Consultants, Inc. for the construction and Title V Permit updates and review, the CY2013 Title V Emissions Inventory, Semi-Annual Monitoring Reports, and Annual Compliance Certification for an amount not to exceed \$53,500, be hereby approved and the City Manager and City Clerk authorized to execute. To be funded from the FY2014 Utilities Department – WPC division and coded to 918-521104-611-611004-611054.

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt  
**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5047

**Alternate Contact Person:** Joe O'Hern  
**Email:** [j.ohern@cedar-rapids.org](mailto:j.ohern@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5292

**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolution approving and ratifying Enterprise Zone Program Agreement # 13-HEZ-039 with Cedar Rapids Rose Homes, LP and Iowa Economic Development Authority. CIP/DID #803602

**Background:**

On November 27, 2012 the City of Cedar Rapids submitted to the Iowa Economic Development Authority (IEDA) an Enterprise Zone Benefits Application requesting Low Income Housing Tax Credits for a project consisting of 30 single family homes on the city's west side. The City signed a contract on February 24, 2013 for Housing Enterprise Zone Program Agreement # 13-HEZ-039.

This resolution will formally ratify the original Contract Agreement between the Iowa Department of Economic Development, the City of Cedar Rapids and Cedar Rapids Rose Homes Development, LLC for administration under the Enterprise Zone program. Specifically, it will authorize the execution of the contract necessary to administer the program.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

N/A

**Time Sensitivity:** N/A

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

No impact to City budget, as Enterprise Zone Program benefits are State Sales and Tax Credits.

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION APPROVING AND RATIFYING ENTERPRISE ZONE PROGRAM  
AGREEMENT # 13-HEZ-039 WITH CEDAR RAPIDS ROSE HOMES, LP,  
AUTHORIZING CITY MANAGER EXECUTION

WHEREAS, the City of Cedar Rapids has received Enterprise Zone Application from Hatch Development Group, LLC, for the development of "Cedar Rapids Rose Homes, LP," 30 single-family homes on 31 City-owned parcels to serve as rental-to-homeownership; and

WHEREAS, Iowa Economic Development Authority issued Enterprise Zone Program Housing Component Agreement # 13-HEZ-039 for execution by the City; and

WHEREAS, the City is desirous of supporting a range of high quality housing options affordable at a variety of price points to serve multi-generational needs; and

WHEREAS, the project provides a public benefit by creating affordable housing; and

WHEREAS, there is no impact to City budget, as Enterprise Zone Program benefits are State Sales and Tax Credits; and

NOW, THEREFORE, BE IT APPROVED AND RATIFIED, that the City Manager or designee was authorized to execute the Agreement #13-HEZ-039 with Cedar Rapids Rose Homes, LP.

Passed this 10th day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Caleb Mason

**Phone Number/Ext:** 319 286-5188

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolution authorizing execution of a Special Warranty Deed with Matthew 25 Ministry Hub conveying City-owned at 207 3rd Avenue SW located in the 3<sup>rd</sup> Avenue SW Commercial Historic District (**FLOOD**). CIP/DID #803706

### **Background:**

The proposed Resolution for consideration authorizes the transfer of title to Matthew 25 by way of a Special Warranty Deed. Matthew 25 has fulfilled requirements outlined in the Development Agreement in order to receive title to the property.

On July 23, 2013 City Council authorized execution of a Development Agreement with Matthew 25 Ministry Hub for the disposition and redevelopment of 207 3<sup>rd</sup> Ave SW. The following are highlights of the terms of the Development Agreement:

- The Improvements will be made in accordance with the Secretary of Interior's Standards for the treatment of historic properties;
- The Developer will purchase the property for \$256,680, which is the current Assessed Value of the property. The funds are to be returned to the Federal government as a result of the funding source used to acquire the property.
- The Developer will provide flood proofing measures to the property which meet the City's codes and are approved by the Iowa Economic Development Authority (IEDA) prior to transferring title.
- The Developer is required to carry flood risk insurance on the building.
- The Developer will establish Restrictive Covenants that will run with title to the property which limit uses of the property. Some of the prohibited uses include:
  - Liquor or tobacco stores;
  - Adult entertainment;
  - Tattoo shop;
  - Payday lending institutions or pawn shops;
  - Dry cleaning or Laundromat facility;
  - Gas station or equipment storage;
- The Developer will begin construction work within 30 days of closing and complete the Improvements within 180 days.
- The Developer will invest \$110,000 on the improvements (tenant build out).

The City acquired the property through the Voluntary Property Acquisition Program. As a result, many of the terms in the Development Agreement pertain to meeting the requirements of IEDA to sell the property for redevelopment.

On April 9, 2013 the City Council adopted Resolution No. 0577-04-13 directing staff to negotiate a Development Agreement with Matthew 25. The City received two (2) proposals for redevelopment of this parcel after an approximately 60-day period in which the City solicited proposal.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

Table and request additional information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒  
**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒  
**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A SPECIAL WARRANTY DEED WITH  
MATTHEW 25 MINISTRY HUB CONVEYING CITY OWNED PROPERTY AT 207 3RD  
AVENUE SW LOCATED IN THE 3RD AVENUE SW COMMERCIAL HISTORIC DISTRICT

WHEREAS, the City owns property at 207 3<sup>rd</sup> Avenue SW (the "Property") which was acquired through the City's Voluntary Property Acquisition Program; and

WHEREAS, on October 24, 2012 the City Council's Development Committee recommended proposals be sought for redevelopment of said Property; and

WHEREAS, on November 13, 2012 City Council made a motion to conduct a public hearing, a notice was published on November 17, 2012, and the public hearing was held on November 27, 2012 on the possible disposition of the Property; and

WHEREAS, an informational meeting was held on December 10, 2012 for all interested proposers to discuss criteria set forth by the City in the request for proposals; and

WHEREAS, the City received two (2) proposals for 207 3rd Avenue SW to purchase and redevelop the Property; and

WHEREAS, an evaluation team comprised of City staff and representatives of Taylor Area Neighborhood Association, Westside Redevelopment Group, Downtown District, Development Community, and Save CR Heritage reviewed the proposals on March 21, 2013; and

WHEREAS, on April 9, 2013 the City Council adopted Resolution No. 0577-04-013 which directed staff to pursue a Development Agreement with Matthew 25 Ministry Hub ("Matthew 25"); and

WHEREAS, on July 23, 2013 the City Council adopted Resolution No. 1227-07-13 which authorized execution of a Development Agreement with Matthew 25; and

WHEREAS, Matthew 25 has performed its obligations outlined in the Development Agreement in order to obtain title to the property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk, or their designees, are hereby authorized and directed to execute a Special Warranty Deed with Matthew 25 Ministry Hub effectuating the conveyance of 207 3<sup>rd</sup> Avenue SW in accordance with the Development Agreement and that the resolution and Special Warranty Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.



Passed this 10<sup>TH</sup> Day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Alternate Contact Person:** Joe O'Hern

**Phone Number/Ext:** 319 286-5292

**Email:** [j.ohern@cedar-rapids.org](mailto:j.ohern@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolutions of support for Housing Enterprise Zone Program Agreements with the Iowa Economic Development Authority for Premiere Developers, Skogman Construction Company of Iowa and 10<sup>th</sup> Street Brickstone LLC. NEW

### **Background:**

On August 30, 2013, the City of Cedar Rapids Enterprise Zone Commission reviewed and approved the applications submitted by Premiere Developers for construction of 10 affordable single-family homes on 11 homes sites; Skogman Construction Company of Iowa for construction of 4 affordable single-family homes on 4 home sites and 10<sup>th</sup> Street Brickstone LLC for construction of a 30-unit multifamily housing development.

The projects may be eligible for 100% sales tax refunds with an amount estimated value of \$179,800 for the 10 affordable single-family homes; \$71,920 for the 4 affordable single-family homes and \$247,635 for the 30-unit multi-family housing development respectively, based on the proposed new housing construction and existing housing rehabilitation. The leveraging of these state resources will assist in maintaining affordability of these homes.

- I. Premiere Developers –The project will maintain the design features of the older homes located in the neighborhood. *In general, the project provides 10 affordable single-family homes on 11 different homes sites. The sizes range from about 900 to 1,394 sq. ft. The values also range from \$125,000-\$150,000 prior to the Roots Program participation in the project. Prices to the buyer will range from \$94,000-\$112,500 including the Roots Program participation.* The homebuyers will be allowed to customize the floor plans by adding square footage, selecting cabinetry, floor covering and trim selections. The homes will meet Energy Star guidelines and be low maintenance exteriors. The properties are at 422 7<sup>th</sup> Avenue SW, 718 L Street SW, 811 N Street SW, 928 7<sup>th</sup> Street SW, 1323 K Street SW, 1520 K Street SW, 1617 3<sup>rd</sup> Street SW, 520 8<sup>th</sup> Street NW, 1019 11<sup>th</sup> Street NW and 926 F Avenue NW
- II. Skogman Construction Company of Iowa - The project will maintain the design features of the older homes located in the neighborhood. *In general, the project provides 4 affordable single-family homes on 4 different homes sites. The sizes range from about 900 to 1,394 sq. ft. The values also range from \$125,000-\$150,000 prior to the Roots Program participation in the project. Prices to the buyer will range from \$94,000-\$112,500 including the Roots Program participation.* The homebuyers will be allowed to customize the floor plans by adding square footage, selecting cabinetry, floor covering

and trim selections. The homes will meet Energy Star guidelines and be low maintenance exteriors. The properties are at 623 3<sup>rd</sup> Avenue SW, 818 10<sup>th</sup> Street SW, 916 G Avenue NW and 1309 8<sup>th</sup> Street NW

- III. **10<sup>th</sup> Street Brickstones, LLC** by Hatch Development Group LLC - The 10<sup>th</sup> Street Brickstone, LLC (the "Brickstone") is a 30-unit multifamily housing development near downtown Cedar Rapids. The Brickstone will have 16 units that are affordable to tenants who earn 80% or less of the area median income, and 14 market rate units. HDG will be purchasing the land from Mercy Medical Center. Mercy has owned this land for a considerable amount of time and they are supportive of this project, as many of their employees could benefit from this development. The Brickstone will emulate the Oak Hill Jackson Brickstones that HDG developed in 2009 in the same neighborhood, but it will have its own unique attributes that will make it stand out, including balconies, brick, and a modern clock tower.

**Action / Recommendation:**

City staff recommends approval of the resolutions.

**Alternative Recommendation:**

N/A

**Time Sensitivity:** N/A

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):**

No impact to City budget, as Enterprise Zone Program benefits are State Sales and Tax Credits.

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

RESOLUTION SUPPORTING HOUSING ENTERPRISE ZONE PROGRAM  
AGREEMENTS WITH THE IOWA ECONOMIC DEVELOPMENT AUTHORITY  
TO PROVIDE ENTERPRISE ZONE BENEFITS FOR A 30-UNIT MULTI-FAMILY  
HOUSE DEVELOPMENT FOR 10<sup>TH</sup> STREET BRICKSTONE LLC

WHEREAS, 10<sup>th</sup> Street Brickstone LLC submitted application to the City of Cedar Rapids Enterprise Zone Commission for construction of a 30-unit multi-family housing development located within the Cedar Rapids EZ-2 Enterprise Zone; and

WHEREAS, the City of Cedar Rapids Enterprise Zone Commission approved the applications by Resolution on August 30, 2013; and

WHEREAS, 10<sup>th</sup> Street Brickstone LLC is eligible to receive Sales and Tax Credits from the State for a value estimated at \$1247,635 for the 30-unit multi-family housing development, based on the proposed new housing construction; and

WHEREAS, the City Council supports the creation of high quality workforce housing in the City's core neighborhoods and leveraging of State funds to keep the homes affordable;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager, or his designee, is hereby authorized to execute the Housing Enterprise Zone Program Agreements with 10<sup>th</sup> Street Brickstone LLC and related documentation as required.

Passed this 10<sup>th</sup> Day of September, 2013.

RESOLUTION NO.

RESOLUTION SUPPORTING HOUSING ENTERPRISE ZONE PROGRAM  
AGREEMENTS WITH THE IOWA ECONOMIC DEVELOPMENT AUTHORITY  
TO PROVIDE ENTERPRISE ZONE BENEFITS FOR 10 AFFORDABLE  
SINGLE-FAMILY HOMES FOR PREMIERE DEVELOPERS

WHEREAS, the Premiere Developers submitted application to the City of Cedar Rapids Enterprise Zone Commission for construction of ten (10) new single-family homes located within the Cedar Rapids EZ-2 Enterprise Zone; and

WHEREAS, the City of Cedar Rapids Enterprise Zone Commission approved the applications by Resolution on August 30, 2013; and

WHEREAS, the Premiere Developers is eligible to receive Sales and Tax Credits from the State for a value estimated at \$179,800 for the ten single-family homes, based on the proposed new housing construction; and

WHEREAS, the City Council supports the creation of high quality workforce housing in the City's core neighborhoods and leveraging of State funds to keep the homes affordable;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager, or his designee, is hereby authorized to execute the Housing Enterprise Zone Program Agreements with Premiere Developers and related documentation as required.

Passed this 10th Day of September, 2013.

RESOLUTION NO.

RESOLUTION SUPPORTING HOUSING ENTERPRISE ZONE PROGRAM  
AGREEMENTS WITH THE IOWA ECONOMIC DEVELOPMENT AUTHORITY  
TO PROVIDE ENTERPRISE ZONE BENEFITS FOR 4 AFFORDABLE SINGLE-  
FAMILY HOMES FOR SKOGMAN CONSTRUCTION COMPANY OF IOWA

WHEREAS, Skogman Construction Company of Iowa submitted application to the City of Cedar Rapids Enterprise Zone Commission for construction of four (4) new single-family homes located within the Cedar Rapids EZ-2 Enterprise Zone; and

WHEREAS, the City of Cedar Rapids Enterprise Zone Commission approved the applications by Resolution on August 30, 2013; and

WHEREAS, the Premiere Developers is eligible to receive Sales and Tax Credits from the State for a value estimated at \$71,920 for the four (4) single-family homes, based on the proposed new housing construction; and

WHEREAS, the City Council supports the creation of high quality workforce housing in the City's core neighborhoods and leveraging of State funds to keep the homes affordable;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager, or his designee, is hereby authorized to execute the Housing Enterprise Zone Program Agreements with Skogman Construction Company of Iowa and related documentation as required.

Passed this 10th Day of September, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** Community Development**Presenter at meeting:** Jennifer Pratt**Phone Number/Ext:** 319 286-5047**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)**Alternate Contact Person:** Joe O'Hern**Phone Number/Ext:** 319 286-5292**Email:** [j.ohern@cedar-rapids.org](mailto:j.ohern@cedar-rapids.org)**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolution of support for Housing Enterprise Zone Program Agreements with the Iowa Economic Development Authority for NewBo Development Group LLC. NEW

**Background:**

On August 16, 2013, the City of Cedar Rapids Enterprise Zone Commission reviewed and approved the applications submitted by NewBo Development Group, LLC for construction of a 2-story, 4-plex and Multi-Family Residential Building plus two detached single-family homes.

The project is eligible to receive Sales and Tax Credits from the State for a value estimated at \$71,610 for the 2-story, 4-plex and \$124,796 for the Multi-Family Residential Building plus 2 detached single-family homes, based on the proposed new housing construction; and

The Ellis Commons is a new building construction project of a market-rate 2-story, 5-plex residential property located at 1320 and 1328 Ellis Boulevard NW, Cedar Rapids, Iowa as well as new construction of 2 single-family detached homes located at 1302 and 1310 Ellis Boulevard NW, Cedar Rapids, Iowa; and

A 2-story, 4-plex residential property that will be available for rent, located at 1332-1338 Ellis Boulevard NW, Cedar Rapids, Iowa.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:****Time Sensitivity:** N/A**Resolution Date:** September 10, 2013**Estimated Presentation Time:** 0 minutes**Budget Information (if applicable):**

No impact to City budget, as Enterprise Zone Program benefits are State Sales and Tax Credits.

**Local Preference Policy** Applies ☐ Exempt ☒**Explanation:****Recommended by Council Committee** Yes ☐ No ☐ N/A ☒



RESOLUTION NO.

RESOLUTION SUPPORTING HOUSING ENTERPRISE ZONE PROGRAM  
AGREEMENTS WITH THE IOWA ECONOMIC DEVELOPMENT AUTHORITY  
TO PROVIDE ENTERPRISE ZONE BENEFITS FOR A 2-STORY, 4-PLEX AND  
MULTI-FAMILY RESIDENTIAL BUILDING PLUS TWO DETACHED SINGLE-  
FAMILY HOMES FOR NEWBO DEVELOPMENT GROUP, LLC

WHEREAS, NewBo Development Group, LLC submitted application to the City of Cedar Rapids Enterprise Zone Commission for construction of a 2-story, 4-plex and Multi-Family Residential Building plus 2 detached single-family homes located within the Cedar Rapids EZ-2 Enterprise Zone; and

WHEREAS, the City of Cedar Rapids Enterprise Zone Commission approved the applications by Resolution on August 16, 2013; and

WHEREAS, NewBo Development Group, LLC is eligible to receive Sales and Tax Credits from the State for a value estimated at \$71,610 for the 2-story, 4-plex and \$124,796 for the Multi-Family Residential Building plus 2 detached single-family homes, based on the proposed new housing construction; and

WHEREAS, the City Council supports the creation of high quality workforce housing in the City's core neighborhoods and leveraging of State funds to keep the homes affordable;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager, or his designee, is hereby authorized to execute the Housing Enterprise Zone Program Agreements with NewBo Development Group, LLC and related documentation as required.

Passed this 10<sup>th</sup> Day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Thomas Smith

**Phone Number/Ext:** 319 286-5161

**Email:** [t.smith@cedar-rapids.org](mailto:t.smith@cedar-rapids.org)

**Alternate Contact Person:** Jennifer Pratt

**Phone Number/Ext:** 319 286-5047

**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing an amendment to a Memorandum of Agreement (MOA) among the Federal Emergency Management Agency, the State Historical Society of Iowa, Iowa Homeland Security & Emergency Management Division and the City of Cedar Rapids, regarding the demolition of the First Street Parkade **(FLOOD)**. NEW

### **Background:**

The City of Cedar Rapids demolished the First Street Parkade located at the corner of 1<sup>st</sup> Street SE and 2<sup>nd</sup> Avenue SE using FEMA funds in 2011. FEMA in consultation with the State Historical Society of Iowa/State Historic Preservation Office (SHPO) had determined that the First Street Parkade in Cedar Rapids was individually eligible for listing in the National Register of Historic Places (NRHP), and that its demolition would have an adverse effect on the historic property. As a result, a Memorandum of Agreement (MOA) between FEMA, SHPO, IHSEMD and the City was prepared to identify measures to mitigate the effect of the loss of First Street Parkade.

The MOA originally included a project to develop a historic context evaluating the influence of automobiles on the built environment in Cedar Rapids during the period from 1900 to the early 1960s, as well as a district nomination to the National Register of Historic Places (NRHP) for the 2nd Avenue SE Automobile Row Historic District in Cedar Rapids.

However, the following issues arose in February 2013, which brought into question whether the project could be successfully completed and the MOA closed:

- The demolition of a contributing structure in the proposed district,
- Concerns voiced by medical district representatives, as they are currently preparing a master plan for the SSMID, which includes part of the proposed historic district, and
- Concerns from the State Nominating Review Committee for National Register Historic Districts as to whether the historic district was even a viable project without significant alterations and rework of the study.

From February through April 2013, city staff worked with FEMA on a possible amendment to remove the Auto Row Historic District project from the MOA and replace it with a Kirkwood historic preservation program. The Kirkwood program would be a hands-on curriculum teaching various aspects of the repair and maintenance of historic structures. This would be a more effective project with benefits to the entire city.

The Historic Preservation Commission (HPC) gave unanimous support (7-0) for the Kirkwood preservation program project at its April 11, 2013 meeting. FEMA and the State have also indicated strong support for the MOA amendment. Finally, the project is able to be completed within a 6 month time frame, allowing close-out of the MOA and releasing the former First Street Parkade site for future development.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

City Council may table the item and request additional information.

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** None

**Budget Information (if applicable):**

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

RESOLUTION NO.

RESOLUTION AUTHORIZING AN AMENDMENT TO A  
MEMORANDUM OF AGREEMENT (MOA) AMONG  
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,  
THE STATE HISTORICAL SOCIETY OF IOWA,  
IOWA HOMELEAND SECUIRTY AND EMERGENCY MANAGEMENT DIVISION  
AND THE CITY OF CEDAR RAPIDS,  
REGARDING THE DEMOLITION OF THE FIRST STREET PARKADE

WHEREAS, the City of Cedar Rapids applied for FEMA funds and demolished the First Street Parkade in downtown Cedar Rapids in 2011; and

WHEREAS, FEMA in consultation with the State Historical Society of Iowa/State Historic Preservation Office (SHPO) determined that the First Street Parkade in Cedar Rapids was individually eligible for listing in the National Register of Historic Places (NRHP); and

WHEREAS, FEMA determined that the undertaking would have an adverse effect on the above noted historic property, and the SHPO concurred with this determination in accordance with the executed programmatic agreement for FEMA undertakings in Iowa negotiated among FEMA, SHPO, IHSEMD, and the Advisory Council on Historic Preservation (ACHP); and

WHEREAS, FEMA prepared a Memorandum of Agreement (MOA) to satisfy its Section 106 responsibilities pursuant to 36 CFR Part §800.6 (a)(1); and

WHEREAS, the City, in consultation with the signatories of the MOA has requested an amendment to the MOA to remove a project to develop a historic context evaluating the influence of automobiles on the built environment in Cedar Rapids during the period from 1900 to the early 1960s, as well as a district nomination to the National Register of Historic Places (NRHP) for the 2nd Avenue SE Automobile Row Historic District in Cedar Rapids; and

WHEREAS, the City, in consultation with the signatories of the MOA, has requested that said MOA also be amended to include a project to create a historic preservation curriculum at Kirkwood Community College to instruct individuals in the various aspects of repair and maintenance of historic structures; and

WHEREAS, the Cedar Rapids Historic Preservation Commission, as a concurring party to the MOA provided by 36 CFR §800.6(c)(3), voted unanimously in favor of the proposed amendment at its April 11, 2013 meeting;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Mayor (or designee) is hereby authorized and directed to execute the amended Memorandum of Agreement (MOA).

Passed this 10<sup>th</sup> day of September, 2013.



20bb

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Community Development

**Presenter at meeting:** Caleb Mason  
**Email:** [c.mason@cedar-rapids.org](mailto:c.mason@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5188

**Alternate Contact Person:** Jennifer Pratt  
**Email:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5047

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution terminating the Agreement for Private Redevelopment and Ground Lease Agreement with New Bohemia Group, Inc. for City-owned property located at 400 12<sup>th</sup> Avenue SE formerly known as the Iowa Iron site. CIP/DID#675514

**Background:**

The Resolution terminates the Agreement for Private Redevelopment and Ground Lease between the City and New Bohemia Group, Inc. for City owned property at 400 12<sup>th</sup> Avenue SE. On September, 13, 2011 the City entered into the Agreement and Lease with the New Bohemia Group for the temporary redevelopment and leasing City owned property at 400 12<sup>th</sup> Ave SE for use as sand volleyball courts and hard surface parking. New Bohemia Group, Inc. is in default of the Agreement and Lease based on the following particulars:

- Inability to complete the improvements contemplated in the Agreement and Lease
- Inability to pay debts related to the project
- Failure to vacate and indemnify the City against claims and demands levied against the City owned property

On May 23, 2013 the City received notification from the Office of the Iowa Secretary of State of a mechanic's lien that was filed against the City property by Kelly Demolition, LLC for unpaid labor and material costs of \$47,639 for work completed on the sand volley ball project. A notice of default and request to resolve the matter was sent to New Bohemia Group, Inc. on June 6, 2013.

The New Bohemia Group has not addressed the lien and has not provided a plan to address the defaults as requested in the letter form the City. If the City Council authorizes the proposed resolution for consideration, the provision of New Bohemia Group's obligation to indemnify the City of the lien will survive the termination of the Agreement and Lease.

It is expected that there is demand for a permanent use for the property. The temporary parking is currently being utilized by the NewBo City Market for patron parking and for contractor parking for the Geontric facility now being constructed adjacent to the property. Staff anticipates receiving request to purchase the parking portion of the property in the near future.

**Action / Recommendation:**

City staff recommends approval of the resolution.

**Alternative Recommendation:**

**Time Sensitivity:** N/A

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** N/A

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☒ N/A ☐

**Explanation:**

RESOLUTION NO.

RESOLUTION TERMINATING THE AGREEMENT FOR PRIVATE  
REDEVELOPMENT AND GROUND LEASE AGREEMENT WITH NEW  
BOHEMIA GROUP, INC. FOR CITY-OWNED PROPERTY LOCATED AT  
400 12<sup>TH</sup> AVENUE SE OTHERWISE KNOWN AS THE IOWA IRON SITE

WHEREAS, September 13, 2011 the City of Cedar Rapids, Iowa ("the City") entered into an Agreement for Private Redevelopment (the "Agreement") and Ground Lease Agreement (the "Lease") with the New Bohemia Group, Inc. (the "Developer") for the redevelopment of City-owned properties located at 400 12<sup>th</sup> Avenue SE, Cedar Rapids, Iowa (the "Property"); and

WHEREAS, the Agreement specified certain representations and warranties of the Developer in order to complete certain improvements contemplated in the Agreement and Lease, namely sand volleyball courts, hard surface parking lot, lighting and fencing ; and

WHEREAS, on or about May 23, 2013 the City received notice from the Office of the Iowa Secretary of State of a mechanic's lien in an amount of \$47,639.50 filed against the Property for unpaid labor and material costs furnished for the Developer's project; and

WHEREAS, the Developer was found to be in default of the Agreement and Lease based up, among other things: (i) an inability to complete the improvements in accordance with the terms of Agreement and Lease, (ii) an inability pay its debts related to the project, and (iii) failure to vacate and indemnify the City against claims and demands levied against the property; and

WHEREAS, the City gave written notice to the Developer of the Developer's default, pursuant to the Agreement and Lease allowing a period to cure the default; and

WHEREAS, the Developer failed to cure the default within the specified period and has not provided assurances, either written, oral or otherwise that the defaults can be reasonably cured; and

WHEREAS, the City Council has determined that it is now necessary to exercise the City's right to terminate the Agreement and Lease.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

1. The recitals contained hereinabove are found to be true and correct.
2. Prior to the consideration of this Resolution, both the Developer and the mechanic's lien claimant were given written notice that this matter would be under consideration by the City Council during this meeting. Both were notified that they had the opportunity to present any written or oral comments before consideration.



2. The Agreement and the Lease are hereby terminated effective immediately.

3. The City Manager, or his designee, is authorized and directed to do all things necessary to terminate the Agreement for Private Redevelopment and Ground Lease Agreement with the New Bohemia Group, Inc. for the redevelopment of city-owned property at 400 12<sup>th</sup> Avenue SE.

4. The New Bohemia Group, Inc.'s obligation to indemnify the City of matters pertaining to the mechanic's lien filed against the City's property shall survive termination of the Agreement and Lease.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** Finance – Purchasing Services**Presenter at meeting:** Consent Agenda  
**Email:****Phone Number/Ext:****Alternate Contact Person:** John Ernst  
**Email:** j.ernst@cedar-rapids.org**Phone Number/Ext:** 4684**Alternate Contact Person:** Heather Mell  
**Email:** h.mell@cedar-rapids.org**Phone Number/Ext:** 5117**Description of Agenda Item:**

Contract for stack testing with Advanced Industrial Resources, Inc for the Water Pollution Control Facility for an amount not to exceed \$25,000. CIP/DID #0713-009

**Background:**

Purchasing Services solicited bids on behalf of WPC for stack testing of various sites at the Water Pollution Control Facility with five vendors responding. Advanced Industrial Resources, Inc was the lowest responsive and responsible bidder with their unit price per test of \$2,500. There will be a minimum of 5 and maximum of 10 tests completed.

**Bids received from:**

Advanced Industrial Resources, Inc	Acworth, GA	\$2,500
TRC Environmental Corporation, Inc	Burr Ridge, IL	\$3,125
Airtech Environmental Services, Inc	Elk Grove, IL	\$3,270
Pace Analytical Services, Inc	Minneapolis, MN	\$3,490
Mostardi Platt	Elmhurst, IL	\$4,386

**Action / Recommendation:**

Recommend council approve resolution

**Alternative Recommendation:****Time Sensitivity:****Resolution Date:** September 10, 2013**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 521108-611-611004-611047

**Local Preference Policy** Applies ☒ Exempt ☐

**Explanation:** Local Preference applies but did not have an affect on award

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for stack testing on behalf of the City of Cedar Rapids Water Pollution Control Facility; and

WHEREAS, responses were received from five vendors; and

WHEREAS, the Water Pollution Control Facility is making the following recommendation for award to Advanced Industrial Resources, Inc, which was the lowest responsive and responsible bidder; and

WHEREAS, the Contract period will be September 11, 2013 through October 15, 2013; and

WHEREAS, the estimated not to exceed expenditure is \$25,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with Advanced Industrial Resources, Inc as described herein.

Passed this 10<sup>th</sup> day of September, 2013.



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Finance – Purchasing Services

**Presenter at meeting:** Consent Agenda  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Todd Fagan  
**Email:** [t.fagan@cedar-rapids.org](mailto:t.fagan@cedar-rapids.org)

**Phone Number/Ext:** 5616

**Alternate Contact Person:** Heather Mell  
**Email:** [h.mell@cedar-rapids.org](mailto:h.mell@cedar-rapids.org)

**Phone Number/Ext:** 5117

### **Description of Agenda Item:**

Contract for Trees for Fall 2013 Planting with B&G Nursery and Construction for the Public Works Department, Engineering Division for an amount not to exceed \$286,042. CIP/DID #0713-011

### **Background:**

Purchasing Services solicited bids on behalf of the Public Works Department, Engineering Division for the purchase and installation of trees for fall 2013 planting with three (3) vendors responding. B&G Nursery and Construction was awarded a portion of the project.

Bids were received from:

B&G Nursery and Construction (awarded a portion of project)	Cedar Rapids, IA	\$395,777.90
BladeWorks (awarded a portion of project)	Cedar Rapids, IA	\$438,405.50
Midwest Lawn & Landscape (did not bid on all items)	Hiawatha, IA	\$194,368.50

### **Action / Recommendation:**

Recommend Council approve resolution

### **Alternative Recommendation:**

### **Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 309995

**Local Preference Policy** Applies ☒ Exempt ☐

**Explanation:** Local Preference did not have an effect on the award

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for trees for fall 2013 planting on behalf of the City of Cedar Rapids Public Works Department, Engineering Division; and

WHEREAS, responses were received from three vendors; and

WHEREAS, the Public Works Department, Engineering Division is making the following recommendation for award to B&G Nursery and Construction, which was the lowest responsive and responsible bidder; and

WHEREAS, the Contract period will be September 15, 2013 through November 15, 2013; and

WHEREAS, the not to exceed expenditure is \$286,042.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with B&G Nursery and Construction as described herein.

Passed this 10<sup>th</sup> day of September, 2013.



**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** Finance – Purchasing Services**Presenter at meeting:** Consent Agenda  
**Email:****Phone Number/Ext:****Alternate Contact Person:** Todd Fagan  
**Email:** [t.fagan@cedar-rapids.org](mailto:t.fagan@cedar-rapids.org)**Phone Number/Ext:** 5616**Alternate Contact Person:** Heather Mell  
**Email:** [h.mell@cedar-rapids.org](mailto:h.mell@cedar-rapids.org)**Phone Number/Ext:** 5117**Description of Agenda Item:**

Contract for Trees for Fall 2013 Planting with BladeWorks for the Public Works Department, Engineering Division for an amount not to exceed \$89,214.68. CIP/DID #0713-011

**Background:**

Purchasing Services solicited bids on behalf of the Public Works Department, Engineering Division for the purchase and installation of trees for fall 2013 planting with three (3) vendors responding. BladeWorks was awarded a portion of the project.

Bids were received from:

B&G Nursery and Construction (awarded a portion of project)	Cedar Rapids, IA	\$395,777.90
BladeWorks (awarded a portion of project)	Cedar Rapids, IA	\$438,405.50
Midwest Lawn & Landscape (did not bid on all items)	Hiawatha, IA	\$194,368.50

**Action / Recommendation:**

Recommend Council approve resolution

**Alternative Recommendation:****Time Sensitivity:****Resolution Date:** September 10, 2013**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** 309995

**Local Preference Policy** Applies ☒ Exempt ☐

**Explanation:** Local Preference did no have an affect on the award

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for trees for fall 2013 planting on behalf of the City of Cedar Rapids Public Works Department, Engineering Division; and

WHEREAS, responses were received from three vendors; and

WHEREAS, the Public Works Department, Engineering Division is making the following recommendation for award to BladeWorks, which was the lowest responsive and responsible bidder; and

WHEREAS, the Contract period will be September 15, 2013 through November 15, 2013; and

WHEREAS, the not to exceed expenditure is \$89,214.68.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with BladeWorks as described herein.

Passed this 10<sup>th</sup> day of September, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** Finance – Purchasing Services**Presenter at meeting:** Consent Agenda**Phone Number/Ext:****Alternate Contact Person:** Dennis Hogan**Phone Number/Ext:** 5860**Email:** d.hogan@cedar-rapids.org**Alternate Contact Person:** Diane Rodenkirk**Phone Number/Ext:** 5023**Email:** d.rodenkirk@cedar-rapids.org**Description of Agenda Item:**

Contract for the purchase, installation and training of one portable vehicle lift with Sefac, Inc. for the Fleet Services Division, Transit Bus Garage for an amount not to exceed \$26,400  
(**FLOOD**). CIP/DID #0713-021

**Background:**

Purchasing Services solicited bids for the purchase, installation and training of one portable vehicle lift for the Transit Bus Garage. Four bids were received. Fleet Services is recommending award to Sefac, Inc., who was not the lowest bidder but met all the specifications and provides a vehicle lift that is compatible with all the other lifts in the garage which is a safety consideration for the mechanics.

**Bids received:**

Company Name	Location	Price
Sefac, Inc.	Baltimore, MD	\$26,400
Benco Equipment	Shakopee, MN	\$26,285
F&W Service Co., Inc.	Marion, IA	\$40,572
Gray Manufacturing Co., Inc.	St. Joseph, MO	\$36,876 (wireless unit)

**Action / Recommendation:** Recommend Council approve the Resolution**Alternative Recommendation:****Time Sensitivity:****Resolution Date:** September 10, 2013**Estimated Presentation Time:** 0 minutes**Budget Information (if applicable):** TRE002

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:** FEMA Funded purchase

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for the purchase, installation and training of one portable vehicle lift for the Transit Bus Garage on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, responses were received from four vendors; and

WHEREAS, Fleet Services is making the following recommendation for award to Sefac, Inc., who was not the lowest bidder but met all the specifications and provides a vehicle lift that is compatible with all the other lifts in the garage which is a safety consideration for the mechanics; and

WHEREAS, this project is federally funded through FEMA and the not-to-exceed price is \$26,400.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with Sefac, Inc. as described herein.

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Glenn Vosatka, PE  
**E-mail Address:** g.vosatka@cedar-rapids.org

**Phone Number/Extension:** 5821

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** l.tippe@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution rescinding Resolution No. 1322-08-13 awarding and approving contract in the amount of \$48,116.28 to Midwest Concrete, Inc., and awarding and approving contract in the amount of \$48,300 plus incentive up to \$1,500, bond and insurance of Curtis Contracting Corp. for the Cleveland Elementary Sidewalks project (estimated cost is \$58,000). CIP/DID #3012061-01

**Background:**

Midwest Concrete, Inc., Peosta, IA	Non-responsive
Curtis Contracting Corp., Cedar Rapids, IA	\$48,300.00
Incentive up to	<u>\$ 1,500.00</u>
Total	\$49,800.00
Vieth Construction Corp., Cedar Falls, IA	\$57,190.00
Pirc-Tobin Construction, Inc., Alburnett, IA	\$57,404.57
Eggleston Concrete Contractors, Inc., Cedar Rapids, IA	\$58,205.00
Boulder Contracting, LLC, Grundy Center, IA	\$67,040.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$67,622.50

Midwest Concrete, Inc. originally submitted the lowest of the bids received on July 31, 2013 for the Cleveland Elementary Sidewalks project, but is unable to fulfill the terms of the contract because a four-year maintenance bond cannot be provided. The Iowa Department of Transportation is requesting the contract be awarded to the next lowest, responsive, responsible bidder. Curtis Contracting Corp. is now the lowest bidder and their bid is within the approved budget. Construction work is anticipated to begin this fall/next spring and be completed within 20 working days.

**Action / Recommendation:**

The Public Works Department recommends approval of the Resolution to rescind the August 13, 2013 award to Midwest Concrete, Inc. and instead award and approve contract in the amount of \$48,300.00 plus incentive up to \$1,500, bond and insurance of Curtis Contracting Corp. for the Cleveland Elementary Sidewalks project.

**Alternative to the Recommendation:**

If Council chooses not to award the contract for said project to Curtis Contracting Corp., the project could not go forward as proposed unless the bidding process is repeated or negotiations are undertaken with the Iowa Department of Transportation to receive approval to retain Midwest Concrete, Inc.

**Time Sensitivity:** Normal. Deferral of the contract award after September 10, 2013 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local Policy does not apply in this situation.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):



RESOLUTION NO.

RESCINDING AWARD, ACCEPTING PROPOSAL, AWARDED NEW CONTRACT,  
APPROVING NEW CONTRACT

WHEREAS, the Cedar Rapids City Council passed Resolution 1322-08-13 on August 13, 2013 to award a contract to Midwest Concrete, Inc. for the construction of the Cleveland Elementary Sidewalks project (Contract No. 3012061-01) (IDOT Contract No. SRTS-U-1187(766)-8U-57), and

WHEREAS, Midwest Concrete, Inc. has since informed City Staff that it is unable to fulfill the contract terms, and

WHEREAS, the Iowa Department of Transportation requests the contract be awarded to the next lowest, responsive bidder, and

WHEREAS, the other competitive quotations received, opened, and announced on July 31, 2013 by the City Engineer, or designee, for the Cleveland Elementary Sidewalks project (Contract No. 3012061-01) (IDOT Contract No. SRTS-U-1187(766)-8U-57) were as follows:

Curtis Contracting Corp., Cedar Rapids, IA	\$48,300.00
Incentive up to	<u>\$ 1,500.00</u>
Total	\$49,800.00
Vieth Construction Corp., Cedar Falls, IA	\$57,190.00
Pirc-Tobin Construction, Inc., Alburnett, IA	\$57,404.57
Eggleston Concrete Contractors, Inc., Cedar Rapids, IA	\$58,205.00
Boulder Contracting, LLC, Grundy Center, IA	\$67,040.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$67,622.50

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$49,800 301-301000-3012061

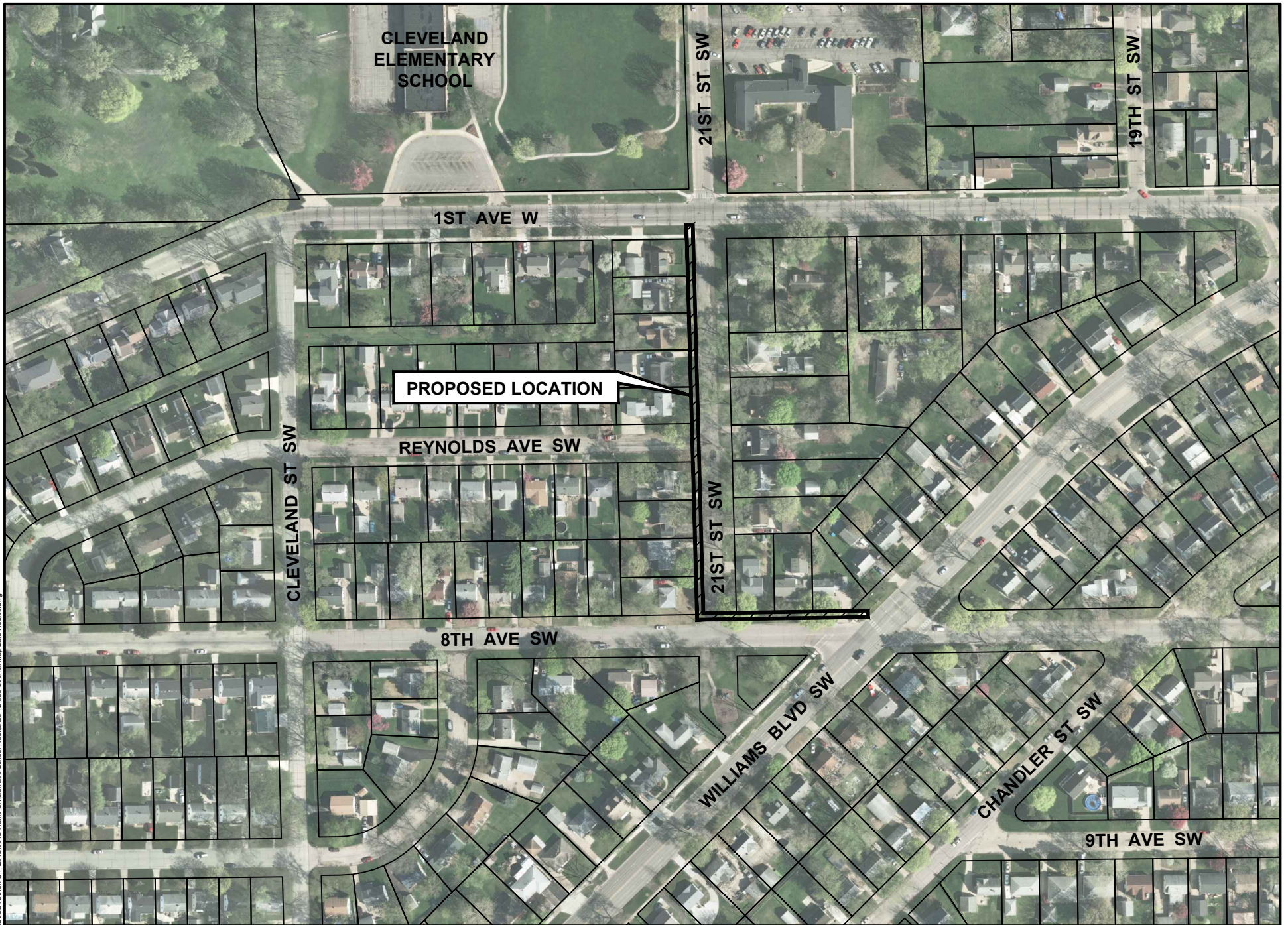
NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous contract award to Midwest Concrete, Inc. is hereby rescinded;
2. Curtis Contracting Corp. is now the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its competitive quotation and award the contract to it;
3. Subject to registration with the Department of Labor, the Competitive Quotation of Curtis Contracting Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Curtis Contracting Corp.;
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.









## Council Agenda Item Cover Sheet

### \*\*FLOOD ITEM\*\*

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rob Davis  
**E-mail Address:** RobD@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:**      ☒ **Consent Agenda**      ☐ **Regular Agenda**

Resolution authorizing execution of a Purchase Agreement in the amount of \$702 and accepting an Easement for Sanitary Sewer and a Temporary Construction Easement from Patricia Holderness for land located at 1226 M Street SW in connection with the Sanitary Sewer SW Quadrant Flood Repairs project (**FLOOD**). CIP/DID #SSD103-00

**Background:**

In previous fiscal years, the City Council approved funding in connection with the Sanitary Sewer SW Quadrant Flood Repairs project.

The easements are required to accommodate the proposed improvements including repairing damage to sanitary sewers as a result of the 2008 flood. The compensation amount proposed is based on current City assessed land value of the subject property.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$702 and accepting an Easement for Sanitary Sewer and a Temporary Construction Easement from Patricia Holderness.

**Alternative to the Recommendation:**

Do not proceed with acquiring the proposed easement for sanitary sewer and temporary construction easement and direct City staff to abandon or reconfigure sanitary sewer replacement.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** SSD/SSD000/SSD103

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local Preference Policy does not apply to the acquisition of easements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer has determined the need for additional easement for sanitary sewer and a temporary construction easement exists in order to accommodate the proposed facilities, and

WHEREAS, Patricia Holderness, 1226 M Street SW, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

See Attached Sanitary Sewer Easement Exhibit

have agreed to convey the necessary easement for sanitary sewer and temporary construction easement at 1226 M Street SW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$468
Temporary Easement	\$234
TOTAL	<hr/> \$702

, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into an agreement to purchase the easement for sanitary sewer and temporary construction easement in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Sanitary Sewer SW Quadrant Flood Repairs project (Fund SSD, Dept. ID SSD000, Project SSD103), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Construction Easement are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Easement for Sanitary Sewer be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013.

PREPARED BY: TIM FORINASH SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

RETURN TO: TIM FORINASH SNYDER & ASSOCIATES, INC., 5005 BOWLING STREET S.W., CEDAR RAPIDS, IA 52404 (319) 362-9394

## **SANITARY SEWER EASEMENT EXHIBIT**

### **SANITARY SEWER EASEMENT DESCRIPTION**

A part of Lot 6 and Lot 7, Block 4, James C Young's First Addition to the City of Cedar Rapids, Linn County, more particularly described as follows:

Commencing at the Southeast corner of Lot 24, said Block 4; thence North 89°47'21" East, along the South line of said Block 4, a distance of 142.00 Feet to the Southeast corner of said Block 4; thence North 1°26'49" West, along the East line of said Block 4, a distance of 244.80 Feet to the Point of Beginning; thence South 89°40'22" West, 127.00 Feet, to a point on the West line of said Lot 6; thence North 1°27'01" West, 20.00 Feet; thence North 89°40'22" East, 127.00 feet to a point on the East line of said Block 4; thence South 1°26'49" East, along said East line, a distance of 20.00 Feet to the Point of Beginning, containing 2,540 Square Feet, more or less.

### **PREPARED FOR**

CITY OF CEDAR RAPIDS  
ENGINEERING DEPARTMENT

SW QUADRANT, 2008 FLOOD  
AREA SANITARY SEWER  
RESTORATION, PHASE 2, PART 1  
CIP #SSD103-06

### **LEGEND**

#### **Survey**

Section Corner  
1/2" Rebar  
(Unless Otherwise Noted)  
Platted Distance  
Measured Bearing & Distance  
Recorded As  
Deed Distance  
Calculated Distance  
Minimum Protection Elevation  
Section Line  
Easement Line

#### **Found**

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MPE

#### **Set**

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### **EASEMENT AREA**

2,540 SQAURE FEET

### **DATE OF SURVEY**

01-28-2013

### **OWNER**

HOLDERNESS PATRICIA

### **SANITARY SEWER EASEMENT EXHIBIT**

### **HOLDERNESS PATRICIA**



**SNYDER & ASSOCIATES, INC.**  
Engineers and Planners

5005 BOWLING STREET S.W.  
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET 1 OF 2

PN: 1120878

PM: PDS

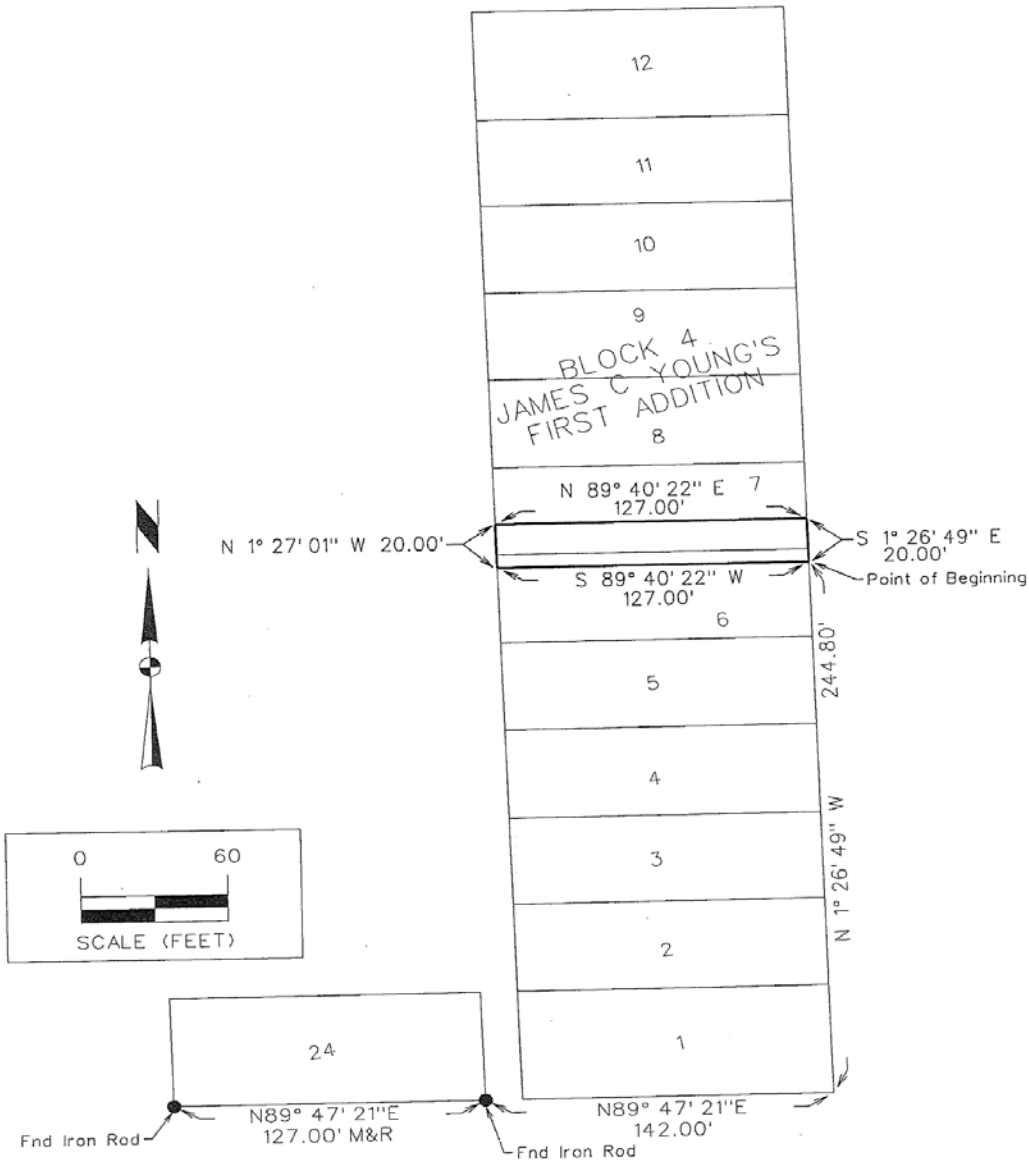
DATE: 01/29/13

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Snyder

\\p1\2012\_PROJECTS\1120878\_CIP SW Flood Repair\Code\Area\Held\Held\Held  
3/19/2013  
TWF

# SANITARY SEWER EASEMENT EXHIBIT



## **SANITARY SEWER EASEMENT EXHIBIT** **HOLDERNESS PATRICIA**

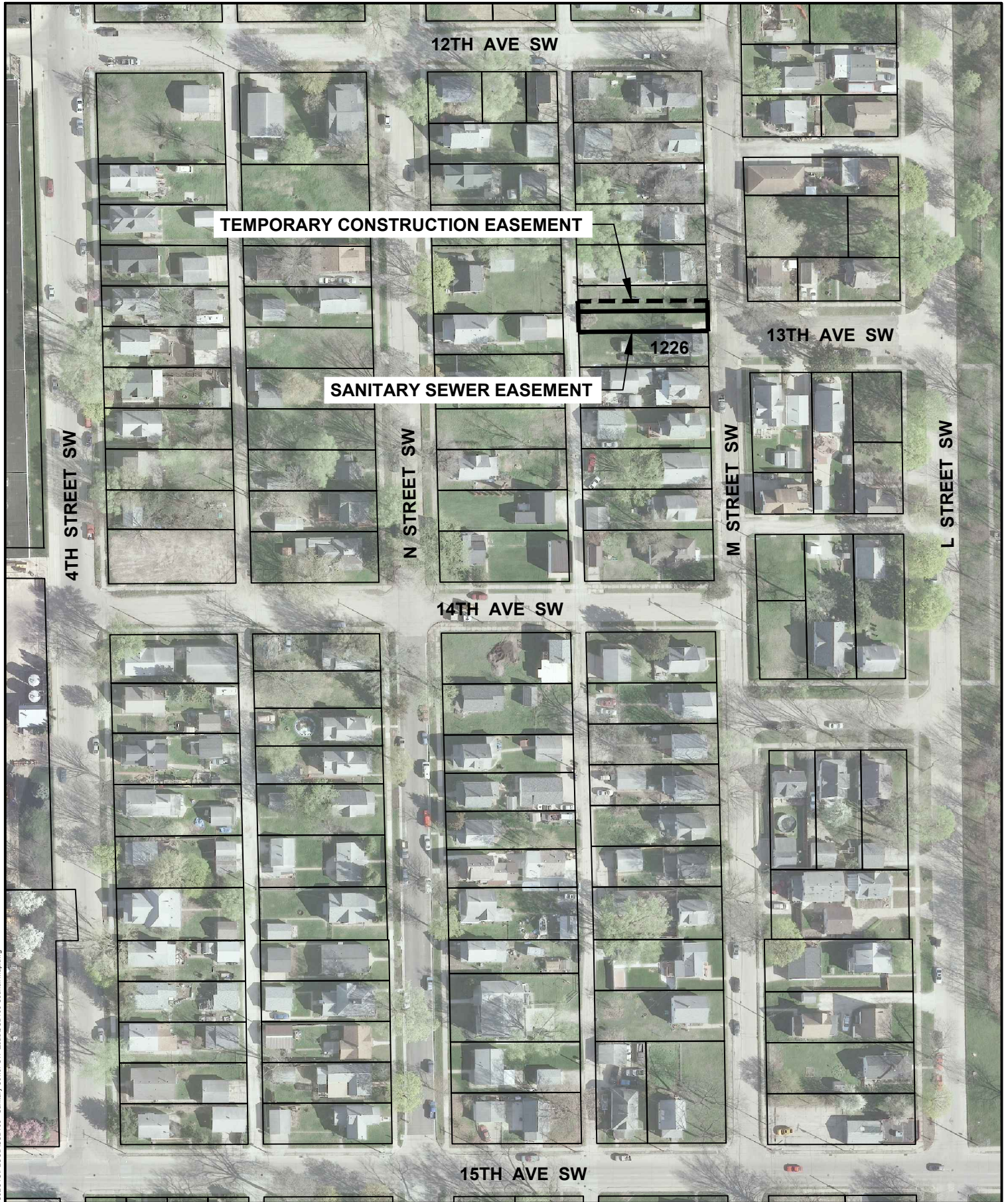


**SNYDER & ASSOCIATES, INC.**  
Engineers and Planners

5005 BOWLING STREET S.W.  
CEDAR RAPIDS, IA 52404 (319) 362-9394

SHEET	2 OF 2
PN:	1120878
PM:	PDS
DATE:	01/29/13
TECH:	TWF





TEMPORARY CONSTRUCTION EASEMENT

SANITARY SEWER EASEMENT

1226

12TH AVE SW

13TH AVE SW

14TH AVE SW

15TH AVE SW

4TH STREET SW

N STREET SW

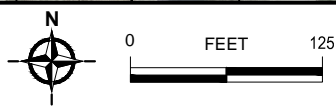
M STREET SW

L STREET SW

Cadd File Name: W:\PROJECTS\FLOOD\SSD103 - Sanitary Sewer SW Quadrant\SSD103 Council Map.dwg



**SANITARY SEWER SW QUADRANT FLOOD REPAIRS**  
**SANITARY SEWER & TEMPORARY**  
**CONSTRUCTION EASEMENTS**



SSD103





## **Council Agenda Item Cover Sheet**

**Submitting Department:** Finance Department

**Presenter at meeting:** Matt Felling  
**E-mail Address:** [matt.felling@hilton.com](mailto:matt.felling@hilton.com)

**Phone Number/Extension:** 365-0377

**Alternate Contact Person:** Casey Drew  
**E-mail Address:** [c.drew@cedar-rapids.org](mailto:c.drew@cedar-rapids.org)

**Phone Number/Extension:** 5097

**Description of Agenda Item:**

Resolution revising Purchase Order No. 27946 in the amount of \$103,676.54 with AT&T for installation of High Speed Internet Access for the Cedar Rapids Convention Complex. CIP/DID #535101

**Background:**

Per resolution 0661-04-13, dated April 23, 2013, City Council approved Hilton Worldwide to utilize its procurement process to procure technology systems for the DoubleTree by Hilton Hotel at the US Cellular Center. Hilton's specified service provider for high speed internet access is AT&T.

**Budget Information (if applicable):**

**Action / Recommendation:** Approve the resolution revising Purchase Order No. 27946.

**Alternative Recommendation:** Table or deny the resolution.

**Time Sensitivity:** Moderate

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 5 Minute(s)

**Local Preference Policy:** ☐ Applies ☒ Exempt  
**Explanation:**

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

RESOLUTION NO.

WHEREAS, the Cedar Rapids City Council approved Resolution No. 0661-04-13 on April 23, 2013, allowing Hilton Worldwide to utilize its procurement process to purchase Technology Systems for the DoubleTree by Hilton Hotel at the US Cellular Center, and

WHEREAS, Hilton's specified service provider for High Speed Internet Access is AT&T, and

WHEREAS, the general ledger coding for this public improvement project is as follows:

Fund 535, Dept ID 535000 Project 535101 \$103,676.54

Original PO Amount	\$93,817.66
Increase	\$9,858.88
Revised PO Amount	\$103,676.54

, and

WHEREAS, FDG, as the City's Project Manager and Owner's Representative, recommends that the City Council approve a revised purchase order to AT&T for the installation of High Speed Internet Access,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Cedar Rapids, Iowa, hereby authorizes the City Manager and City Clerk to revise the purchase order with AT&T as noted herein.

Passed this 10<sup>th</sup> day of September, 2013.



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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Doug Wilson, PE  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of a Supplemental 28E Agreement with College Community School District (CCSD) estimated at \$150,000 for desired changes to 76<sup>th</sup> Avenue SW with medians and expansion of Prairie Heights Elementary School parking lot adjoining 76<sup>th</sup> Avenue SW in connection with the 76<sup>th</sup> Avenue SW from Kirkwood Boulevard to east of Interstate 380 project. CIP/DID #3012049-00

**Background:**

Resolution No. 0239-02-13 dated February 12, 2013, approved a 28E Agreement with the College Community School District. This is a supplemental agreement to add the 76<sup>th</sup> Avenue median construction (\$50,000 by City), median maintenance (mowing by CCSD) and expansion of Prairie Heights Elementary School Parking lot (\$100,000 estimate to be reimbursed by CCSD to the City). The CCSD Board approved this amendment on August 19, 2013.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a Supplemental 28E Agreement for 76<sup>th</sup> Avenue median maintenance and expansion of Prairie Heights Elementary School parking lot.

**Alternative to Recommendation:**

Direct staff to seek other options for median maintenance and construction of the parking lot at Prairie Heights Elementary.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** CIP 3012049

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** State Bidding Requirements Apply

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the College Community School District (CCSD) will be constructing a new elementary school in 2013 and 2014 on the south side of 76<sup>th</sup> Avenue SW at a location across from Prairie Heights Elementary School, and

WHEREAS, the CCSD has requested the City include expansion of the Prairie Heights Elementary parking lot in the 76<sup>th</sup> Avenue improvement plans, and

WHEREAS, the CCSD has agreed to reimburse the City for the cost of the parking lot expansion, and

WHEREAS, the City of Cedar Rapids has included a street median in the 76<sup>th</sup> Avenue project and the CCSD has agreed to provide maintenance for the mowing of grass in the medians to be constructed with the 76<sup>th</sup> Avenue improvement, and

WHEREAS, Resolution No. 0239-02-13 dated February 12, 2013 approved a 28E Agreement with the College Community School District,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager and City Clerk are authorized to sign a Supplemental 28E Agreement with College Community School District (CCSD) in connection with the 76<sup>th</sup> Avenue SW from Kirkwood Boulevard to east of Interstate 380 project (CIP No. 3012049).

BE IT FURTHER RESOLVED, that said agreement shall be filed with the City of Cedar Rapids Finance Director and thereafter filed with the Office of the Secretary of State.

Passed this 10<sup>th</sup> day of September, 2013.



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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Cari Pauli, EI  
**E-mail Address:** c.pauli@cedar-rapids.org

**Phone Number/Extension:** 5157

**Alternate Contact Person:** Tom Peterson, PE, PTOE  
**E-mail Address:** t.peterson@cedar-rapids.org

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of a 28E Memorandum of Agreement with All Saints Elementary School for participation in the adult guard program for FY 2014, reimbursing All Saints Elementary School for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$1,847.94. CIP/DID #60-14-011

**Background:**

The City of Cedar Rapids entered into a 28E Agreement with All Saints Elementary School for implementation of an adult crossing guard program, which expired on June 30, 2013. The subject 28E Agreement is for FY 2014.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a 28E Agreement for participation in the adult guard program for FY 2014, reimbursing All Saints Elementary School for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$1,847.94.

**Alternative to Recommendation:** All Saints Elementary School would be responsible for 100% of the funding for their adult crossing guard(s).

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** FY14 adult guard budget account #139000

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local Preference Policy does not apply to adult crossing guard 28E Agreements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, All Saints Elementary School (SCHOOL) has agreed to establish and operate an adult guard program at designated school crossings and has submitted a 28E Memorandum of Agreement agreeing to the terms and conditions of the program, and

WHEREAS, the City has allocated funding in the amount of \$62,830 in its FY 2014 adult guard budget to be distributed to schools/districts participating in the adult guard program, according to the number of approved guard locations, to reimburse 50% of the hourly wage and other costs incurred for the guard program, and

WHEREAS, according to the number of SCHOOL crossing guard hours, the SCHOOL is eligible for a maximum reimbursement amount of \$1,847.94, and

WHEREAS, the City will reimburse the SCHOOL 50% of the hourly wage of \$11.40, with the remaining maximum to be used to reimburse fringes, updated Manual on Uniform Traffic Control Devices (MUTCD)-compliant guard clothing and portable equipment for existing location, and new MUTCD-compliant guard clothing and portable equipment for new locations, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the 28E Memorandum of Agreement with All Saints Elementary School for an adult guard program, and

BE IT FURTHER RESOLVED that the 28E Memorandum of Agreement with All Saints Elementary School be accepted and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013



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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Cari Pauli, EI  
**E-mail Address:** c.pauli@cedar-rapids.org

**Phone Number/Extension:** 5157

**Alternate Contact Person:** Tom Peterson, PE, PTOE  
**E-mail Address:** t.peterson@cedar-rapids.org

**Phone Number/Extension:** 5847

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of a 28E Memorandum of Agreement with the Linn Mar Community School District for participation in the adult guard program for FY 2014, reimbursing the Linn Mar Community School District for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94. CIP/DID #60-14-011

**Background:**

The City of Cedar Rapids entered into a 28E Agreement with the Linn Mar Community School District for implementation of an adult crossing guard program, which expired on June 30, 2013. The subject 28E Memorandum of Agreement is for FY 2014.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a 28E Memorandum of Agreement for participation in the adult guard program for FY 2014, reimbursing the Linn Mar Community School District for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94.

**Alternative to Recommendation:** Linn Mar Community School District would be responsible for 100% of the funding for their adult crossing guard(s).

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** FY14 adult guard budget account #139000

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local Preference Policy does not apply to adult crossing guard 28E Agreements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Linn Mar Community School District (DISTRICT) has agreed to establish and operate an adult guard program at designated DISTRICT crossings and has submitted a 28E Memorandum of Agreement agreeing to the terms and conditions of the program, and

WHEREAS, the City has allocated funding in the amount of \$62,830 in its FY 2014 adult guard budget to be distributed to schools/districts participating in the adult guard program, according to the number of approved guard locations, to reimburse 50% of the hourly wage and other costs incurred for the guard program, and

WHEREAS, according to the number of DISTRICT crossing guard hours, the DISTRICT is eligible for a maximum reimbursement amount of \$1,847.94, and

WHEREAS, the City will reimburse the DISTRICT 50% of the hourly wage of \$11.40, with the remaining maximum to be used to reimburse fringes, updated Manual on Uniform Traffic Control Devices (MUTCD)-compliant guard clothing and portable equipment for existing location, and new MUTCD-compliant guard clothing and portable equipment for new locations,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the 28E Memorandum of Agreement with the Linn Mar Community School District for an adult guard program, and

BE IT FURTHER RESOLVED that the 28E Memorandum of Agreement with the Linn Mar Community School District be accepted and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013





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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Cari Pauli, EI  
**E-mail Address:** c.pauli@cedar-rapids.org

**Phone Number/Extension:** 5157

**Alternate Contact Person:** Tom Peterson, PE, PTOE  
**E-mail Address:** t.peterson@cedar-rapids.org

**Phone Number/Extension:** 5847

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of a 28E Memorandum of Agreement with St. Matthew School for participation in the adult guard program for FY 2014, reimbursing St. Matthew School for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94. CIP/DID #60-14-011

**Background:**

The City of Cedar Rapids entered into a 28E Memorandum of Agreement with St. Matthew School for implementation of an adult crossing guard program, which expired on June 30, 2013. The subject 28E Memorandum of Agreement is for FY 2014.

**Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a 28E Memorandum of Agreement for participation in the adult guard program for FY 2014, reimbursing St. Matthew School for 50% of the costs for wages up to \$11.40/hour, fringes and updated equipment up to a maximum of \$1,847.94.

**Alternative to Recommendation:** St. Matthew School would be responsible for 100% of the funding for their adult crossing guard(s).

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** FY14 adult guard budget account #139000

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local Preference Policy does not apply to adult crossing guard 28E Agreements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, St. Matthew School (SCHOOL) has agreed to establish and operate an adult guard program at designated school crossings and has submitted a 28E Memorandum of Agreement agreeing to the terms and conditions of the program, and

WHEREAS, the City has allocated funding in the amount of \$62,830 in its FY 2014 adult guard budget to be distributed to schools/districts participating in the adult guard program, according to the number of approved guard locations, to reimburse 50% of the hourly wage and other costs incurred for the guard program, and

WHEREAS, according to the number of SCHOOL crossing guard hours, the SCHOOL is eligible for a maximum reimbursement amount of \$1,847.94, and

WHEREAS, the City will reimburse the SCHOOL 50% of the hourly wage of \$11.40, with the remaining maximum to be used to reimburse fringes, updated Manual on Uniform Traffic Control Devices (MUTCD)-compliant guard clothing and portable equipment for existing location, and new MUTCD-compliant guard clothing and portable equipment for new locations,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the 28E Memorandum of Agreement with St. Matthew School for an adult guard program, and

BE IT FURTHER RESOLVED that the 28E Memorandum of Agreement with St. Matthew School be accepted and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013



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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Cari Pauli, EI  
**E-mail Address:** c.pauli@cedar-rapids.org

**Phone Number/Extension:** 5157

**Alternate Contact Person:** Tom Peterson, PE, PTOE  
**E-mail Address:** t.peterson@cedar-rapids.org

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing execution of a 28E Memorandum of Agreement with the Cedar Rapids Community School District (CRCSD) for participation in the adult guard program for FY 2014, reimbursing the Cedar Rapids Community School District for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$57,286.18. CIP/DID #60-14-011

### **Background:**

The City of Cedar Rapids entered into a 28E Agreement with the Cedar Rapids Community School District (CRCSD) for implementation of an adult crossing guard program, which expired on June 30, 2013. The subject 28E Agreement is for FY 2014.

### **Action / Recommendation:**

The Public Works Department recommends adopting the resolution authorizing execution of a 28E Memorandum of Agreement for participation in the adult guard program for FY 2014, reimbursing the CRCSD for 50% of the costs for wages up to \$11.40/hour, fringes, and updated equipment up to a maximum of \$57,286.18.

**Alternative to Recommendation:** Cedar Rapids Community School District would be responsible for 100% of the funding for their adult crossing guard(s).

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** FY14 adult guard budget account #139000

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Local Preference Policy does not apply to adult crossing guard 28E Agreements.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Cedar Rapids Community School District (DISTRICT) has agreed to establish and operate an adult guard program at designated DISTRICT crossings and has submitted a 28E Memorandum of Agreement agreeing to the terms and conditions of the program, and

WHEREAS, the City has allocated funding in the amount of \$62,830 in its FY 2014 adult guard budget to be distributed to schools/districts participating in the adult guard program, according to the number of approved guard locations, to reimburse 50% of the hourly wage and other costs incurred for the guard program, and

WHEREAS, according to the number of DISTRICT crossing guard hours, the DISTRICT is eligible for a maximum reimbursement amount of \$57,286.18, and

WHEREAS, the City will reimburse the DISTRICT 50% of the hourly wage of \$11.40, with any remaining maximum to be used to reimburse fringes, updated Manual on Uniform Traffic Control Devices (MUTCD)-compliant guard clothing and portable equipment for existing location, and new MUTCD-compliant guard clothing and portable equipment for new locations,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the 28E Memorandum of Agreement with the Cedar Rapids Community School District for an adult guard program, and

BE IT FURTHER RESOLVED that the 28E Memorandum of Agreement with the Cedar Rapids Community School District be accepted and filed with the City of Cedar Rapids Finance Director.

Passed this 10<sup>th</sup> day of September, 2013

## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Craig Hanson, PE  
**E-mail Address:** c.hanson@cedar-rapids.org

**Phone Number/Extension:** 5867

**Alternate Contact Person:** Mike Kuntz  
**E-mail Address:** m.kuntz@cedar-rapids.org

**Phone Number/Extension:** 5856

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing the Public Works Sewer Maintenance Division to purchase equipment and repair services from MID-IOWA Solid Waste Equipment Co., Inc. (MID-IOWA) for existing Closed-Circuit Televising (CCTV) equipment manufactured by ARIES and Pipe Hunter in an amount not to exceed \$54,000. CIP/DID #43-14-024

### Background:

Since 1996, the Public Works Department's Sewer Maintenance Division has increased its CCTV capabilities and equipment. Based on extensive research and demonstrations from multiple vendors, MID-IOWA was chosen as the sole vendor for repairs to existing ARIES and Pipe Hunter equipment, including purchasing individual components that have worn out or have broken. Industry wide, CCTV equipment is serviced through the vendor it is purchased from.

The equipment and repairs are already in the approved FY 2014 budget. Based on the amount of money spent through a single vendor, the Purchasing Division has requested the annual projected expenditures with MID-IOWA be approved by the City Council.

The City currently owns \$200,000 worth of ARIES and Pipe Hunter CCTV equipment. Annually, expenditures of \$20,000 to \$50,000 are spent on repairs and \$15,000-\$90,000 in new equipment or parts. This fiscal year, the projected expenditures are:

Repairs	\$10,000 to \$16,000
Storm Sewer Line Tractor/Camera	\$38,000

The figures projected are based on the 10% discounted price the City receives as a repeat customer.

### Action / Recommendation:

The Public Works Department recommends approval of the resolution to approve the purchases and repairs with MID-IOWA.

### Alternative Recommendation:

If Council determines not to approve the resolution, the City will need to find a vendor capable of maintaining and supplying the same equipment, which research shows is at an equal or higher cost. History shows that attempts to utilize other vendors were unsuccessful and the City shipped the items to MID-IOWA in the end. If repairs are not done, the key component of preventative and investigative televising will be reduced or lost. The City could then outsource the service at a higher price or have an increase of sewer blockages.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** This is in the approved 2014 Sewer Enterprise budget.

**Local Preference Policy:** Applies ☒ Exempt ☐

**Explanation:** The Local Preference Policy applies; however, there are no local vendors for the products and services.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Maintenance Department requests approval to purchase Sewer CCTV camera equipment and repairs from MID-IOWA Solid Waste Equipment Co., and

WHEREAS, MID-IOWA Solid Waste Equipment Co. is the sole provider of equipment needed to maintain the operation and maintenance of the ARIES CCTV system and Pipe Hunter CCTV system owned by the City of Cedar Rapids, and

WHEREAS, individual components of the ARIES CCTV system and the Pipe Hunter CCTV system reached the end of designed life span and must be replaced with new or refurbished components (cameras, tractors, cables, cable drum, light heads, jet hoses), and

WHEREAS, the estimated FY 2014 annual cost of repairs and purchases is \$54,000, and

WHEREAS, funds are available in the FY 2014 Sewer Operating Fund (Fund 651, Dept ID 651500 Program 65151), and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Department is authorized to purchase equipment and repair service through MID-IOWA Solid Waste Equipment Co. in an amount not to exceed \$54,000.

Passed this 10<sup>th</sup> day of September, 2013.

## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Craig Hanson, PE  
**E-mail Address:** c.hanson@cedar-rapids.org

**Phone Number/Extension:** 5867

**Alternate Contact Person:** Mike Kuntz  
**E-mail Address:** m.kuntz@cedar-rapids.org

**Phone Number/Extension:** 5856

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing the Public Works Sewer Maintenance Division to purchase equipment and repair services from SPX Pearpoint, Inc. for existing Closed-Circuit Televising (CCTV) equipment manufactured by Pearpoint in an amount not to exceed \$34,400. CIP/DID #43-14-024

### Background:

Since 1996, the Public Works Department's Sewer Maintenance Division has increased its CCTV capabilities and equipment. Based on extensive research and demonstrations from multiple vendors, Pearpoint An SPX Brand Company was chosen as the sole vendor for repairs to existing Pearpoint equipment, including purchasing individual components that have worn out or have broken. Industry wide, CCTV equipment is serviced through the vendor it is purchased from.

The equipment and repairs are already in the approved FY 2014 budget. Based on the amount of money spent through a single vendor, the Purchasing Division has requested the annual projected expenditures with Pearpoint An SPX Brand Company be approved by the City Council.

The City currently owns \$500,000 worth of Pearpoint CCTV equipment. Annually, expenditures of \$20,000 to \$50,000 are spent on repairs and parts. This fiscal year, the projected expenditures are:

Repairs	\$20,000 to \$34,400
---------	----------------------

The figures projected are based on the 10% discounted price the City receives as a repeat customer.

### Action / Recommendation:

The Public Works Department recommends approval of the resolution to approve the purchases and repairs with Pearpoint, Inc.

### Alternative Recommendation:

If Council determines not to approve the resolution, the City will need to find a vendor capable of maintaining and supplying the same equipment, which research shows is at an equal or higher cost. History shows that attempts to utilize other vendors were unsuccessful and the City shipped the items to MID-IOWA in the end. If repairs are not done, the key component of preventative and investigative televising will be reduced or lost. The City could then outsource the service at a higher price or have an increase of sewer blockages.



**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** This is in the approved 2014 Sewer Enterprise budget.

**Local Preference Policy:** Applies ☒ Exempt ☐

**Explanation:** The Local Preference Policy applies, however there are no local vendors for the products and services.

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Maintenance Department requests approval to purchase Sewer CCTV camera equipment and repairs from SPX Pearpoint, Inc., and

WHEREAS, Pearpoint An SPX Brand Company is the sole provider of equipment needed to maintain the operation and maintenance of the Pearpoint CCTV system owned by the City of Cedar Rapids, and

WHEREAS, individual components of the Pearpoint CCTV system reached the end of designed life span and must be replaced with new or refurbished components (cameras, tractors, cables, cable drum, light heads), and

WHEREAS, the estimated FY 2014 annual cost of repairs and purchases is \$34,400 and

WHEREAS, funds are available in the FY 2014 Sewer Operating Fund (Fund 651, Dept ID 651500 Program 65151),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Department is authorized to purchase equipment and repair service through SPX Pearpoint, Inc. in an amount not to exceed \$34,400.

Passed this 10<sup>th</sup> day of September, 2013.



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing submittal of a grant application to the Iowa Department of Transportation for Iowa Clean Air Attainment Program (ICAAP) funds to provide funding for the realignment of 51<sup>st</sup> Street NE at Council Street NE to provide more separation from Collins Road. CIP/DID #301491-00

### Background:

The intersections of Council Street NE with 51<sup>st</sup> Street NE and with Collins Road NE are separated by only 400 feet. Southbound traffic on Council Street at Collins Road frequently backs up to the 51<sup>st</sup> Street NE intersection. Also, eastbound to northbound left turning traffic on Collins Road, turning north onto Council Street NE consistently fills the 375 foot long left turn bay and overflows into the adjacent through lane, impeding eastbound through traffic on Collins Road. Traffic signal timing improvements between the two intersections are limited because of their close proximity. The proposed solution is to relocate 51<sup>st</sup> Street farther north by 200 feet to align with Park Place NE, creating better separation from Collins Road, allowing better signal progression and improved vehicle storage. This project is coordinated with the current Collins Road NE (IA 100) Improvements project.

Annually, the Iowa Department of Transportation provides ICAAP funds on a competitive basis to transportation projects that reduce congestion problems and provide air quality improvements. The resolution must be included in the grant applications being submitted to authorize the City's participation in the program.

### Action / Recommendation:

The Public Works Department recommends approval of the resolution authorizing submittal of a grant application to the Iowa Department of Transportation for ICAAP funds for the relocation of 51<sup>st</sup> Street NE.

### Alternative Recommendation:

If the resolution is not approved the grant application for ICAAP funds cannot be submitted. The 51<sup>st</sup> Street realignment project will continue to be deferred until another funding source can be determined.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):** CIP No. 301491

301491/COUNCIL AGENDA ITEMS/COVER SHEET IDOT ICAAP AT 51<sup>ST</sup> REALIGN 301491

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Grant application for federal funds

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

IOWA CLEAN AIR ATTAINMENT PROGRAM (ICAAP) APPLICATION

WHEREAS, traffic congestion on Collins Road (IA 100) at Council Street could be improved with roadway projects that improve traffic flow, reduce vehicle miles of travel or reduce single-occupant vehicle (SOV) trips; and

WHEREAS, the close proximity of the intersections of Council Street NE with Collins Road and Council Street NE with 51<sup>st</sup> Street NE creates interference with the operation of the two intersections, increasing delay and congestion on Collins Road and on Council Street, and

WHEREAS, the Iowa Department of Transportation provides Iowa Clean Air Attainment Program (ICAAP) funds on a competitive basis to transportation projects that reduce traffic congestion problems and provide air quality improvements, and

WHEREAS, the City of Cedar Rapids has determined such clean air and congestion mitigation can be realized through a realignment of 51<sup>st</sup> Street NE farther to the north to increase the separation from Collins Road and therefore proposes to submit an application for ICAAP funds, on October 1, 2013 for up to 80% of the project estimated cost, for this realignment, reducing congestion on Collins Road NE and Council Street NE, and

WHEREAS, the City of Cedar Rapids will commit the necessary local matching funding for the project and will be responsible for adequately maintaining and operating the City's portion of the project for public use during the project's useful life, now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City hereby approves the submittal of the aforementioned ICAAP application to the Iowa Department of Transportation, and

BE IT FURTHER RESOLVED that the Public Works Director/City Engineer is hereby authorized to sign the necessary application documents on behalf of the City and provide whatever additional information is requested by the Iowa Department of Transportation in connection with said ICAAP grant application.

Passed this 10<sup>th</sup> day of September, 2013



20rr

## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Rob Davis, PE  
**E-mail Address:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**Description of Agenda Item:** ☒ **Consent Agenda** ☐ **Regular Agenda**

Resolution authorizing submittal of a grant application to the Iowa Department of Transportation for Iowa Clean Air Attainment Program (ICAAP) funds to provide funding for the intersection improvements at Old Marion Road NE at C Avenue NE. CIP/DID #301446-00

### Background:

The intersections of C Avenue NE with Old Marion Road NE and with Collins Road NE are separated by only 250 feet. Northbound traffic on C Avenue at Collins Road frequently backs up through the Old Marion Road NE intersection. This back up in turn propagates long queues and delay for northbound traffic at C Avenue NE and Old Marion Road NE as well as eastbound Old Marion Road traffic attempting to turn left to go north on C Avenue towards Collins Road. The proposed solution is to relocate Old Marion Road farther south by about 350 feet to align with the planned backage road from C Avenue to the Northland Square shopping center. This new intersection would be constructed with a traffic signal, creating better separation from Collins Road, reduced vehicle queuing, fewer stops and less emissions. This project is coordinated with the current Collins Road NE (IA 100) Improvements project.

Annually, the Iowa Department of Transportation provides ICAAP funds on a competitive basis to transportation projects that reduce congestion problems and provide air quality improvements. The resolutions must be included in the grant applications being submitted to authorize the City's participation in the program.

### Action / Recommendation:

The Public Works Department recommends approval of the resolution authorizing submittal of a grant application to the Iowa Department of Transportation for ICAAP funds for the relocation of Old Marion Road NE.

### Alternative Recommendation:

If the resolution is not approved, the grant application for ICAAP funds cannot be submitted. The Old Marion Road realignment project will continue to be deferred until another funding source can be determined.

**Time Sensitivity:** Normal

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minute(s)

**Budget Information (if applicable):**

**Local Preference Policy:** Applies ☐ Exempt ☒

**Explanation:** Grant application, federal funds

**Recommended by Council Committee:** Yes ☐ No ☐ N/A ☒

**Explanation** (if necessary):

RESOLUTION NO.

IOWA CLEAN AIR ATTAINMENT PROGRAM (ICAAP) APPLICATION

WHEREAS, traffic congestion on C Avenue NE at Old Marion Road NE could be improved with roadway projects that improve traffic flow, reduce vehicle miles of travel or reduce single-occupant vehicle (SOV) trips; and

WHEREAS, the close proximity of the intersections of C Avenue NE with Collins Road and C Avenue with Old Marion Road NE creates interference with the operation of the two intersections, increasing delay and congestion on C Avenue at Old Marion Road; and

WHEREAS, the Iowa Department of Transportation provides Iowa Clean Air Attainment Program (ICAAP) funds on a competitive basis to transportation projects that reduce traffic congestion problems and provide air quality improvements, and

WHEREAS, the City of Cedar Rapids has determined such clean air and congestion mitigation can be realized through realigning Old Marion Road NE farther south and signaling its intersection with C Avenue NE, therefore proposes to submit an application for ICAAP funds, on October 1, 2013 for up to 80% of the project estimated cost, for this realignment and signalization, reducing congestion on C Avenue NE; and

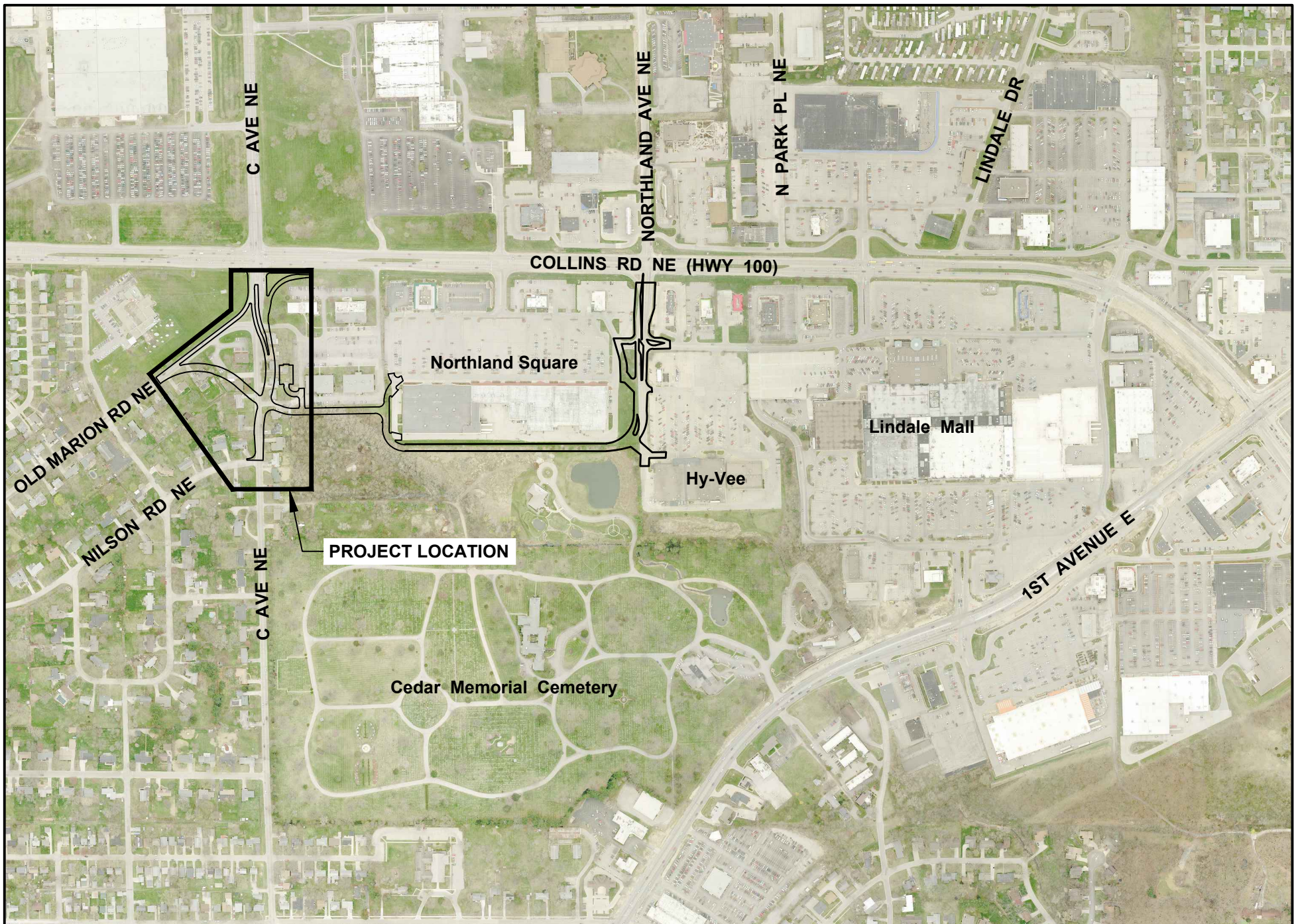
WHEREAS, the City of Cedar Rapids will commit the necessary local matching funding for the project and will be responsible for adequately maintaining and operating the City's portion of the project for public use during the project's useful life,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City hereby approves the submittal of the aforementioned ICAAP application to the Iowa Department of Transportation, and

BE IT FURTHER RESOLVED that the Public Works Director/City Engineer is hereby authorized to sign the necessary application documents on behalf of the City and provide whatever additional information is requested by the Iowa Department of Transportation in connection with said ICAAP grant application.

Passed this 10<sup>th</sup> day of September, 2013









## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** City Manager's Office

**Presenter at meeting:** Sandi Fowler  
**Email:** s.fowler@cedar-rapids.org

**Phone Number/Ext:** 319-286-5077

**Alternate Contact Person:** Kim Greene  
**Email:** Ki.greene@cedar-rapids.org

**Phone Number/Ext:** 319-286-5083

**Description of Agenda Item:** (insert same wording as used on agenda summary)

Resolution authorizing payments to various non-profit special events held in Cedar Rapids during fiscal year 2013 from the Special Event Public Safety Fund. CIP/DID #568164

**Background:**

Beginning in fiscal year 2011, the Cedar Rapids City Council put in place public safety funding to provide financial support to special events utilizing the services of the Cedar Rapids Special Duty Police program. Approximately 30-40 events per year hire special duty police to provide public safety, traffic control, and crowd management services at special events in Cedar Rapids.

On January 8, 2013, the Council approved Resolution No. 0024-01-13 authorizing the City Manager to implement the Special Event Public Safety Fund Policy to provide support for community special events as defined in the policy.

The criteria for special event applicants to receive Public Safety Funds includes:

- Events are provided funding for the amount invoiced from the Cedar Rapids Special Duty Police program, or \$1,000 per event, whichever is less.
- Organizations may receive a maximum of \$5,000 per fiscal year. Funding will be distributed twice annually.
- Organizations must be a non-profit, or the proceeds from the event must be directed toward a non-profit
- Organizations and/or special events to which the City contributes Hotel/Motel funding are not eligible.

This resolution is authorizing payment to eleven non-profit special event applicants for a total of \$10,161.04 for FY13 funding (July 1, 2012 to June 30, 2013).

**Action / Recommendation:**

Approve payment to non-profit organizations for special events held in Cedar Rapids from July 1, 2012 to June 30, 2013 as indicated in resolution.

**Alternative Recommendation:**

Request more information

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0

Fund 101, deptid 181000, class 13218

**Budget Information (if applicable):**

**Local Preference Policy** Applies ☐ Exempt ☐

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☐

**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, the Cedar Rapids City Council approved Resolution No. 0024-01-13 which established the Special Event Public Safety Fund Policy to provide financial support for community special events, and

WHEREAS, eleven individual non-profit applicants have applied for reimbursement for their Special Duty Police officers utilized to provide public safety, traffic control and/or crowd management services at special events in Cedar Rapids during FY13 (July 1, 2012 to June 30, 2013).

Non-Profit Organization	Event Name	Event Dates	Amount
Cedar Valley Running Association	CVRA 5 <sup>th</sup> Season Races	7/3 and 7/4/12	\$1,000
Cedar Rapids Jaycees	Uptown Friday Nights	7/6/12	343
Cedar Rapids Jaycees	Uptown Friday Nights	7/13/12	294
Cedar Rapids Jaycees	Uptown Friday Nights	7/20/12	343
Cedar Rapids Jaycees	Uptown Friday Nights	7/27/12	343
Cedar Rapids Jaycees	Uptown Friday Nights	8/3/12	343
KCKK-FM	Jazz Under the Stars	8/2, 8/9, 8/16, 8/23 and 8/30/12	735
St. Jude Church Corp	St. Jude's Sweet Corn Festival	8/10, 8/11 and 8/12/12	1,000
Alzheimer's Association	Cedar Rapids Walk to End Alzheimer's	9/22/12	147
Cedar Rapids Washington High School	Homecoming parade and dance	9/26/12 and 9/28/12	608.02
Make-a-Wish Iowa	Cedar Rapids Walk for Wishes	9/30/12	294
Mercy Medical Center	Especially for you Race Against Breast Cancer	10/7/12	1,000
St. Patrick's Day Society	SAPADAPASO Parade	3/17/13	1,000
Cedar Rapids Community School Foundation	Lace Up for Learning 2013	5/11/13	390.87
Cedar Rapids Jaycees	Uptown Friday Nights	5/24/13	343
Cedar Rapids Jaycees	Uptown Friday Nights	5/31/13	343
Cedar Rapids Jaycees	Uptown Friday Nights	6/7/13	343
Cedar Rapids Jaycees	Uptown Friday Nights	6/14/13	343
Cedar Rapids Jaycees	Uptown Friday Nights	6/21/13	343
Irish District Music and Arts Festival	Irish District Music and Arts Festival	6/22/13	262.15

Cedar Rapids Jaycees	Uptown Friday Nights	6/28/13	343
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**TOTAL        \$10,161.04**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is hereby authorized to issue payments to the above non-profit organizations for the amounts listed above from the public safety FY13 fund [Fund 101, Dept ID 181000, class 13218].

Passed this 10<sup>th</sup> day of September, 2013.

## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Information Technology

**Presenter at meeting:** Consent  
**Email:**

**Phone Number/Ext:**

**Alternate Contact Person:** Nic Roberts  
**Email:** [n.roberts@cedar-rapids.org](mailto:n.roberts@cedar-rapids.org)

**Phone Number/Ext:** 5088

**Description of Agenda Item:** Resolution authorizing execution of a 36 month agreement with SwagIt Productions, LLC for Council Video Hosting and Meeting Indexing for a total cost not to exceed \$26,280.

**Background:** The City Clerk's Office requested the Information Technology Department to implement a technology solution that would record and index City Council Meetings. The purpose is to have these meetings available to city employees and citizens via the City's Website. The indexing would allow easy access and provide time savings features by going directly to a specific agenda item topic.

The Information Technology Department did research between eight best matched different solutions and identified SwagIt Productions, LLC. Service as the best solution for Council Video Hosting and Indexing. This solution is Sole Source and appropriate documentation has been completed.

A three year agreement has been reviewed and approved by the City's Contract Manager.

**Action / Recommendation:** The Information Technology Department recommends approval of this resolution.

**Alternative Recommendation:** The Council could decide not to approve this service purchase and not have Video Hosting and Indexing of Council Meetings.

**Time Sensitivity:**

**Resolution Date:** September 10, 2013

**Estimated Presentation Time:** 0 Minutes

**Budget Information (if applicable):** 522102-101-109130

**Local Preference Policy** Applies ☐ Exempt ☐

**Explanation:**

RESOLUTION NO.

WHEREAS, the City Clerk's Office requested the Information Technology Department to identify a technology solution for Council Video Hosting and Indexing and provided necessary requirements, and

WHEREAS, the Information Technology Department researched eight potential solutions and has identified SwagIt Productions, LLC. as the best solution for need requirements, and

WHEREAS, the budget funding has been identified by the Information Technology Department, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the recommendation be accepted and the City Manager is authorized to execute a 36 month agreement with SwagIt Productions, LLC., 850 Central Parkway E., Suite 100, Plano, TX 75974 to purchase Council Video Hosting and Indexing for an amount not to exceed \$26,280.

Passed this 10th day of September, 2013.



**Council Agenda Item Cover Sheet****Council Meeting Date:** September 10, 2013**Submitting Department:** CRPD**Presenter at meeting:** Steven O'Konek  
**Email:** s.okonek@cedar-rapids.org**Phone Number/Ext:** 286-5525**Alternate Contact Person:** Ray Nees  
**Email:** r.nees@cedar-rapids.org**Phone Number/Ext:** 286-5857**Description of Agenda Item:**

Resolution authorizing the City Manager to execute a contract with the Hotel Kirkwood Center, Kirkwood Community College, to host Rental Business Training sessions required by the City of Cedar Rapids. CIP/DID # 816329

**Background:**

On March 12, 2013, City Council passed Ordinance No. 013-13, Chapter 29, Section 29.34 of the Municipal Code, Housing, requires the City to develop a Rental Business Training course for rental property owners or managers to advance best business practices in the rental industry.

There are approximately 2,400 rental property owners and managers who will be required to attend one of up to six 8 hour City of Cedar Rapids training courses. Attendees must attend one of the offered training sessions prior to July 1, 2014. The total cost to deliver up to six training sessions will not exceed \$110,344.53. The \$50 fee for providing the course will be paid for by the attendees.

**Action / Recommendation:**

Approve resolution.

**Alternative Recommendation:**

Table the item to request further information

**Time Sensitivity:** The training sessions are mandated by ordinance. The training sessions begin in October.

**Resolution Date:** 9-10-13**Estimated Presentation Time:** n/a**Budget Information (if applicable):**

A \$50 fee will be charged to each participant to offset the costs associated with the presentation of the course. Based on a rate model, the training program is estimated to cost \$110,344.53.

**Local Preference Policy**      Applies ☒      Exempt  
**Explanation:**

**Recommended by Council Committee**      Yes   ☒      No      N/A  
**Explanation (if necessary):**

RESOLUTION NO.

WHEREAS, on 03/12/13 the Cedar Rapids City Council adopted Ordinance No. 013-13, Chapter 29, Housing Code, of the Municipal Code of Cedar Rapids, which in part requires landlords or property managers to attend a City sponsored Rental Business Training course in order to register their rental properties; and

WHEREAS, Chapter 29.34 Subsection C, paragraph i, ii, iii, iv, requires landlords or property managers to obtain this training prior to the next registration period. Proof of this training is required at the time of registration renewal; and

WHEREAS, up to six training sessions are scheduled to be held at the Hotel Kirkwood Center, Kirkwood Community College, 7725 Kirkwood Boulevard SW, Cedar Rapids, IA 52404, to provide adequate time for all property owners affected by this requirement to complete this training. The total amount of this contract is not to exceed \$110,344.53; and

WHEREAS, there are approximately 2,400 property owners identified who will need the training. Each training session attendee will be charged \$50 for the eight hour training session. The fee for this course will offset the costs to provide this training, and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the above recommendation be approved as described herein and that the City Manager be authorized to execute a contract with The Hotel Kirkwood Center, Kirkwood Community College.

Passed this 10th day of September, 2013.



### **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** CRPD

**Presenter at meeting:** Steve O'Konek  
**Email:** s.okonek@cedar-rapids.org

**Phone Number/Ext:** 286-5525

**Alternate Contact Person:** Ray Nees  
**Email:** r.nees@cedar-rapids.org

**Phone Number/Ext:** 286-5857

**Description of Agenda Item:**

Resolution authorizing approval of the Rental Business Training Course Description. CIP/DID #816329

**Background:**

On March 12, 2013, City Council passed Ordinance No. 013-13, Chapter 29 Housing Code. Section 29.34 of the Housing Code requires the Code official or a designee of the City of Cedar Rapids, develop a Rental Business Training course to advance compliance with the Code. Chapter 29.34 of the Housing Code also requires a description of the training course be approved by resolution of the City of Cedar Rapids City Council.

There are approximately 2,400 rental property owners and managers who will be required to attend one of up to six 8 hour City of Cedar Rapids training courses. Attendees must attend one of the offered training sessions prior to July 1, 2014. The total cost to deliver up to six training sessions will not exceed \$110,344.53. The \$50 fee for providing the course will be paid for by the attendees.

The goals of the training sessions include providing landlords and property managers with information and background on the SAFE CR (Safe and Friendly Environment in Cedar Rapids) program, providing tenant screening tips, providing information on how to use the newly developed City of Cedar Rapids background checking program, providing training on developing and writing proper rental agreements, providing training on conducting proper eviction procedures, providing information on fair housing, providing information on Section 8 Housing programs and providing information fire and safety procedures for rental properties.

The City of Cedar Rapids has solicited subject matter experts in the field of rental business and rental properties to assist in the training. Please see "Exhibit A", Rental Business Training Course Description for further information.

**Action / Recommendation:** Approve resolution.

**Alternative Recommendation:** Table the item to request further information

**Time Sensitivity:** Training sessions mandated by ordinance. First training session begins in October.

**Resolution Date:** 9-10-13

**Estimated Presentation Time:** n/a

**Budget Information (if applicable):** n/a

**Local Preference Policy** Applies ☒ Exempt  
**Explanation:**

**Recommended by Council Committee** Yes No N/A ☒  
**Explanation (if necessary):**

## EXHIBIT “A”



### RENTAL BUSINESS TRAINING COURSE DESCRIPTION

Chapter 29- Housing, of the Cedar Rapids Code of Ordinances requires all persons engaged in the rental of dwelling units to have attended the following training session, in its entirety, prior to registering for Rental Business Permit OR registering rental units under their management prior to July 1<sup>st</sup>, 2014.

1. Introduction to the Cedar Rapids Housing program
2. Secure and Friendly Environments in Cedar Rapids, SAFE-CR Overview
3. Property Maintenance Standards
4. Tenant Screening tips
5. City-Offered Background Checks
6. Rental Agreements and Tenants Rights
7. Evictions (5 types of notices, when to use, etc.)
8. Section 8
9. Fair Housing Standards
10. Fire Safety for Landlords
11. Police Services- CPTED- Target hardening
12. Drugs/ Gang Activity, Graffiti
13. Wrap up, Administrative information

RESOLUTION NO.

WHEREAS, on March 13, 2013 the Cedar Rapids City Council adopted Ordinance No. 013-13, Chapter 29 of the Municipal Code of Cedar Rapids; and

WHEREAS, Chapter 29.34 Subsection C paragraph i, requires the Code Official or a designee of the City of Cedar Rapids to develop a Rental Business Training course to advance compliance with the Code; and

WHEREAS, Chapter 29.34 Subsection C, paragraph i, ii, iii, iv, requires landlords or property managers to obtain this training prior to the next registration period, providing proof of this required training at the time of registration renewal; and

WHEREAS, this Chapter 29.34 Subsection C paragraph i, also requires a description of the course be approved by resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED, THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA hereby approves the attached Rental Business Training Course Description.

Passed this 10th day of September, 2013.

## “Exhibit A”



# RENTAL BUSINESS TRAINING COURSE DESCRIPTION

Cedar Rapids Municipal Code, Chapter 29- Housing, requires all persons engaged in the rental of dwelling units to have attended the following training session, in its entirety, prior to registering for Rental Business Permit OR registering rental units under their management prior to July 1<sup>st</sup>, 2014.

1. Introduction to the Cedar Rapids Housing Program
2. Secure and Friendly Environments in Cedar Rapids, SAFE-CR Overview
3. Property Maintenance Standards
4. Tenant Screening tips
5. City-Offered Background Checks
6. Rental Agreements and Tenants Rights
7. Evictions (5 types of notices, when to use, etc.)
8. Section 8
9. Fair Housing Standards
10. Fire Safety for Landlords
11. Police Services- CPTED- Target hardening
12. Drugs/ Gang Activity, Graffiti
13. Wrap up, Administrative information





## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☐ **Consent** ☒ **Ordinance** ☐ **Regular Agenda**

Second and possible Third Reading granting a change of zone for property at 1320, 1324, 1328, 1332, 1336 and 1338 Ellis Boulevard NW from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Zone District as requested by Ahmann Investments, LLC and the City of Cedar Rapids. CIP/DID #RZNE-004237-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on August 15, 2013 and recommended unanimous approval by a vote of 6 to 0. There were objections for the neighborhood.

The applicant is requesting rezoning to allow for the development of 4-unit and 5-unit row house apartment buildings. The property is currently undeveloped and in the Ellis Overlay District. The lots proposed for development had homes on them that were damaged as a result of the Flood of 2008. The City purchased the properties through the Voluntary Acquisition Program and demolished the homes which were beyond repair. The project has been reviewed by City Council and was recommended to be forwarded to the State for possible fund through the fifth round of Multi-Family New Construction Program. The State reviewed the project and awarded funds for the 4-unit row house to assist in developing the project for affordable flood replacement housing. The 5-unit row house was not approved for State funding and the City is working with the applicant to provide ROOT's funding to assist the applicant in developing affordable work force housing.

The site consists of the following:

- Total site area is 28,740 sq. ft.
- Total building area is 8,316 sq. ft. including a 4-plex & 5-plex-all two stories.
- Total paved area, excluding building- proposed is 6,826 sq. ft.
- Total open space- proposed is 13,598 sq. ft. (43.7% of total site area).
- Total parking required are 18spaces-provided are 18 spaces including i-garage per unit and one in front of the garages.
- Accesses are from the public alley to the east.
- Storm water management includes a bio-retention area along the south property line.

A requirement of the PUD-2 Zone District approval is to enter into a development agreement with

the City that is approved by City Council resolution. In this case, the development agreement provisions will be included in the development agreement for the disposition of the property from the City to the applicant. The development agreement includes the following information:

- Estimated phasing for the development, which will essentially developed in a single phase
- Level of design the property will be developed to including the State green building standards, creative storm water management techniques, landscaping that exceeds the City's minimum requirements and parking in the rear with the buildings closer to the street.

The development agreement also includes modifications/variances the applicant is asking for in exchange for a higher level of building and site design including:

- Relaxing of the buffer yard requirement where adjacent to existing single family housing.
- Zero lot line setbacks for the interior yard for the five-unit structure.
- Reduced front yard setbacks.

#### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>• City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>• The City Planning Commission reviewed the application on August 15, 2013 and recommended unanimous approval by a 6 to 0 vote. A portion of the minutes are enclosed as Attachment A.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>• A Public Hearing and First Reading of the Ordinance were held on August 27, 2013.</li> <li>• Two additional readings of the Ordinance are required by State law before approval is final.</li> <li>• Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

#### **Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

#### **Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes/Ordinance Readings

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

# Location Map





Attachment A  
City Planning Commission  
City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, IA 52401  
Telephone: (319) 286-5041

**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, August 15, 2013 @ 3:00 p.m.**  
**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present:     Scott Overland, Chair  
                               Jim Halverson, Vice – Chair  
                               Samantha Dahlby  
                               Carletta Knox-Seymour  
                               Richard Pankey  
                               Allan Thoms

Members Absent:     Mike Tertinger  
                               Virginia Wilts

DSD Staff:             Vern Zakostelecky, Planner  
CD Staff:                Alicia Abernathy, Administrative Assistant

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with six (6) Commissioners present and two (2) absent.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

**REGULAR AGENDA**

***1. Case Name: 1320, 1324, 1328, 1332, 1336 and 1338 Ellis Boulevard NW (Rezoning) Case No. RZNE-004237-2013; Case Manager: Vern Zakostelecky***

Recommendation for approval of a rezoning from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Zone District as requested by Ahmann Investments, LLC (Applicant) and the City of Cedar Rapids (Titleholder).

Vern Zakostelecky, Development Services, stated this project is in the Ellis Boulevard Overlay District and the lots are currently undeveloped. The lots previously contained houses that were damaged as a result of the 2008 flood and were demolished. This project was reviewed by City staff and then taken to City Council for consideration as part of the round five of Multi-Family New Construction (MFNC) program. City Council directed staff to submit the project for funding. The State awarded funding for the four unit row house but did not award funding for the

five unit row house. The City is working with the applicant to help with funding of the five unit row house through the City's ROOTs Program.

Mr. Zakostelecky stated the site is approximately 29,000 sq ft with a total building area of approximately 8,300 sq ft. The building area includes a two story 4-plex and a two story 5-plex. The 5-plex is proposed as zero lot lines and in the future could be sold as owner occupied condominiums. The open space of the site is approximately 43% and 18 parking spaces will be provided. Parking will include one stall garages for each unit and one space in front of each unit.

Mr. Zakostelecky stated the applicant is requesting modifications such as zero lot line setbacks for the 5-plex, relief from buffering requirements and modifications on front yard setback. The buildings will look compatible with the housing currently in the area. Mr. Zakostelecky presented a location map, aerial photo, site plan and renderings identifying the site location, elements of the neighborhood, layout of the site and the proposed appearance of the buildings. The design review committee has not been formalized yet, therefore, staff reviewed the project to ensure compliance with the Ellis Boulevard District guidelines.

Commissioner Overland called for questions of Mr. Zakostelecky. Commissioner Thoms asked why the 5-plex was turned down for funding. Caleb Mason, Community Development, stated there was a technicality in the pro forma submitted. Commissioner Overland asked where the project sits on elevation relative to the flood. Mr. Zakostelecky stated he will defer the question to the applicant.

Commissioner Overland called for a representative of the applicant. Chad Pelley, Ahmann Investments, stated the 5-plex not being approved for funding allows the development to go through the ROOTs program and have owner-occupied units. The elevation of the structures will have the first floors above the 500 year flood plain and the window wells for two end units on each building will be elevated above the 100 year flood plain.

Commissioner Overland called for questions of the applicant. No questions were presented.

Commissioner Overland called for members of the public who wished to speak. The following members of the public spoke and addressed concerns with the project:

Lynn & Mark Schliemann, 1332 6<sup>th</sup> Street NW; Linda Seger, 1629 8<sup>th</sup> Street NW; Dennis Hill, 1306 Ellis Boulevard NW; Aaron Barns & Andrea Steries, 1335 8<sup>th</sup> Street NW; and Dick Green, 1319 8<sup>th</sup> Street NW.

Comments and concerns heard are as follows:

- Properties cannot be located within the 100 year flood plain, the City's greenway or Construction Study Area. This property is located in the Construction Study Area.
- The development will not be consistent with the property pre-flood as there has only been single-family and not apartments or condominiums.
- The City is going against what they said would be on these lots when they purchased them with government money.
- Having lived 38 years in the area, the neighborhood has always been mixed use between businesses, homeowners and rentals.
- This is an opportunity for activity and growth to return to Ellis Boulevard.
- The proposed development is packing high density into a small lot and parking requirements do not seem to be met.

- There are plans to widen Ellis Boulevard and there will not be enough room as this development will sit closer to the front curb than adjacent properties.
- There is not enough parking in the area and this development will cause more issues.
- There was no opportunity for residents of the area to purchase the property.
- The neighborhood residents were given the impression the lots would be green space and nothing would be built on them.
- The alleyway currently has a lot of potholes and needs to be repaired. Will the alleyway be repaired with this new development?
- There was a meeting at Matthew 25 approximately one year ago to discuss plans for Ellis Boulevard and there was an understanding apartment buildings would not be in the area.

Mr. Zakostelecky addressed comments from the public identifying the following points:

- There are no plans for widening or improvement projects for Ellis Boulevard.
- There is a condition that requires the applicant submit a petition and assessment agreement for alley improvements. The applicant can either pay for the City to complete a portion of the improvements or the applicant can complete the improvements.
- The development is not in the 100 year flood plain but it is in the 500 year flood plain.
- The project came about as the City wanted to see the areas developed in an orderly fashion rather than piece meal. The City solicited proposals from developers for a number of available lots. City Council directed staff to submit 10 proposals to the Iowa Economic Development Authority (IEDA) for funding consideration.
- The parking standards are met with two parking spaces per unit including the garage.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Halverson made a motion to approve the rezoning from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Zone District. Commissioner Pankey seconded the motion.

Commissioner Overland called for discussion on the motion. Commissioner Knox-Seymour asked if there was a meeting with neighborhood residents and if the land was originally designated as land that would not be sold. Mr. Zakostelecky stated staff always encourages applicants to meet with the neighborhood. There were two funding sources from the government to buy out homes in the flood impacted area. FEMA supplied funding for homes to be demolished and the properties cannot be sold for redevelopment. HUD supplied funding for homes outside of the construction zone, in the flood impacted area and the properties can be sold for redevelopment. The lots identified for this project were purchased with HUD funding and can be sold for redevelopment.

Commissioner Halverson stated the motion to approve the rezoning is largely based on the fact the use is compatible with the surrounding neighborhood. Commissioner Pankey stated there have been projects in which the neighborhood was not in favor but are very pleased with the neighborhood now. This project will fit with the neighborhood and will be a positive outcome.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:26 p.m.

Respectfully Submitted,  
Alicia Abernathey, Administrative Assistant II, Community Development

ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS  
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,  
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT  
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE  
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code  
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

North 20 feet of Lot 8 and the South 20 feet of Lot 10, Block 2, Larimer's Second  
Addition to Cedar Rapids, Iowa; and

S 10 feet of Lot 12 and the N 30 feet of Lot 10, Block 2, Larimer's Second  
Addition to Cedar Rapids, Iowa; and

North 40 feet of Lot 12, Block 2, Larimer's Second Addition to Cedar Rapids,  
Iowa; and

Lot 14, Block 2, Larimer's Second Addition to Cedar Rapids, Iowa; and

Lot 16, excepting therefrom the East 70 feet, Block 2, Larimer's Second Addition  
to Cedar Rapids, Iowa; and

East 70 feet of Lot 16, in Block 2, Larimer's Second Addition to Cedar Rapids,  
Iowa

for property at 1320, 1324, 1328, 1332, 1336 and 1338 Ellis Boulevard NW, now zoned R-3,  
Single Family Residence Zone District, and as shown on the "District Map," be rezoned and  
changed to PUD-2, Planned Unit Development Zone District, and that the property be used for  
such purposes as outlined in the PUD-2, Planned Unit Development Zone District, as defined in  
Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are  
subject to the conditions which have been agreed to and accepted prior to the passage of this  
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the  
owners, successors, heirs, and assigns, as follows:

1. That, PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible for removal and replacement of City sidewalk adjoining  
this site, damaged as a result of construction activities on this site or not meeting ADA  
standards. Said removal and replacement areas shall be determined by the City Public  
Works Department, shall be completed by the property owner, and approved by the City.

2. That, PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Concrete Pavement Petition and Assessment Agreement for Alley Improvements adjoining this site. The City Public Works Department shall furnish the Agreement form upon request by the property owner. In lieu of this agreement, the property owner may enter into a development agreement to pre-pay assessments, or perform alley improvements.
3. That the subject property shall be platted per State and City platting regulations.
4. That lots 14 & 16 of Block 2, Larimer's 2nd Addition are to be combined so as to constitute a single zoning lot and tax parcel.
5. That evidence of acceptable shared access easement agreements for the proposed 5 unit row house is required.
6. That review of the proposal will be required by the Ellis Overlay District Design Review Technical Advisory Committee.
7. That landscaping and buffering/screening shall be provided per the Zoning Ordinance, Subsection 32.05.030.A. or the applicant shall request City Council waive this requirement.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 27th day of August, 2013.



**ACCEPTANCE OF CONDITIONS OF REZONING**

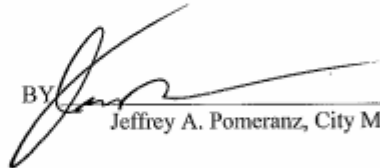
ORDINANCE NO.

I/we hereby agree to the terms and conditions set out in the attached Ordinance dated this

\_\_\_\_\_ day of \_\_\_\_\_, 2013

**CITY OF CEDAR RAPIDS**

BY



\_\_\_\_\_  
Jeffrey A. Pomeranz, City Manager



## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☐ **Consent** ☒ **Ordinance** ☐ **Regular Agenda**

Second and possible Third Reading granting a change of zone for property at 906, 908, 912, 916 and 918 10<sup>th</sup> Street SE and 1003 and 1017 9<sup>th</sup> Avenue SE from R-3D, Two Family Residence Zone District and C-2, Community Commercial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Hatch Development Group and Mercy Medical Center CIP/DID #RZNE-004264-2013

### **Background:**

The request for rezoning of this property will be reviewed by the City Planning Commission on August 15, 2013 and recommended unanimous approval by a vote of 6 to 0.

The applicant is requesting rezoning to allow for the development of a 3-story, 30-unit apartment complex. The property is currently undeveloped. The project has been reviewed by City Council and was recommended to be forwarded to the State for possible fund through the fifth round of the Multi Family New Construction Program. The State reviewed the project and awarded funds to assist in developing the project for affordable flood replacement housing.

The site consists of the following:

- Total site area is 36,974 sq. ft.
- Total building area is 12,800 sq. ft.
- Total hard surface, excluding building- proposed is 11,500 sq. ft.
- Total open space- proposed is 12,674 sq. ft. (34.3% of total site area).
- Total parking required is 44 spaces-provided are 46 spaces including 2 handicap spaces.
- Accesses are from 9<sup>th</sup> Avenue SE and to the public alley to the east.
- Storm water management includes a bio-retention area along the south property line.

### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on August 15, 2013 and recommended unanimous approval by a vote of 6 to 0. A</li> </ul>

Commission review	portion of the minutes are enclosed as Attachment A.
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance were held on August 27, 2013.</li> <li>Two additional readings of the Ordinance are required by State law.</li> <li>Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes/Ordinance Readings

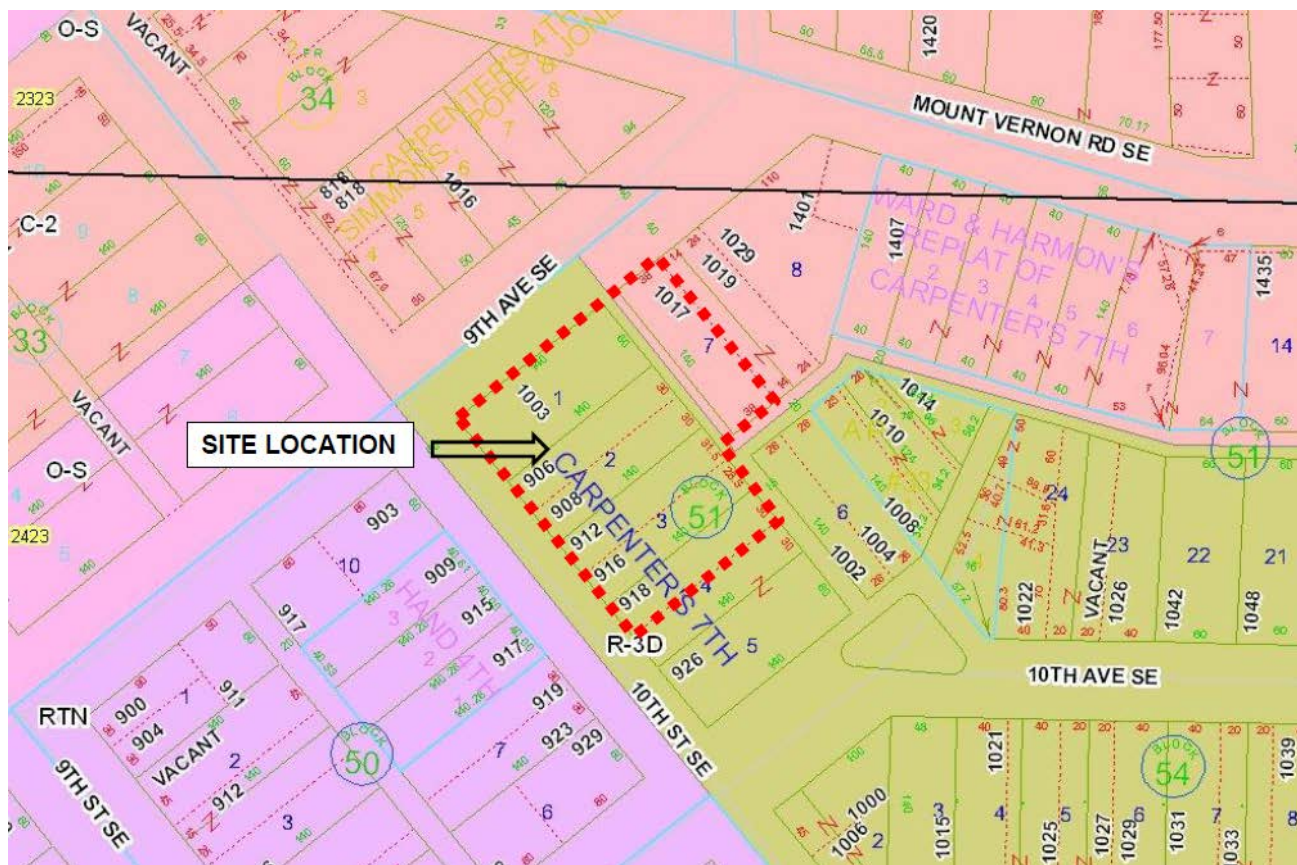
**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

## Location Map



**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, August 15, 2013 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms

Members Absent: Mike Tertinger  
Virginia Wilts

DSD Staff: Vern Zakostelecky, Planner  
CD Staff: Alicia Abernathey, Administrative Assistant

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with six (6) Commissioners present and two (2) absent.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

**REGULAR AGENDA**

**1. Case Name: 906, 908, 912, 916 and 918 10<sup>th</sup> Street SE and 1003 and 1017 9<sup>th</sup> Avenue SE (Rezoning) Case No. RZNE-004264-2013; Case Manager: Vern Zakostelecky**

Recommendation for approval of a rezoning from R-3D, Two Family Residence Zone District and C-2, Community Commercial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Hatch Development Group (Applicant) and Mercy Medical Center (Titleholder).

Mr. Zakostelecky stated the applicant would like to develop a three story building with 30 units on an undeveloped lot. The site is approximately 36,000 sq ft and the building area will be 12,800 sq ft. The site will have approximately 34% of open space with 44 parking spaces. Mr.

Zakostecky presented a location map, aerial photo, site plan and renderings identifying the location, the layout of the site, and the potential appearance of the development. Mr. Zakostecky stated four letters of support were received for this project.

Commissioner Overland called for questions of Mr. Zakostecky. No questions were presented.

Commissioner Overland called for a representative of the applicant. Dale Todd, Hatch Development Group, stated 15 units will be market rate and the other 15 units will be 80% of the area medium income. The housing will appeal to those who work in the medical field such as nurses, x-ray technicians, etc. A neighborhood meeting was held and the concerns heard were regarding parking and crime. All tenants will be screened and will sign a crime free release form.

Commissioner Overland called for questions of the applicant. No questions were presented.

Commissioner Overland called for members of the public who wished to speak. Hattie Drahos, 915 10<sup>th</sup> Street SE, stated there is not enough space for parking. Mr. Todd stated there will be adequate parking on the site and Hatch Development Group is willing to work with residents if problems with parking arise. Paul Solar, 912 10<sup>th</sup> Avenue SE, stated the neighborhood is already experiencing crime and this development could be a target for more crime activity. This development can also impact the property values.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Thoms made a motion to approve the rezoning from R-3D, Two Family Residence Zone District and C-2, Community Commercial Zone District to RMF-2, Multiple Family Residence Zone District. Commissioner Halverson seconded the motion.

Commissioner Overland called for discussion on the motion. Commissioner Dahlby stated this development provides the needed housing for the area and targets those working in the medical field. Commissioner Thoms stated the development will be a benefit to the medical district.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:26 p.m.

Respectfully Submitted,  
Alicia Abernathey, Administrative Assistant II  
Community Development

DSD                      BSD  
ENG                     STR  
FIR                      RCR  
TITLEHOLDER       WTR  
CONTACT               TED  
CLK                      PKS  
RZNE-004264-2013

ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS  
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,  
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT  
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE  
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code  
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Existing R-3D – Proposed RMF-2

Lot 1, Lot 2, Lot 3 and the NW-ly 30 feet of Lot 4, Block 51, Carpenters Seventh  
(7<sup>th</sup>) Addition to Cedar Rapids, Linn County, Iowa; and

Existing C-2 – Proposed RMF-2

The SW-ly 38 feet of Lot 7, Block 51, Carpenters Seventh (7<sup>th</sup>) Addition to the  
City of Cedar Rapids, Linn County, Iowa; and

PART OF THE 15 FOOT ALLEY LAYING ADJACENT TO LOTS 1, 2, PART OF  
LOT 3, AND LOT 7, CARPENTER'S SEVENTH ADDITION TO CEDAR RAPIDS,  
LINN COUNTY, IOWA AS RECORDED IN VOLUME 21, PAGE 202 IN THE  
OFFICE OF THE LINN COUNTY, IOWA RECORDER DESCRIBED AS  
FOLLOWS:

BEGINNING AT THE NORTHERLY CORNER OF SAID LOT 1; THENCE  
N51°07'31"E ALONG THE SOUTHEASTERLY RIGHT OF WAY OF 9TH  
AVENUE S.E., 15.00 FEET TO THE WESTERLY CORNER OF SAID LOT 7;  
THENCE S38°49'32"E ALONG THE NORTHEASTERLY RIGHT OF WAY OF  
SAID ALLEY AND THE SOUTHWESTERLY LINE OF SAID LOT 7, 141.05  
FEET; TO THE SOUTHERLY CORNER OF SAID LOT 7; THENCE S51°10'01"W  
ALONG THE SOUTHEASTERLY LINE OF SAID LOT 7 EXTENDED  
SOUTHWESTERLY, 15.00 FEET TO THE SOUTHWESTERLY RIGHT OF WAY  
OF SAID ALLEY; THENCE N38°49'32"W ALONG SAID SOUTHWESTERLY  
RIGHT OF WAY AND THE NORTHEASTERLY LINES OF SAID LOT 1 AND  
SAID LOT 2, 141.03 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 2,116 SQ.FT., 0.05 ACRES, SUBJECT TO  
EASEMENTS AND RESTRICTIONS OF RECORD.

TO BE KNOWN AS PARCEL 'A', PLAT OF SURVEY NO. 1854

for property at 906, 908, 912, 916 and 918 10th Street SE and 1003 and 1017 9th Avenue SE,  
now zoned R-3D, Two Family Residence Zone District and C-2, Community Commercial Zone  
District, and as shown on the "District Map," be rezoned and changed to RMF-2, Multiple Family

Residence Zone District, and that the property be used for such purposes as outlined in the RMF-2, Multiple Family Residence Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible for removal and replacement of City sidewalk adjoining this site, damaged as a result of construction activities on this site or not meeting ADA standards. Said removal and replacement areas shall be determined by the City Public Works Department, shall be completed by the property owner, and approved by the City.
2. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Agreement for Private Storm Water Quality improvements on this site. The City Public Works Department shall provide a copy of the Agreement form upon request by the property owner.
3. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to submit to the City a signed Concrete Pavement Petition and Assessment Agreement for Alley Improvements adjoining this site. The City Public Works Department shall furnish the Agreement form upon request by the property owner.
4. That said lots are to be combined so as to constitute a single zoning lot and tax parcel.
5. That required off-street parking shall be provided per provisions of the Zoning Ordinance or a variance be obtained.
6. That an open deck including steps may extend no more than 10 feet into the required front yard or a variance must be obtained.
7. That the parking spaces shall be screened where adjoining the public street or a variance must be obtained.
8. That effective screening shall be provided and maintained so as to screen more than 4 open parking spaces and the drive thereto where adjacent to a residential use per provisions of the Zoning Ordinance or a variance be obtained.
9. That lighting fixtures shall be shielded in a manner that shall not direct illumination on adjacent residential properties, or on any public right-of-way.
10. The enclosure for the dumpster will need be a full screen enclosure including the gates and preferably designed using the same building material as the principal building as per Subsection 32.05.030.A.7. of the Zoning Ordinance.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 27th day of August, 2013.

**ACCEPTANCE OF CONDITIONS OF REZONING**

ORDINANCE NO.

I/we hereby agree to the terms and conditions set out in the attached Ordinance dated this  
\_\_\_\_\_ day of \_\_\_\_\_, 2013

**MERCY MEDICAL CENTER**

BY Phil Peterson

Phil Peterson, Exec VP + CFO  
(Please Print Name and Title)





## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☐ Consent ☒ Ordinance ☐ Regular Agenda

Second and possible Third Reading granting a change of zone for property at 5610 4<sup>th</sup> Street Court SW from I-1, Light Industrial Zone District to C-3, Regional Commercial Zone District as requested by Point Builders and Todd Slezak. CIP/DID #RZNE-003157-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on July 18, 2013 and the City Planning Commission recommended unanimously for approval on a 7 to 0 vote. There were no objectors in attendance.

The subject property is currently undeveloped and the applicant is requesting rezoning to allow for the development of a training school for cheerleaders. The Preliminary Site Development Plan as submitted shows the following proposed improvements to the property:

- Total site area is 69,600 sq. ft. (1.60 acres).
- Total proposed hard surfaced area including building is 42,910 sq. ft.
- Total proposed building area is 14,000 sq. ft.
- Total parking required is 56 spaces, provided is 57 spaces.
- Access will be from the cul-de-sac at the end of 4<sup>th</sup> Street Court SW.
- Storm water detention has been development for the overall development and is not needed on this site.

### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission will be reviewing the application on July 18, 2013 and recommended approval unanimously on a 7 to 0 vote. There were no objectors present. A portion of the minutes are enclosed as Attachment A.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance was held on August 27, 2013.</li> <li>Two additional readings of the Ordinance are required by State law.</li> <li>Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes/Ordinance Readings

**Budget Information (if applicable):** N/A

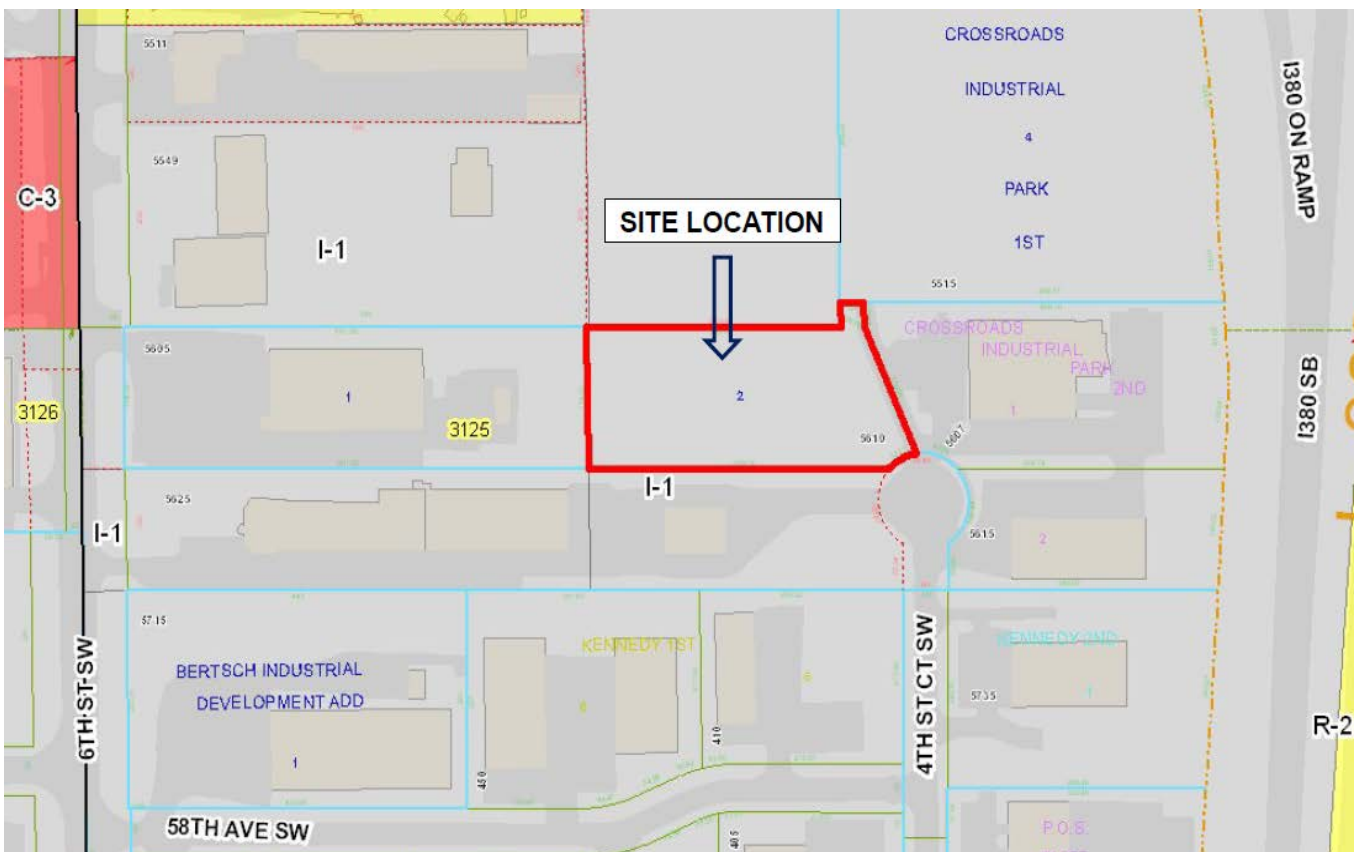
**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

## Location Map





**Attachment A**  
City Planning Commission  
City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, IA 52401  
Telephone: (319) 286-5041

<p style="text-align: center;"><b>MINUTES</b> <b>CITY PLANNING COMMISSION REGULAR MEETING,</b> <b>Thursday, July 18, 2013 @ 3:00 p.m.</b> <b>Cedar Rapids City Hall Council Chambers, 101 First Street SE</b></p>
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Members Present:     Scott Overland, Chair  
                               Jim Halverson, Vice – Chair  
                               Allan Thoms  
                               Mike Tertinger  
                               Carletta Knox-Seymour  
                               Virginia Wilts  
                               Samantha Dahlby  
                               Richard Pankey

DSD Staff:             Vern Zakostelecky, Planner  
                               Joe Mailander, Manager  
                               Dave Houg, Zoning Specialist

CD Staff:                Seth Gunnerson, Planner  
                               Betty Sheets, Administrative Assistant

The meeting was called to order at 3:03 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from June 27, 2013 and called for additions or corrections.

Commissioner Tertinger made a motion to approve the minutes from June 27, 2013. Commissioner Wilts seconded the motion. The motion passed unanimously with none opposed.

Commissioner Overland called for a motion to approve the agenda. Allan Thoms stated he would be recusing himself from the discussion of the Conditional Use at 4200 1<sup>st</sup> Avenue NE because he has a contractual contract with Verizon. Commissioner Pankey stated he would be recusing himself from the discussion of 5610 4<sup>th</sup> Street Court SW because he is the developer.

Commissioner Knox-Seymour made a motion to approve the agenda. Commissioner Halverson seconded the motion. The motion passed unanimously with none opposed.

**REGULAR AGENDA**

**1. Case Name: 5610 4<sup>th</sup> Street Court SW (Rezoning) Case No: RZNE-003157-2013 Case Manager: Vern Zakostelecky**

Recommendation for approval of a rezoning from I-1, Light Industrial Zone District to C-3, Regional Commercial Zone District as requested by Point Builders (Applicant) and Todd Slezak (Titleholder).

Vern Zakostelecky, Development Services, stated there is a request for rezoning property owned by Todd Slezak with Point Builder as the applicant. The property is currently undeveloped and the applicant wishes to rezone the property for construction of a cheerleading training facility, which is not allowed in an I-1 Zone District. The property is 1.60 acres with proposed hard surface area of 42,910 sq ft. The property will have 57 parking spaces at the end of a cul-de-sac at the end of 4<sup>th</sup> Street SW. Storm water detention has been developed as part of the overall development. Mr. Zakostelecky presented a site plan, aerial photo, location map and building renderings of the proposed property pointing out the commercial warehouse in the area. The warehouse is located north of 58<sup>th</sup> Avenue, 6<sup>th</sup> Street and I-380. City staff spoke with the applicant regarding architectural elements to dress up the building. The applicant is on a limited budget and the structure does not meet the design standards. If it does not meet the design standards it can go to Board of Adjustments for a variance.

Commissioner Overland called for questions of Mr. Zakostelecky. Commissioner Thoms suggested seeking a variance as he did not feel this building meets the design standards. Mr. Zakostelecky stated that Condition No. 2 states the design guidelines and standards as specified in Subsection 32.05.030.C. shall be met or a variance must be obtained.

Commissioner Overland called for a representative of the applicant. Doug Brain, 5040 Midland Court, Cedar Rapids, Iowa was present to answer questions. Commissioner Thoms asked the representative again about this building meeting the design guidelines. Mr. Brain stated the applicant would have to go for a variance or dress up the appearance. Commissioner Knox-Seymour asked how the appearance could be dressed up. Mr. Brain stated this was not his area of expertise.

Commissioner Overland called for members of the public who wished to speak. No member of the public wished to speak.

Commissioner Overland called for a motion to approve the request for rezoning. Commissioner Knox-Seymour made a motion to approve the rezoning request from I-1, Light Industrial Zone District to C-3, Regional Commercial Zone District. Commissioner Halverson seconded the motion. Commissioner Pankey had requested to abstain. Commissioner Overland called for discussion on the motion.

Commission Tertinger asked if the Police Department had been contacted regarding safety of children due to truck traffic in the area. It was indicated Police had not reviewed the application, but since there is no residential anywhere near the site it is assumed children would be brought to and from the site in cars.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed and one abstaining.

The meeting was adjourned at 3:48 p.m.

Respectfully Submitted, Betty Sheets, Administrative Assistant II, Community Development

ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS  
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,  
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT  
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE  
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code  
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Lot 2, Crossroads Industrial Park First Addition to Cedar Rapids, Linn County, Iowa.

for property at 5610 4th Street Court SW, now zoned I-1, Light Industrial Zone District, and as  
shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone  
District, and that the property be used for such purposes as outlined in the C-3, Regional  
Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids,  
Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are  
subject to the conditions which have been agreed to and accepted prior to the passage of this  
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the  
owners, successors, heirs, and assigns, as follows:

1. Required off-street parking shall be provided per provisions of the Zoning Ordinance or a  
variance be obtained.
2. Design guidelines and standards as specified in Subsection 32.05.030.C. shall be met or a  
variance must be obtained.
3. A loading berth is required for non-residential structures containing more than 10,000 sq. ft.  
of gross floor area or a variance must be obtained.

Section 3. That this Ordinance shall be in full force and effect from and after its  
passage and publication as provided by law.

Introduced this 27th day of August, 2013.

ACCEPTANCE OF CONDITIONS OF REZONING

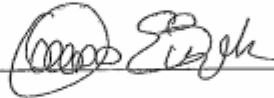
ORDINANCE NO. \_\_\_\_\_

I/we hereby agree to the terms and conditions set out in the attached Ordinance.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 2013

TODD SLEZAK

BY



Todd Slezak

(Please print name and title)



## **Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostecky  
**Email:** [v.zakostecky@cedar-rapids.org](mailto:v.zakostecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☐ **Consent** ☒ **Ordinance** ☐ **Regular Agenda**

Second and possible Third Reading granting a change of zone for property at 1734 B Avenue NW from R-3, Single Family Residence Zone District to C-1, Mixed Neighborhood Convenience Zone District as requested by Dennis L. Valenta. CIP/DID #RZNE-003697-2013

**Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on August 8, 2013 and recommended unanimously for approval on a 7 to 0 vote. There were no objectors in attendance. Minutes of the CPC meeting will be provided for the public hearing.

The applicant is requesting rezoning since this commercial building has lost its' legal non-conforming status due to being unoccupied for well over the one year threshold. In order to sell or lease the building for commercial uses, rezoning is required. The building was built in 1930 as a commercial structure and has always been used as such. City staff states the R-3 Zoning classification is due to a mapping error a number of years back.

**Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on August 8, 2013 and has recommended unanimous approval. A portion of the minutes are enclosed as Attachment A.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing and First Reading of the Ordinance were held on August 27, 2013.</li> <li>Two additional readings of the Ordinance are required by State law.</li> <li>Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends approval of the Second and possible Third Reading.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes/Ordinance Readings

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

## Location Map







Attachment A  
City Planning Commission  
City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, IA 52401  
Telephone: (319) 286-5041

**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, August 8, 2013 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Richard Pankey  
Carletta Knox-Seymour  
Mike Tertinger  
Allan Thoms  
Virginia Wilts

Members Absent: Samantha Dahlby

DSD Staff: Vern Zakostelecky, Planner  
CD Staff: Alicia Abernathey, Administrative Assistant

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with seven (7) Commissioners present and one (1) absent.

Commissioner Overland stated Commissioners have received the minutes from July 18, 2013 and called for additions or corrections. Commissioner Overland stated with no additions or corrections, the minutes from July 18, 2013 stand approved.

Commissioner Overland stated a New Business item of the City Planning Commission Work Plan Committee has been added to the agenda. Commissioner Overland called for any other additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

## **REGULAR AGENDA**

### **1. Case Name: 1734 B Avenue NW (Rezoning) Case No. RZNE-003697-2013; Case Manager: Vern Zakostelecky**

Recommendation for approval of a rezoning from R-3, Single Family Residence Zone District to C-1, Mixed Neighborhood Convenience Zone District as requested by Dennis L. Valenta (Applicant/Titleholder).

Mr. Zakostelecky stated this property was legal non-conforming but because the property was vacant for a year it has lost its status of being legal non-conforming. The property owners are trying to market the property so it can be reoccupied as a commercial use. The building was constructed in 1930 as a commercial structure and has always been used as such. Staff believes the property was commercial at one point and resulted in a residential zoning on the map as a technical error. Mr. Zakostelecky presented a location map, aerial photo and photos of the site pointing out current parking and surrounding property zonings.

Commissioner Overland called for questions of Mr. Zakostelecky. No questions were presented.

Commissioner Overland called for a representative of the applicant. Kathy Valenta, 4041 Old Ferry Road Palo, stated the property has been for sale for over a year and it was recently discovered the property was zoned incorrectly and in order to sell the property it needs to be rezoned. There is interest in the property to gut the building and rehabilitation to get it back to code standards. There is space to place a handicap parking space and it would be easy to convert the entrance of the building to handicap accessible.

Commissioner Overland called for questions of the applicant. No questions were presented. Commissioner Overland called for members of the public who wished to speak. No member of the public wished to speak.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Wilts made a motion to approve the rezoning from R-3, Single Family Residence Zone District to C-1, Mixed Neighborhood Convenience Zone District. Commissioner Halverson seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented. The motion passed unanimously with none opposed.

The meeting was adjourned at 3:20 p.m.

Respectfully Submitted,

Alicia Abernathey, Administrative Assistant II  
Community Development

DSD                      BSD  
ENG                     STR  
FIR                      RCR  
TITLEHOLDER       WTR  
CONTACT               TED  
CLK                      PKS  
RZNE-003697-2013

ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS  
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,  
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT  
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE  
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code  
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

WEST HIGHLANDS N 32.3' S 57.3' E 5.3' LOT 11 & W 4.7' S 57.3' & E 19' W 23.7' S  
71.3' & E 16.3' S 97.8' STR/LB 12 10

for property at 1734 B Avenue NW, now zoned R-3, Single Family Residence Zone District, and  
as shown on the "District Map," be rezoned and changed to C-1, Mixed Neighborhood  
Convenience Zone District, and that the property be used for such purposes as outlined in the  
C-1, Mixed Neighborhood Convenience Zone District, as defined in Chapter 32 of the Municipal  
Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are  
subject to the conditions which have been agreed to and accepted prior to the passage of this  
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the  
owners, successors, heirs, and assigns, as follows:

1. That handicapped parking shall be provided per applicable provisions of the State Code and  
the Americans with Disabilities Act.
2. That effective screening be provided and maintained per provisions of the Zoning Ordinance  
where adjacent to an "R" District or a variance be obtained.
3. That is on outdoor dumpster is provided the enclosure for the dumpster will need be a full  
screen enclosure including the gates and preferably designed using the same building  
material as the principal building as per Subsection 32.05.030.A.7. of the Zoning Ordinance.

Section 3. That this Ordinance shall be in full force and effect from and after its  
passage and publication as provided by law.

Introduced this 27<sup>th</sup> day of August, 2013.

**ACCEPTANCE OF CONDITIONS OF REZONING**

ORDINANCE NO.

I/we hereby agree to the terms and conditions set out in the attached Ordinance dated this

\_\_\_\_\_ day of \_\_\_\_\_, 2013

**DENNIS L. VALENTA**

BY Dennis L. Valenta

DENNIS L. VALENTA owner  
Please Print Name and Title

BY \_\_\_\_\_

\_\_\_\_\_  
Please Print Name and Title



## Council Agenda Item Cover Sheet

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Development Services

**Presenter at meeting:** Vern Zakostelecky  
**Email:** [v.zakostelecky@cedar-rapids.org](mailto:v.zakostelecky@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5043

**Alternate Contact Person:** Joe Mailander  
**Email:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

**Phone Number/Ext:** 319 286-5822

**Description of Agenda Item:** ☐ **Consent** ☒ **Ordinance** ☐ **Regular Agenda**

First Reading granting a change of zone for property at 605 G Avenue NW from I-2, General Industrial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Neighborhood Development Corporation of Cedar Rapids Inc. CIP/DID #RZNE-004282-2013

### **Background:**

The request for rezoning of this property was reviewed by the City Planning Commission on August 15, 2013 and recommended unanimous approval by a vote of 6 to 0.

The property was development in 1915 as a warehouse site. Prior to the Flood of 2008 the property was owned and used by the Cedar rapids Community School District. The buildings have been vacant since the flood. The applicant is requesting rezoning to allow for the two larger buildings on the site to be converted to apartment. The third building on the site, a metal garage would be demolished to make room for a new garage and surface parking.

The site consists of the following:

- Total site area-53,905 sq. ft.
- Total building area-20,327 sq. ft.
- Total hard surface proposed-28,243 sq. ft.
- Total open space proposed-5,335 sq. ft. (9.9% of total site area).
- Total parking required is 64 spaces-provided are 64 spaces including 2 handicap spaces.
- The existing access off G Ave. NW will provide access to the development.
- Storm water management-rain garden and bio-swale at the southwest corner & south boundary of the site.

### **Application Process/Next Steps:**

<b>Actions</b>	<b>Comments</b>
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended revisions, which were made.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on August 15, 2013 and unanimously recommended approval. A portion of the</li> </ul>

	minutes are enclosed as Attachment A.
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing was held August 27, 2013.</li> <li>Three readings of the Ordinance are required by State law before approval is final.</li> <li>Approval will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action / Recommendation:**

City staff recommends approval of the First Reading.

**Alternative Recommendation:**

Table this item and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Estimated Presentation Time:** 0 minutes

**Budget Information (if applicable):** N/A

**Local Preference Policy** Applies ☐ Exempt ☒

**Explanation:**

**Recommended by Council Committee** Yes ☐ No ☐ N/A ☒

**Explanation (if necessary):**

## Location Map





Attachment A  
City Planning Commission  
City of Cedar Rapids  
101 First Street SE  
Cedar Rapids, IA 52401  
Telephone: (319) 286-5041

**MINUTES**  
**CITY PLANNING COMMISSION REGULAR MEETING,**  
**Thursday, August 15, 2013 @ 3:00 p.m.**

**Cedar Rapids City Hall Council Chambers, 101 First Street SE**

Members Present: Scott Overland, Chair  
Jim Halverson, Vice – Chair  
Samantha Dahlby  
Carletta Knox-Seymour  
Richard Pankey  
Allan Thoms

Members Absent: Mike Tertinger  
Virginia Wilts

DSD Staff: Vern Zakostelecky, Planner  
CD Staff: Alicia Abernathey, Administrative Assistant

The meeting was called to order at 3:00 p.m.

Opening statements were presented stating the protocol of the meeting and the purpose of the City Planning Commission.

Roll call was answered with six (6) Commissioners present and two (2) absent.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

**REGULAR AGENDA**

***1. Case Name: 605 G Avenue NW (Rezoning) Case No. RZNE-004282-2013; Case Manager: Vern Zakostelecky***

Recommendation for approval of a rezoning from I-2, General Industrial Zone District to RMF-2, Multiple Family Residence Zone District as requested by Neighborhood Development Corporation of Cedar Rapids Inc. (Applicant/Titleholder).

Mr. Zakostelecky stated the site was developed in 1915 with a warehouse. Prior to the 2008 flood the Cedar Rapids Community School District was utilizing the facility. The building has been vacant since the flood and the applicant would like to rezone to allow for two larger buildings to be converted into apartments. A metal storage building on the property will be

demolished for surface parking. The site area is approximately 54,000 sq ft and the building area would be approximately 20,000 sq ft with 64 parking spaces provided. Mr. Zakostecky presented a location map, aerial photo and site plan identifying the property location, surrounding zonings, access to the site, and the layout of the site.

Commissioner Overland called for questions of Mr. Zakostecky. No questions were presented.

Commissioner Overland called for a representative of the applicant. Marty Hoeger, Neighborhood Development Corporation, stated there is a full basement under one of the buildings that will not be finished and will be used for storage. There is a dock on the back on one of the buildings that will be covered and converted to a patio. The units will be two level townhouses in total of 29 units.

Commissioner Overland called for questions of the applicant. No questions were presented.

Commissioner Overland called for members of the public who wished to speak. Jeff Stephen, 715 G Avenue NW, stated the chain link fence that is currently on the property should remain as it separates the property from the railroad tracks. Mr. Stephen asked if the apartments will be rented or owned. Mr. Hoeger stated the properties will be rented. Mr. Stephen asked if the apartments would be low income housing. Mr. Hoeger stated there are income requirements from the grants received and 51% of the apartments have to serve a certain level of income.

Patrick Manternach, Diamond V Mills, stated Diamond V Mills owns a property at 436 G Avenue NW that is light manufacturing and has 24/7 semi-truck traffic with moderate noise.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Pankey made a motion to approve the rezoning from I-2, General Industrial Zone District to RMF-2, Multiple Family Residence Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion. Commissioner Halverson asked if any consideration was given to how one might mitigate against the industrial use. Mr. Hoeger stated Diamond V Mills was discussed and was viewed as an asset to the neighborhood. The proposed development will compliment Diamond V Mills.

Commissioner Thoms asked if there is any green space on the property. Mr. Hoeger stated along Ellis Boulevard there is green space and it will be used as part of the bio-swale and rain garden. On the east end of the property is a piece of concrete that will be converted into another location for a bio-swale and rain garden.

Commissioner Thoms requested an amendment to the motion for consideration of developing a play area within the site. The commission accepted the amendment to the motion.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 4:26 p.m.

Respectfully Submitted,  
Alicia Abernathey, Administrative Assistant II  
Community Development



ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS  
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,  
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT  
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE  
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA,  
as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code  
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Lots 1 through 9, all in Block 9, "Brown's Second Addition" to the City of Cedar  
Rapids, Linn County, Iowa

for property at 605 G Avenue NW, now zoned I-2, General Industrial Zone District, and as  
shown on the "District Map," be rezoned and changed to RMF-2, Multiple Family Residence  
Zone District, and that the property be used for such purposes as outlined in the RMF-2,  
Multiple Family Residence Zone District, as defined in Chapter 32 of the Municipal Code of  
Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are  
subject to the conditions which have been agreed to and accepted prior to the passage of this  
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the  
owners, successors, heirs, and assigns, as follows:

1. That, PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible for removal and replacement of City sidewalk adjoining  
this site, damaged as a result of construction activities on this site or not meeting ADA  
standards. Said removal and replacement areas shall be determined by the City Public  
Works Department, shall be completed by the property owner, and approved by the City.
2. That, PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible to submit to the City a signed Agreement for Private  
Storm Water Quality improvements on this site. The City Public Works Department shall  
provide a copy of the Agreement form upon request by the property owner.
3. That said parcels are to be combined so as to constitute a single zoning lot and tax parcel.
4. That review of the proposal will be required by the Ellis Overlay District Design Review  
Technical Advisory Committee.
5. That lighting fixtures shall be shielded in a manner that shall not direct illumination on  
adjacent residential properties, or on any public right-of-way.
6. That the enclosure for the dumpster will need be a full screen enclosure including the gates  
and preferably designed using the same building material as the principal building as per  
Subsection 32.05.030.A.7. of the Zoning Ordinance.

Section 3. That this Ordinance shall be in full force and effect from and after its  
passage and publication as provided by law.

Introduced this 27th day of August, 2013.

**ACCEPTANCE OF CONDITIONS OF REZONING**

ORDINANCE NO.

I/we hereby agree to the terms and conditions set out in the attached Ordinance dated this

\_\_\_\_\_ day of \_\_\_\_\_, 2013

**NEIGHBORHOOD DEVELOPMENT CORPORATION  
OF CEDAR RAPIDS, INC.**

BY 

Marty Heger President  
(Please Print Name and Title)

**Council Agenda Item Cover Sheet**

**Council Meeting Date:** September 10, 2013

**Submitting Department:** Cedar Rapids Police Department

**Presenter at meeting:** Sgt. Wallerstedt **Phone Number/Ext:** 5460  
**E-mail Address:** m.wallerstedt@cedar-rapids.org

**Alternate Contact Person:** Capt. Jonker **Phone Number/Ext:** 5338  
**E-mail Address:** [t.jonker@cedar-rapids.org](mailto:t.jonker@cedar-rapids.org)

**Description of Agenda Item:**

First reading of Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by repealing Section 61.038 therefrom and enacting and adopting a new Section 61.038 establishing regulations for school bus activation of amber warning lights to reflect the Iowa State Code.

**Background:**

Chapter 61 of the Municipal Code, Traffic Regulations, Section 61.038, does not currently reflect the State Code, 321.372; specifically the distance a bus driver is required to be from a bus stop, prior to activating the amber warning lights, when the speed limit is less than 45 mph. The current City ordinance does not contain language that more accurately reflects the speed limits within the city. Once the City ordinance has been amended, the Police Department will be able to charge for violations under the City Code.

**Action / Recommendation:**

The Police Department recommends approval of enacting a new Section 61.038 to bring the Municipal Code of Cedar Rapids in line to reflect the State Code in terms of distances and speeds.

**Alternative Recommendation:** Leave current City ordinance as is.

**Time Sensitivity:** NA

**Resolution Date:** September 24, 2013 Second and Third Reading

**Estimated Presentation Time:** 0

**Budget Information** (if applicable):

**Local Preference Policy:** Applies ☐ Exempt ☐

**Explanation:** NA

**Recommended by Council Committee** Yes No ☐ N/A ☐

**Explanation:**

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 61 OF THE CEDAR RAPIDS MUNICIPAL CODE BY DELETING SECTION 61.038 THEREFROM AND ENACTING A NEW SECTION 61.038 IN ITS PLACE ESTABLISHING REGULATIONS RELATING TO SCHOOL BUSES DISCHARGING PUPILS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Chapter 61 of the Cedar Rapids Municipal Code is amended as follows:

Section 1. Section 61.038 of the Cedar Rapids Municipal Code is hereby deleted and the following new Section 61.038 is enacted in lieu thereof as follows:

“61.038 – SCHOOL BUSES; DISCHARGING PUPILS; REGULATIONS.

- (a) The driver of any school bus used to transport children to and from a public or private school shall, when stopping to receive or discharge pupils, turn on flashing warning lamps at a distance of not less than 300 feet nor more than 500 feet from the point where said pupils are to be received or discharged from the bus if the speed limit at that point is 45 miles per hour or greater and shall turn on flashing warning lamps at a distance of not less than 150 feet from the point where the pupils are to be received or discharged from the bus if the speed limit at that point is less than 45 miles per hour. At the point of receiving or discharging pupils, the driver of the bus shall bring the bus to a stop, turn off the amber flashing warning lamps, turn on the red flashing lamps, and extend the stop arm. After receiving or discharging pupils, the bus driver shall turn off all flashing warning lamps, retract the stop arm, and then proceed on the route. Except to the extent that reduced visibility is caused by fog, snow, or other weather conditions, a school bus shall not stop to receive or discharge pupils unless there is at least 300 feet of unobstructed vision in each direction. However, the driver of a school bus is not required to use flashing warning lamps and the stop arm when receiving or discharging pupils at a designated loading and unloading zone at a school attendance center or at extracurricular or educational activity locations where students exiting the bus do not have to cross a street or highway. A school bus shall, while carrying passengers, have its headlights turned on.
- (b) All pupils shall be received and discharged from the right front entrance of every school bus and if said pupils must cross the street, they shall be required to pass in front of the bus, look in both directions, and proceed to cross the street only on signal from the bus driver.
- (c) The driver of any vehicle, including the driver of a vehicle operating on a private road or driveway, when meeting a school bus with flashing amber warning lamps shall reduce the speed of said vehicle to not more than 20 miles per hour and shall bring said vehicle to a complete stop when the school bus stops and the stop signal arm is extended, and said vehicle shall remain stopped until the stop signal arm is retracted after which time the driver may proceed with due caution.

- (d) The driver of any vehicle, including the driver of a vehicle operating on a private road or driveway, overtaking a school bus shall not pass a school bus when red or amber warning signal lights are flashing and shall bring said vehicle to a complete stop no closer than 15 feet from the school bus when it is stopped and the stop arm is extended, and the vehicle shall remain stopped until the stop arm is retracted and the school bus resumes motion.
- (e) The driver of a vehicle upon a highway providing 2 or more lanes in each direction need not stop upon meeting a school bus which is traveling in the opposite direction even though said school bus is stopped.
- (f) A school bus, when operating on a highway with 4 or more lanes, shall not stop to load or unload pupils who must cross the highway, except at designated stops where pupils who must cross the highway may do so at points where there are official traffic control devices or a police officer."

Section 2. Separability of Provisions. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Passed this \_\_\_\_\_ day of September, 2013