

*“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, October 22, 2013 at 4:00 p.m. in the Council Chambers, 3rd 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 – Backpack Week (Amanda Pieper, Director of the HACAP Food Reservoir)
 - ❖ Presentation – City Manager’s One Bag Challenge (Megan Murphy, Utilities)
 - ❖ Presentation – Introduction to Public Health (Pramod Dwivedi, Linn County Health Department)

PUBLIC HEARINGS

1. A public hearing will be held to consider an amendment to the RuffaloCODY Urban Revitalization Area Plan to include additional property at the southwest corner of Kirkwood Parkway and C Street SW. (Jennifer Pratt)
 - a. Resolution authorizing an amendment to the RuffaloCODY Urban Revitalization Area designation to include additional property at the southwest corner of Kirkwood Parkway and C Street SW; CIP/DID #814580
 - b. First Reading: Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to amend the RuffaloCODY Urban Revitalization Area designation at the southwest corner of Kirkwood Parkway and C Street SW. CIP/DID #814580

2. A public hearing will be held to consider a request by Bowling Street Flex-Space, LLC for an Urban Revitalization Area designation for construction of two new flex-space buildings to be located at 4700 Bowling Street SW. (Jennifer Pratt)
 - a. Resolution authorizing an Urban Revitalization Area designation for construction of two new flex-space buildings to be located at 4700 Bowling Street SW; CIP/DID #963818
 - b. First Reading: Ordinance amending Chapter 17A of the Municipal Code, Revitalization Areas, to establish the Bowling Street Flex-Space Urban Revitalization Area designation at 4700 Bowling Street SW. CIP/DID #963818
3. 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 .058 acre strip of City-owned right-of-way located along the southwesterly property line of 500 1st Street SE as requested by TrueNorth Real Estate, L.C. (Rob Davis)
 - a. First Reading: Ordinance vacating public ways and grounds in and to the property described as a .058 acre strip of City-owned right-of-way located along the southwesterly property line of 500 1st Street SE as requested by TrueNorth Real Estate, L.C. CIP/DID #41-13-044
4. 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 6,010 square-foot parcel of right-of-way located in the alley between 7th Street and 8th Street SE and between 4th Avenue and 5th Avenue SE as requested by Mercy Medical Center. (Rob Davis)
 - a. First Reading: Ordinance vacating public ways and grounds in and to the property described as a 6,010 square-foot parcel of right-of-way located in the alley between 7th Street and 8th Street SE and between 4th Avenue and 5th Avenue SE as requested by Mercy Medical Center. CIP/DID #41-14-012
5. A public hearing will be held to consider the disposition of five vacant City-owned properties at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW and 216 6th Avenue SW and inviting competitive proposals from any persons interested in acquisition and redevelopment of these properties (**FLOOD**). (Paula Mitchell) CIP/DID #973225
6. A public hearing will be held to consider an addendum to the Parking Assets Lease and Sale Agreement with Downtown Parking Management, Inc. to add the Event Center Parking Ramp and 2nd Street SE Parking Ramp at 7th Avenue. (Casey Drew)
 - a. Resolution authorizing execution of Addendum No. 1 to the Parking Assets Lease and Sale Agreement with Downtown Parking Management, Inc. to add the Event Center Parking Ramp and 2nd Street SE Parking Ramp at 7th Avenue to Agreement. CIP/DID #973257
7. A public hearing will be held to consider expansion of the Downtown Cedar Rapids Self-Supported Municipal Improvement District (SSMID). (Seth Gunnerson) CIP/DID #572853

8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project (estimated cost is \$1,490,000). (Doug Wilson)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project. CIP/DID #3012049-03
9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (estimated cost is \$86,000). (Dave Wallace)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project. CIP/DID #304285-01
10. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (estimated cost is \$230,000). (John Riggs)
 - a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (**FLOOD**). CIP/DID #0813-038

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.**

11. Motion to approve minutes.

12. Motions setting public hearing dates for:
- November 5, 2013 – to consider the disposition of a combined parcel of 15.72 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa; CIP/DID #52-14-001
 - November 5, 2013 – to consider the disposition of a combined parcel of 5.91 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa; CIP/DID #52-14-002
 - November 5, 2013 – to consider the disposition of a combined parcel of 10.59 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa; CIP/DID #52-14-003
 - November 5, 2013 – to consider the disposition of a 5.44 acre parcel of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa; CIP/DID #52-14-004
 - November 5, 2013 – to consider route and fare changes to the City bus service. CIP/DID #977816
13. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the 76th Avenue SW Improvements – from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 20, 2013 (estimated cost is \$4,120,000). CIP/DID #301208-02
14. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 13, 2013 (estimated cost is \$185,000). CIP/DID #301847-01
15. Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the Hoover Trail Park project and authorizing the Parks and Recreation Director, or designee, to receive and open bids and publicly announce the results on November 13, 2013 (estimated cost is \$65,000). CIP/DID #307222-01
16. Motion authorizing publication of a public notice that on November 5, 2013 a Resolution will be considered to execute a Rental Agreement with Koch Brothers for five Lanier digital copiers for the following City departments; Sewer/Streets, Engineering, Building Services, Transit and Safety. CIP/DID #0913-047
17. Motion approving the beer/liquor/wine applications of: CIP/DID #977808
- Cedar Rapids Galaxy 16 Cine', 5340 Council Street NE;
 - Chili's Grill & Bar, 1250 Collins Road NE;
 - Chuck E Cheese, #956, 170 Collins Road NE;
 - Creative Croissants, 2121 Arthur Collins Parkway SW;
 - Daniel Arthur's, 821 3rd Avenue SE;
 - Eastern Iowa Arts Academy, 1841 E Avenue NE (5-day permit for an event at the Scottish Rite Temple, 616 A Avenue NE on November 8, 2013);
 - Granite City Food & Brewery, 4755 1st Avenue SE;
 - Hy-Vee C-Store #5, 1440 32nd Street NE;
 - Hy-Vee Drugstore #3, 2405 Mount Vernon Road SE;

- j. Hy-Vee Drugstore #4, 4825 Johnson Avenue NW;
- k. Kum & Go #514, 1420 Mount Vernon Road SE (new – formerly Crescent Electric Supply);
- l. Metro Buffet, 448 33rd Avenue SW;
- m. New Star Mart, 4141 Center Point Road NE (new – Class E Liquor – formerly Big Mart);
- n. Phelan's Interiors, 728 3rd Avenue SE;
- o. Point Liquor & Tobacco, 4107 Center Point Road NE;
- p. Primetime Sports Bar & Restaurant, 4001 Center Point Road NE;
- q. Syndicate, 207 1st Avenue SE (new – formerly Gringos);
- r. Thai Moon Restaurant, 4362 16th Avenue SW;
- s. Vernon Bar & Grill, 3025 Mount Vernon Road SE.

18. Resolutions (2) approving payment of bills and payroll. CIP/DID #977807

19. Resolutions approving assessment actions:

- a. Intent to assess – Solid Waste & Recycling – clean-up costs – four properties; CIP/DID #977837
- b. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 30 properties; CIP/DID #977809
- c. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 16 properties. CIP/DID #958512

20. Resolutions accepting projects, approving Performance Bonds and/or authorizing issuance of final payments:

- a. Kirkwood Boulevard SW Subsurface Drainage Repair Near Miller Avenue project (original contract amount was \$27,000; final contract amount is \$27,000); CIP/DID #301596-05
- b. 29th Street SW (East Side) from Wilson Avenue to Van Buren Drive, Sidewalk Extension project (original contract amount was \$37,570; final contract amount is \$37,113.50); CIP/DID #301732-01
- c. 31st Street SW (East Side) Between Van Buren Drive and Hillmer Drive Subdrain Extension project (original contract amount was \$9,880; final contract amount is \$5,425); CIP/DID #304381-01
- d. 10th Street SE from 1st Avenue E to 4th Avenue SE Improvements project, final payment in the amount of \$106,259.79 to Pirc-Tobin Construction, Inc. (original contract amount was \$2,177,865.85; final contract amount is \$2,125,195.72); CIP/DID #3012026-04
- e. 2nd Avenue SE from 7th Street SE to 10th Street SE Two-Way Conversion and Traffic Signal Improvement project, final payment in the amount of \$20,466.84 to Price Industrial Electric, Inc. (original contract amount was \$421,479; final contract amount is \$409,336.74); CIP/DID #3012026-06
- f. Cedar Rapids Convention Complex – Audio Technology Systems project, final payment in the amount of \$29,371.63 to All-Pro Sound (original contract amount was \$583,332.73; final contract amount is \$587,432.73); CIP/DID #535100-05
- g. Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding – Mechanical project, final payment in the amount of \$257,819 to Day Mechanical Systems, Inc. (original contract amount was \$4,481,800; final contract amount is \$5,156,380); CIP/DID #535101-09
- h. Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding – Electrical project, final payment in the amount of \$170,886.05 to Nelson Electric Company (original contract amount was \$3,106,550; final contract amount is \$3,417,721); CIP/DID #535101-10

- i. Noelridge Greenhouse Reglaze Rebid project, final payment in the amount of \$35,287.20 to Rough Brothers, Inc. (original contract amount was \$320,022; final contract amount is \$352,872); CIP/DID #307103
 - j. Cedar Rapids Convention Complex – Primary Steel Bid Package project, final payment in the amount of \$78,942.17 to TSF Structures, Inc. (original contract amount was \$2,767,966; final contract amount is \$3,131,023); CIP/DID #535100-22
 - k. Cedar Rapids Convention Complex – General project, partial final payment in the amount of \$58,760.90 to Miron Construction Company, Inc. (original contract amount was \$28,273,698; final contract amount is \$29,750,369); CIP/DID #535100-23
 - l. Cedar Rapids Convention Complex – Mechanical project, partial final payment in the amount of \$14,000 to Modern Piping, Inc. (original contract amount was \$10,917,000; final contract amount is \$12,175,150). CIP/DID #535100-24
21. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:
- a. Sanitary sewer in College Park Estates Sixth Addition – Phase 1 and 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000; CIP/DID #47-06-016
 - b. Storm sewer in College Park Estates Sixth Addition – Phase 1 and 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000; CIP/DID #47-06-016
 - c. Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000; CIP/DID #47-06-016
 - d. Sanitary sewer in Riviera First Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50; CIP/DID #47-11-017
 - e. Storm sewer in Riviera First Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25; CIP/DID #47-11-017
 - f. Portland Cement Concrete cement in Riviera First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000; CIP/DID #47-11-017
 - g. Sanitary sewer in Summerfield Fourteenth Addition and 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440; CIP/DID #47-11-014
 - h. Storm sewer in Summerfield Fourteenth Addition and 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235; CIP/DID #47-11-014
 - i. Portland Cement Concrete cement in Summerfield Fourteenth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID #47-11-014
22. Resolution approving an amended preliminary assessment proposed for the 33rd Avenue SW from 18th Street SW to Edgewood Road Improvements project. CIP/DID #301182-00
23. Resolution approving the installation of a stop sign at the intersection of Ashford Drive NE and Pin Tail Drive NE, stopping Ashford Drive NE for Pin Tail Drive NE. CIP/DID #60-14-031
24. Resolution approving the installation of a stop sign at the intersection of Rockvalley Drive SW and Underwood Avenue SW, stopping Rockvalley Drive SW for Underwood Avenue SW. CIP/DID #60-14-031

25. Resolution rescinding Resolution No. 1638-09-86 which established a school crosswalk on the east approach of L Avenue and Harrison Court NW and approving the installation of a school crosswalk on the west approach of L Avenue at its intersection with Harrison Court NW. CIP/DID #60-14-036
26. Resolution establishing additional street right-of-way for 6th Street SW and 15th Avenue SW along City-owned property located at 500 15th Avenue SW. CIP/DID #92-11-036
27. Resolution accepting a Frontage Road Easement Agreement from KM Investments, LLC at 202 Blairs Ferry Road NE. CIP/DID #91-10-040
28. Resolution waiving any objection to the annexation of property at the southeast corner of the intersection of Hampshire Drive NE and Kent Drive NE to the City of Marion as requested by the City of Marion. CIP/DID #90-13-001
29. Resolution waiving any objection to the annexation of property between Winslow Road and Indian Creek Road and north of 35th Avenue on the north side of the City of Marion as requested by the City of Marion. CIP/DID #90-13-002
30. Resolution to establish a Communications Division within the City Manager's Office and create one FTE to assist in the citywide communications strategy. CIP/DID #977818
31. Resolution to transfer 74 surplus office panel partitions from the Solid Waste and Recycling Division to Mercy Medical Center. CIP/DID #977909
32. Resolution amending Resolution No. 0838-07-10 which approved the schedule of housing inspection services fees accompanying Chapter 29 of the Municipal Code, Housing Code, to correct the Chapter 29 code sections referenced and update necessary terms used within the schedule. CIP/DID #29456
33. Resolution authorizing the Utilities Department to file an application with the Federal Energy Regulatory Commission (FERC) to surrender the licensing exemption for the hydropower facility. CIP/DID #977841
34. Resolutions approving actions regarding Purchases/Contracts/Agreements:
 - a. Amendment No. 4 to the Professional Services Agreement for an amount not to exceed \$103,000 for additional design services for chlorine system improvements at the NW Water Treatment Plant to be included in the Agreement with HDR Engineering, Inc. for the J Avenue Chlorine System Improvements project (original contract was \$91,300; total contract amount with this amendment is \$284,166); CIP/DID #6250009-01
 - b. Amendment No. 3 to renew Agreement for Yard Waste Carts with Rehrig Pacific Company for the Solid Waste & Recycling Division for an estimated annual amount of \$75,000 (original contract amount was \$75,000; renewal contract amount is \$75,000); CIP/DID #0910-053
 - c. Amendment No. 1 to renew Agreement for Lawn Care and Landscape Maintenance for the Facilities Maintenance Division with Quality Care for a total annual amount not to exceed \$25,695 (original contract amount was \$7,895; renewal contract amount is \$25,695); CIP/DID #0213-190
 - d. Amendment No. 5 to renew Agreement for Cabling Materials with Van Meter Industrial, Inc. for a total annual amount not to exceed \$38,000 (original contract amount was \$24,000; renewal contract amount is \$38,000); CIP/DID #0910-067

- e. Amendment No. 4 to renew Agreement for Printing and High Speed Copying with Copyworks for an estimated amount of \$100,000 (original contract amount was \$100,000; renewal contract amount is \$100,000); CIP/DID #0810-043
- f. Amendment No. 5 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions for additional Package 1 furnishings and painting of three file cabinets for an amount not to exceed \$7,458.15 (original contract amount was \$299,520.80; total contract amount with this amendment is \$352,159.05) (**FLOOD**); CIP/DID #0113-154
- g. Amendment No. 1 to renew Library Agreement for E-Reading Solutions with 3M Library Systems for an amount not to exceed \$100,000 (original contract amount was \$500,000; renewal contract amount is \$100,000) (**FLOOD**); CIP/DID #0712-034
- h. Amendment No. 9 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$5,000 for professional services in connection with the Flood Management Structure and Outdoor Amphitheater project (original contract amount was \$670,000; total contract amount with this amendment is \$872,000); CIP/DID #307218-03
- i. Addendum No. 4 to the Management Agreement between the City and Venuworks to extend the management contract of the Ice Arena until November 30, 2013; CIP/DID #563496
- j. Change Order No. 2 in the amount of \$62,048.60 with Horsfield Construction, Inc. for the Bever Avenue SE from Indiandale Road to 200 Feet East of Lost Valley Road Reconstruction project (original contract amount was \$519,440.45; total contract amount with this amendment is \$583,979.05); CIP/DID #301380-02
- k. Change Order No. 4 in the amount of \$990 with Vieth Construction Corporation for the Polk Elementary Sidewalks project (original contract amount was \$111,947.50; total contract amount with this amendment is \$129,517.52); CIP/DID #3012024-01
- l. Change Order No. 3 in the amount of \$16,159 with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction project (original contract amount was \$7,801,500; total contract amount with this amendment is \$7,873,212); CIP/DID #635120-20
- m. Change Order No. 5 (Final) deducting the amount of \$66,498.60 with Ricklefs Excavating, Ltd. for the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project (original contract amount was \$706,176.50; total contract amount with this amendment is \$695,479.14); CIP/DID #655996-05
- n. Contract for 2nd St & 7th Ave Parking Ramp Equipment project with T2 Systems, Inc. for the Public Works Department – Engineering Division for an amount not to exceed \$114,490 (**FLOOD**); CIP/DID #1013-069
- o. Information Technology Department to purchase rental Tier III data space and circuitry needs from Involta, LLC for an annual amount of \$282,600; CIP/DID #377724
- p. Professional Services Agreement with Shoemaker & Haaland Professional Engineers for an amount not to exceed \$506,471 for design and engineering services in connection with the 6th Street SW from 33rd Avenue to 15th Avenue SW Rehabilitation project; CIP/DID #301695-01
- q. Warranty Deed for the consideration of \$10 and other consideration from Water Rock, LLC for street right-of-way along the east side of Rockwell Drive NE; CIP/DID #50-11-018
- r. Federal Aid Agreement in the amount of \$126,883 with the Iowa Department of Transportation (IDOT) for a Safe Routes to School Program grant in connection with the Oakland Road NE Sidewalk from Golf Street to Golfview Drive project; CIP/DID #301734-00

- s. Iowa Clean Air Attainment Program (ICAAP) Agreement No. 2012-ICAAP-07 in the amount of \$239,200 with the Iowa Department of Transportation (IDOT) in connection with the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project; CIP/DID #3012025-00
- t. Payment to Linn County in the amount of \$40,485.08 for the actual cost of construction of a Portland Cement Concrete (PCC) overlay in connection with the Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive project; CIP/DID #3012063-00
- u. Fleet Services Division purchase of seven sets of Panasonic Toughbook laptop computers and associated equipment to outfit the new batch of police patrol and service cars from Keltek, Inc. for a total amount of \$94,638.32; CIP/DID #B27172
- v. Fleet Services Division purchase of one Chevrolet 1500 Silverado from Bob Brown Chevrolet in the amount of \$26,285.72; CIP/DID #0913-052
- w. Contract for Ambroz Roof Replacement project with Cedar Service Company for Facilities Maintenance Services for an amount not to exceed \$105,309; CIP/DID #0913-045
- x. Contract for Environmental Remediation and Demolition Services for Nuisance Abatement Structures project with Rathje Construction Company for the Building Services Division – Nuisance Abatement Program for an amount not to exceed \$33,484; CIP/DID #0813-039
- y. Fleet Services Division purchase of one Toro Groundsmaster 4100-D rotary mower from MTI Distributing for use by the Parks Department – Ellis Park in the amount of \$55,493.85; CIP/DID #4425
- z. Fleet Services Division purchase of five sets of emergency vehicle equipment and components for police squad cars from Keltek, Inc. in the amount of \$34,849.70; CIP/DID #4604-14
- aa. Development Agreement with Acme Electric Company, Inc. for disposition and redevelopment of City-owned property at 1008 2nd Street SE, 1012 2nd Street SE, 1024 2nd Street SE and 208 11th Avenue SE (**FLOOD**); CIP/DID #865223
- bb. Development Agreement and Special Warranty Deed with Premiere Developers, Inc. for City-owned property at 807 E Avenue NW participating in the third round of the Single Family New Construction Program (**FLOOD**); CIP/DID #540257
- cc. Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property at 701 8th Street SW participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #540257

REGULAR AGENDA

- 35. Discussion and Resolution adopting the Ellis Boulevard Plan. (Jennifer Pratt) CIP/DID #765429

ORDINANCES

(Second and possible Third Readings)

36. 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 Neighborhood Development Corporation of Cedar Rapids, Inc. CIP/DID #RZNE-004282-2013

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*



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Alternate Contact Person: Joe O'Hern

Phone Number/Ext: 319 286-5292

Email: j.ohern@cedar-rapids.org

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

A public hearing will be held 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

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 holding the public hearing and approval of the resolution and possible First Reading.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 5 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 TO APPROVE AN AMENDMENT TO THE
RUFFALOCODY URBAN REVITALIZATION PLAN

WHEREAS, on February 12, 2013, the City Council approved the RuffaloCODY Urban Revitalization Plan for construction of a new facility at the southwest corner of Kirkwood Parkway and C Street SW; and

WHEREAS, the proposed amendment to the RuffaloCODY Urban Revitalization Plan includes additional property for a larger master development called Prairie Crossings at the corner of at the southwest corner of Kirkwood Parkway and C Street SW, provides incentives for commercial uses as provided under State Law; and

WHEREAS, on October 22, 2013 the City Council held the required Public Hearing in connection with the said proposed Project; and

WHEREAS, the City Council hereby finds that said proposed Project and Plan satisfy eligibility qualifications in accordance with criteria of Chapter 404 of the Code of Iowa;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa that said amended Plan for the RuffaloCODY Urban Revitalization Area, as attached hereto as Exhibit A, and by reference herewith is made a part of this Resolution, is hereby approved and adopted.

Passed this 22nd day of October, 2013.

RuffaloCODY (Amended) Urban Revitalization Plan

Public Hearing: October 22, 2013

RuffaloCODY Urban Revitalization Plan

1.0 INTRODUCTION

The purpose of the formation of the Urban Revitalization Tax Exemption Area and Plan is to encourage the construction of a new RuffaloCODY facility at the southwest corner of Kirkwood Parkway and C Street SW. As allowed by the authority of the State of Code of Iowa, Chapter 404, the incentive for economic development through business expansion is provided by exempting a portion or all of property tax valuation added through qualified improvements for specified periods of time.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area (see Attachment 1 – Location Map) includes:

Parcel B, Plat of Survey No. 1063 as recorded in Book 5275 Page 557 of the records of the Linn County, Iowa Recorder on July 11, 2003 being a part of the SE 1/4 of Section 15-82-7, Linn County, Iowa except that part described as follows: Beginning at the Northeast corner of said Parcel B; thence S01°07'40"E, 40.01 feet along the East line of said Parcel B and the West right-of-way line of C Street S.W. to a point; thence S89°59'50"W, 501.57 feet to a point; thence N00°00'10"W, 10.00 feet to a point; thence S89°59'50"W, 1,432.82 feet to a point of curvature; thence 184.14 feet along a 560.00 foot radius curve, concave Northeasterly, whose 183.31 foot chord bears N80°34'58"W to a point on the North line of said Parcel B ; thence N89°59'59"E, 2,114.44 feet along the North line of said Parcel B to the point of beginning.

and

North 1/2 S1/2 SE1/4, Section 15-82-7, Linn County, Iowa except the Public Highway

and

South 1/2 S1/2 SE 1/4 Section15-82-7, Linn County, Iowa except the Public Highway

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, is a combination of a portion of three parcels all of which is undeveloped and currently owned by Kirkwood Community College. The 2013 total assessed valuation for this portion of land is estimated at \$60,000, with no building value.

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The proposed construction of a new RuffaloCODY office facility and larger master development is consistent with the surrounding development and Future Land Use Map in the City's Comprehensive Plan that designates the project area as OFFICE.

4.2 City Services

Adequate City services are available for connection at the project site for the proposed operation.

4.3 Applicable Property

This Plan, and the tax exemption allowed herein, is applicable to the construction of a new office facility for RuffaloCODY. Additional development within the property described in Section 2.0 of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure consistency with the City Council goals of creating/retaining high quality jobs, significant increase in property valuation, and community benefits such as infill, connectivity, and mixed use development.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN

The Urban Revitalization Project shall remain so designated for a period of no less than one year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN

Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

- revisions to the Urban Revitalization Area boundary;
- eligible projects;
- tax exemption schedules;
- relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code of Iowa.

7.0 REVENUE BONDS

The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all or any part, of any interest in land, buildings, or improvements which are suitable for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this project. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Revitalization Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a

tax exemption under this Plan, an Application for Revitalization Tax Exemption (the "Application") must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

8.2 Tax Exemption Schedules

8.2.1 Schedule 1 - Residential Exemption:

All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1.

8.2.2 Schedule 2 - Ten Year Declining Exemption:

All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<u>Year</u>	<u>Percentage of Exemption</u>
1	80%
2	70%
3	60%
4	50%
5	40%
6	40%
7	30%
8	30%
9	20%
10	20%

8.2.3 Schedule 3 - Three Year Exemptions:

All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 Schedule 4 - 10-Year Qualified Residential Exemption:

All qualified real estate assessed as residential property or assessed as commercial property, if the commercial property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent exemption from taxation on the actual value added by

the improvements. The exemption is for a period of ten years.

8.2.5 Election of Schedule:

The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions

- (a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business, or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.
- (b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%) or at least ten percent (10%), in the case of land upon which is located more than one building (and not assessed as residential property) increased the actual value of the buildings to which the improvements have been made.

“Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.
- (c) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION

The proposed construction activity is located on undeveloped property; relocation is not anticipated.

MAP 1
RuffaloCODY
Southwest corner of
Kirkwood Parkway & C Street SW



ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 17A OF THE MUNICIPAL CODE OF
THE CITY OF CEDAR RAPIDS, IOWA, BY ADDING CERTAIN SUBSECTIONS
THEREOF TO APPROVE AND ADD A NEWLY DESIGNATED
REVITALIZATION AREA

Section 1. That Subsection 17A.06 of the Municipal Code, City of Cedar Rapids, Iowa is hereby amended by the deletion of Division 74 and the addition of a new Division 74 as follows:

“Division 74. RuffaloCODY” October 22, 2013 Resolution No. ____-10-13

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 than that affected by such decision.

Section 3. That all ordinances or parts of ordinances in conflict herewith are repealed.

Section 4. That the afore described Amended Subsection of Chapter 17A shall be included as 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. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Alternate Contact Person: Joe O'Hern

Phone Number/Ext: 319 286-5292

Email: j.ohern@cedar-rapids.org

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

A public hearing will be held to consider a request by Bowling Street Flex-Space, LLC for an Urban Revitalization Area designation for construction of two new flex-space buildings to be located at 4700 Bowling Street SW. CIP/DID #963818

Background:

A request has been submitted by Bowling Street Flex-Space, LLC for an Urban Revitalization Property Tax Exemption designation for the proposed construction of two new flex-space buildings at 4700 Bowling Street SW. The proposed buildings, totaling 77,000 square feet, will be high-quality design and construction, using concrete, steel, and architectural metal panels. The contractor for the project will be Primus Construction of Cedar Rapids.

Project Details:

New facility – 77,000 square feet

Project cost - \$4,700,000

Estimated assessed value - \$3,000,000

Benefits to the Community:

- New development product, unlike anything available in the marketplace (similar to projects in West Des Moines).
- Facility will help attract businesses from out of town that are seeking a better image.
- Location utilizes existing infrastructure and City services.
- Accommodates an estimated 77 employees.

The partial tax exemption would be a ten-year, declining scale exemption, averaging 44% per year, applied only to the increased property valuation generated by the new addition. Based on the scope of the proposed addition, the increased assessed value for the facility is estimated at \$3,000,000. This would generate an additional \$110,000 in property tax revenue annually. Over a ten-year period, this would be an additional \$620,000 collected in tax revenues and \$480,000 deferred as tax exempt.

Action / Recommendation:

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

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 5 minutes

Budget Information (if applicable):

Based on a projected increased taxable value of \$3,000,000 generated by the new construction, the estimated total over the ten-year period is an additional \$620,000 collected in tax revenues and \$480,000 deferred as tax exempt.

Local Preference Policy Applies ☐ Exempt ☐ N/A ☒

Explanation:

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

Explanation (if necessary):

September 4th, 2013

Mr. Joe O'Hern,
Interim Community Development Director
City of Cedar Rapids
101 First Street SE,
Cedar Rapids, Iowa 52401

Ms. Jennifer Pratt
Planner, Community Development Department
City of Cedar Rapids
101 First Street SE,
Cedar Rapids, Iowa 52401

Regarding: Speculative Flex-Space/Warehouse Project

Dear Joe & Jennifer:

Thank you for your assistance is our submittal and request for a 10-year Urban Revitalization Tax Exemption for our proposed project. We would also be interested in any additional assistance that may be available to help make this project a reality and a success. Below is a list of the key components of our proposal.

Project address: Corner of Bowling Street & 50th Ave. SW Cedar Rapids (Address TBD by City)

Project Description: 2 buildings totaling 77,000 SF. High-quality design and construction (Concrete, Steel & Architectural Metal Panels) of flex-space buildings, similar in design and appearance to style of such properties in West Des Moines and concept renderings in this letter. Contractor will be Primus Construction of Cedar Rapids.

Benefits to the Community:

1. New development product unlike anything available in the marketplace.
2. Building type (if existing) will help secure local business or companies from out of town looking to expand; or who may be in need of better image and quality product.
3. Having this product "on the shelf" will give us an edge over other communities providing an opportunity to win by default in some cases.
4. This project will be considered "Infill development" with utilities in place.
5. Granting of the exemption will improve, define and protect the value of the area by guaranteeing the outcome of the design on this I-2/Heavy Industrial land.
6. Space of this type typically is home to 1 employee/job for every 1,000 SF of space. Potential of 77 employees/jobs to be associated with this project.

Estimated total project cost: \$4,700,000

Construction target dates - start/complete: Start construction in the Fall of 2013 with Spring 2014 delivery of the first building. The second building shall be constructed upon substantial leasing of first building.



Conceptual Designs, Photos

Actual Design Elevation, colors to follow.

"But For" rationale:

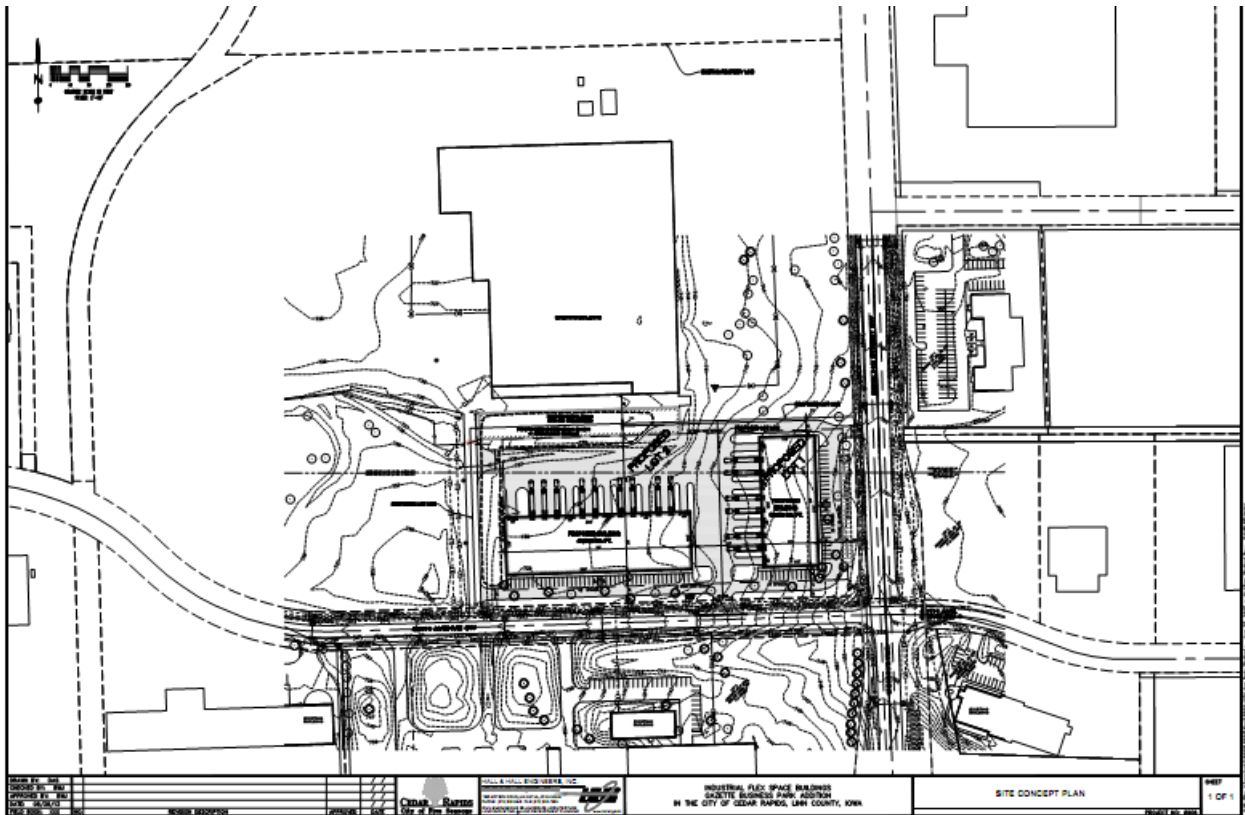
1. Product not available in the marketplace
2. Buy down premium construction pricing to be competitive and affordable
3. Incent higher design standards (self-imposed) on I-2/Heavy Ind zoned land.
4. Lender requirement, looking for assistance to mitigate risk associated with speculative development and help secure long-term tenants. Help to avoid unmanageable equity requirement by lender.

Thank you for your consideration.

Bowling Street Flex-Space, LLC

Dave Drown, Representative
ddrown@gldcommercial.com 319-731-3411

4700 Bowling St SW



RESOLUTION NO.

RESOLUTION TO APPROVE THE
BOWLING STREET FLEX-SPACE URBAN REVITALIZATION
PLAN

WHEREAS, the proposed Urban Revitalization Plan for construction of two new flex-space buildings to be located at 4700 Bowling Street SW, provides incentives for commercial uses as provided under State Law; and

WHEREAS, on October 22, 2013 the City Council held the required Public Hearing in connection with the said proposed Project; and

WHEREAS, the City Council hereby finds that said proposed Project and Plan satisfy eligibility qualifications in accordance with criteria of Chapter 404 of the Code of Iowa;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa that said Plan for the Bowling Street Flex-Space Urban Revitalization Area, as attached hereto as Exhibit A, and by reference herewith is made a part of this Resolution, is hereby approved and adopted.

Passed this 22nd day of October, 2013.

EXHIBIT A

Bowling Street Flex-Space Urban Revitalization Plan

Public Hearing: October 22, 2013

Bowling Street Flex-Space Urban Revitalization Plan

1.0 INTRODUCTION

The purpose of the formation of the Urban Revitalization Tax Exemption Area and Plan is to encourage the construction of two new flex-space buildings to be located at 4700 Bowling Street SW. As allowed by the authority of the State of Code of Iowa, Chapter 404, the incentive for economic development through business expansion is provided by exempting a portion or all of property tax valuation added through qualified improvements for specified periods of time.

2.0 DESCRIPTION OF THE URBAN REVITALIZATION AREA

The area to be designated within the Urban Revitalization Tax Exemption Area (see Attachment 1 – Location Map) is approximately 6.38 acres in size and includes:

Lot 7, Auditor's Plat No. 463, Linn County, Iowa as recorded in Warranty Deed Book 5422, Pages 415-416 in the Office of the Linn County, Iowa Recorder.

3.0 OWNERSHIP AND ASSESSED VALUATION

The Urban Revitalization Area, as specified in the legal description above, is currently part of a larger 40 acre parcel which will be subdivided. This entire parcel is currently owned by Gazette Communications, Inc. The 2013 total assessed valuation for the land is \$4,571,533, consisting of \$ 833,857 land and \$3,737,676 building valuations.

4.0 PROGRAM ACTIVITY

4.1 Land Use and Zoning

The proposed construction of a new commercial building is consistent with the current I-2 zoning and the Future Land Use Map in the City's Comprehensive Plan that designates the project area as INDUSTRIAL.

4.2 City Services

Adequate City services are available for connection at the project site for the proposed operation.

4.3 Applicable Property

This Plan, and the tax exemption allowed herein, is applicable to the construction of a new commercial building. Additional development within the property described in Section 2.0 of this Plan may be eligible for the tax exemption allowed herein, based upon the review and approval of the City of Cedar Rapids City Council. A written request by the developer must be reviewed to ensure consistency with the City Council goals of creating/retaining high quality jobs, significant increase in property valuation, and community benefits such as infill, connectivity, and mixed use development.

5.0 DURATION OF THE URBAN REVITALIZATION PLAN

The Urban Revitalization Project shall remain so designated for a period of no less than one year from the date of this first approval by the City Council of the City of Cedar Rapids, Iowa. When, in the opinion of the City Council, the desired level of revitalization has been attained or economic conditions are such that the continuation of the exemption granted by the Urban Revitalization Act would cease to be of benefit to the City, the City Council may repeal the Ordinance establishing the Revitalization Area. In such an event, all existing tax exemptions shall continue until their expiration pursuant to the Urban Revitalization Act.

6.0 PROCEDURES FOR CHANGES IN THE APPROVED PLAN

Adjustments or modifications of this approved Plan, resulting from experience during project execution, are authorized in the administration of this project, provided that the intent of this approved Plan is not changed. Specifically, these changes may include:

- revisions to the Urban Revitalization Area boundary;
- eligible projects;
- tax exemption schedules;
- relocation payments, if other than that required under the Urban Revitalization Act, Chapter 404 of the Code of Iowa.

7.0 REVENUE BONDS

The City of Cedar Rapids, Iowa, may issue revenue bonds as provided under the Urban Revitalization Act for improvement projects within the Revitalization Area. Revenue bonds may be issued for all, or any part, of any interest in land, buildings, or improvements which are suitable for the use of a commercial enterprise or non-profit organization which the City Council finds is consistent with the approved Urban Revitalization Plan.

8.0 TAX EXEMPTION PROGRAM

8.1 Procedures

A property owner may submit a proposal for a revitalization improvement project to the City Council in order to receive prior approval for eligibility for tax exemption under this project. The City Council may, by Resolution, give its prior approval for an improvement project if the project is in conformance with the Revitalization Plan. This prior approval does not entitle the property owner to exemption from taxation until the improvements have been completed and found to be qualified real estate. If the proposal is not approved, the property owner may submit an amended proposal for City Council consideration.

An application must be filed for each new exemption claimed. In order to qualify for a tax exemption under this Plan, an Application for Revitalization Tax Exemption (the "Application") must be filed with the City Clerk between January 1 and February 1 in the year after the improvements requested for exemption have been completed. The Application is then reviewed by appropriate City departments and a determination made that the improvements located in and are in conformance with this Plan, and that the improvements made increased the actual assessed valuation of the property by at least

the minimum percentage required under the Urban Revitalization Act, and the improvements were made during the time the area was designated as a Revitalization Area. If approved, the City Assessor shall continue to grant the tax exemption for the time period specified in the tax exemption schedule elected by the property owner.

8.2 Tax Exemption Schedules

8.2.1 Schedule 1 - Residential Exemption:

All qualified real estate assessed as residential property is eligible to receive an exemption from taxation based on the actual value added by the improvements, determined as follows: One hundred fifteen percent of the value added by the improvements. However, the amount of the actual value added by the improvements which shall be used to compute the exemption shall not exceed twenty thousand dollars and the granting of the exemption shall not result in the actual value of the qualified real estate being reduced below the actual value on which the homestead credit is computed under § 425.1.

8.2.2 Schedule 2 - Ten Year Declining Exemption:

All qualified real estate is eligible to receive a portion exemption from taxation on the actual value added by the improvements for a 10-year period. The amount of the partial exemption is equal to a percentage of the property taxes generated by the actual value added by those improvements as follows:

<u>Year</u>	<u>Percentage of Exemption</u>
1	80%
2	70%
3	60%
4	50%
5	40%
6	40%
7	30%
8	30%
9	20%
10	20%

8.2.3 Schedule 3 - Three Year Exemptions:

All qualified real estate is eligible to receive a one hundred percent (100%) exemption from taxation on the actual value added by qualified improvements for three years.

8.2.4 Schedule 4 - 10-Year Qualified Residential Exemption:

All qualified real estate assessed as residential property or assessed as commercial property, if the commercial property consists of three or more separate living quarters with at least seventy-five percent of the space used for residential purposes, is eligible to receive a one hundred percent exemption from taxation on the actual value added by the improvements. The exemption is for a period of ten years.

8.2.5 Election of Schedule:

The property owner of qualified real estate eligible for an exemption shall elect to use one of the schedules identified above. Once the election of schedule has been made and the exemption granted, the property owner is not permitted to change the exemption schedule.

8.3 Definitions

- (a) “Qualified Business or Other Non-Residential Tenant” shall mean the legal occupant of a building or part thereof and conducting a business, or non-residential operation which is located within the designated Revitalization Area and who has occupied the same premises continuously since one year prior to the adoption of this Plan.
- (b) “Qualified Real Estate” shall mean real property, other than land, which is located in this Revitalization Area and to which improvements have been added during the time of the area was so designated, which have increased the actual value by at least fifteen percent (15%) or at least ten percent (10%), in the case of land upon which is located more than one building (and not assessed as residential property) increased the actual value of the buildings to which the improvements have been made.

“Qualified Real Estate” also means land upon which no structure existed at the start of new construction, which is located in this Revitalization Area and upon which new construction has been added during the time the area was designated as a Revitalization Area.
- (c) “Improvements” includes rehabilitation and additions to existing structures as well as new construction on vacant land or on land with existing structures.

9.0 RELOCATION

The proposed construction activity is to occur on the undeveloped portion of the property; relocation is not anticipated.

MAP 1 4700 Bowling Street SW

4700 Bowling St SW



ORDINANCE NO.

ORDINANCE AMENDING CHAPTER 17A OF THE MUNICIPAL CODE OF THE
CITY OF CEDAR RAPIDS, IOWA, BY ADDING CERTAIN SUBSECTIONS
THEREOF TO APPROVE AND ADD A NEWLY DESIGNATED
REVITALIZATION AREA

Section 1. That Subsection 17A.06 of the Municipal Code, City of Cedar Rapids, Iowa is hereby amended by the deletion of Division 76 and the addition of a new Division 76 as follows:

“Division 76. Bowling Street Flex-Space” October 22, 2013 Resolution No. ____-10-13

Section 2. That Subsection 17A.06 of the Municipal Code, City of Cedar Rapids, Iowa is hereby amended by the addition of a new Division 77 as follows:

“Division 77. (Reserved)”

Section 3. 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 than that affected by such decision.

Section 4. That all ordinances or parts of ordinances in conflict herewith are repealed.

Section 5. That the afore described Amended Subsection of Chapter 17A shall be included as 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 6. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 22nd day of October, 2013.

Council Agenda Cover Sheet
PUBLIC HEARING and Possible 1st Reading of Ordinance Item

Submitting Department: Public Works Department

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

Phone Number/Extension: 5822

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 ☒ Map

Public hearing to consider the vacation and disposition of public ways and grounds in and to the property described as a .058 acre strip of City-owned right-of-way located along the southwesterly property line of 500 1st Street SE as requested by TrueNorth Real Estate, L.C.

First Reading: Ordinance vacating public ways and grounds in and to the property described as a .058 acre strip of City-owned right-of-way located along the southwesterly property line of 500 1st Street SE as requested by TrueNorth Real Estate, L.C. CIP/DID #41-13-044

Background:

TrueNorth Real Estate, L.C. has requested the vacation and disposition of this excess City-owned right-of-way (known as Plat of Survey No. 1836 Parcel A) to accommodate a monument sign for business purposes at this location. They are also granting an easement for public storm sewer, water main and public utilities over the vacated right-of-way.

Action / Recommendation:

City staff recommends approving the vacation of said right-of-way and accepting an easement for public storm sewer, water main and public utilities.

Alternative to the Recommendation:

Require TrueNorth to select another location for their monument sign.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st reading of Ordinance: October 22, 2013

2nd reading of Ordinance, possible 3rd reading and possible resolution passing: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.

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

Explanation (if necessary):

ENG
ASR
RCR
TRS
CD
TED
BSD
STR
TRUENORTH
41-13-044
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:

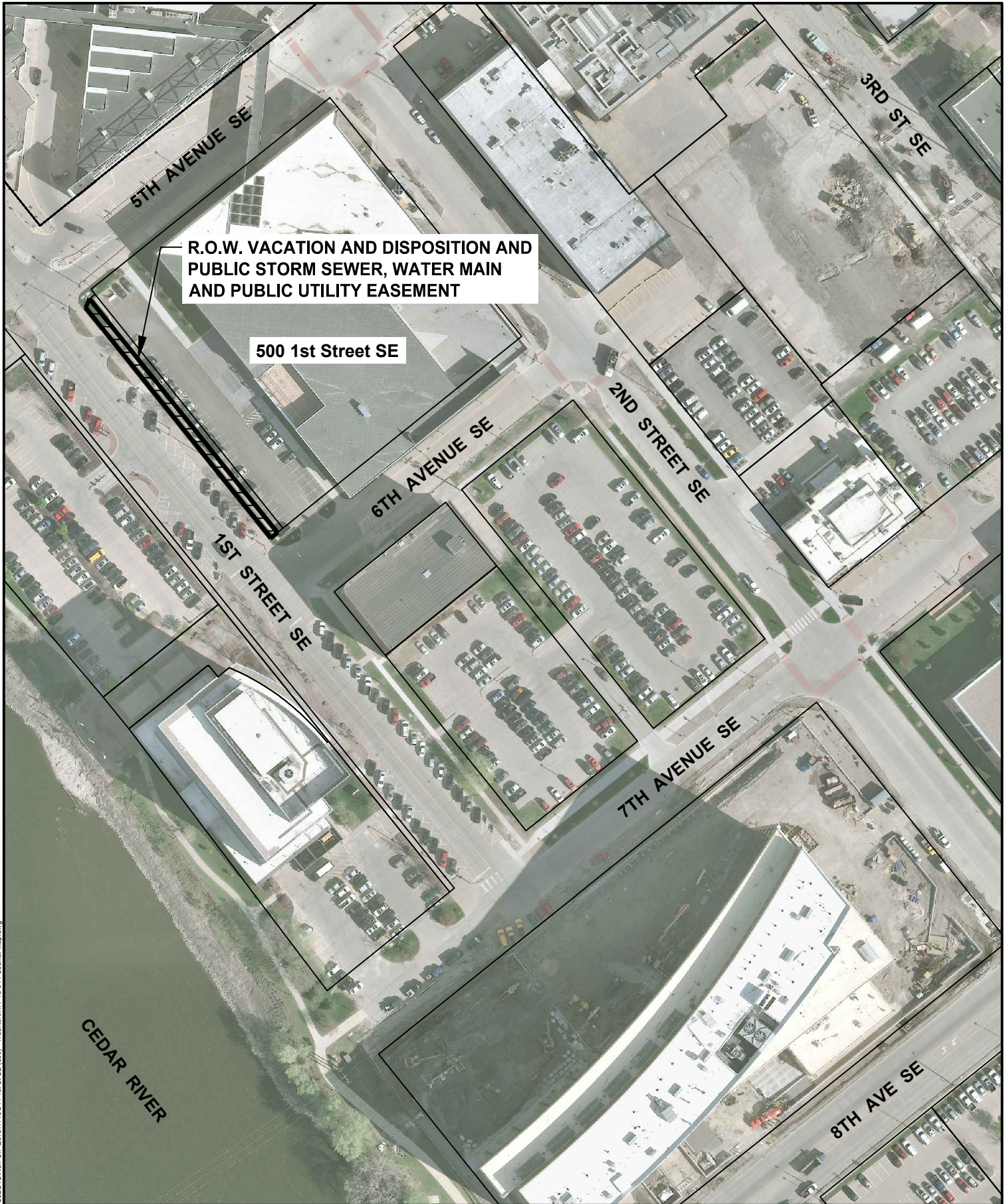
Section 1. That the public ways and grounds in and to the property hereafter described is permanently vacated:

Plat of Survey No. 1836 Parcel "A" as shown in
Book 8782, Page 265 and recorded on August 29, 2013
at 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 22nd day of October, 2013.

Passed this 5th day of November, 2013.



Cadd File Name: W:\PROJECTS\Non-CIP\2013\4113044 1st St SE (500) - TrueNorth\1:13044 Council Map.dwg



500 1ST STREET SE
R.O.W. VACATION AND DISPOSITION AND PUBLIC STORM
SEWER, WATER MAIN AND PUBLIC UTILITY EASEMENT



0 FEET 125

41-13-044

Council Agenda Cover Sheet

PUBLIC HEARING and Possible 1st Reading of Ordinance Item

Submitting Department: Public Works Department

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

Phone Number/Extension: 5822

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** Yes/No Map

Public hearing to consider the vacation and disposition of public ways and grounds in and to the property described as a 6,010 square-foot parcel of right-of-way located in the alley between 7th Street and 8th Street SE and between 4th Avenue and 5th Avenue SE as requested by Mercy Medical Center.

First Reading: Ordinance vacating public ways and grounds in and to the property described as a 6,010 square-foot parcel of right-of-way located in the alley between 7th Street and 8th Street SE and between 4th Avenue and 5th Avenue SE. CIP/DID #41-14-012

Background:

Mercy Medical Center has requested the vacation and disposition of this excess alley right-of-way (known as Plat of Survey No. 1440 Parcel A) to accommodate future development of the block. Mercy owns all adjacent parcels, and public access is no longer necessary through this block. Additionally, they are granting an easement for communication lines and sanitary sewer over the vacated alley right-of-way.

Action / Recommendation:

City staff recommends approving the vacation of said right-of-way and accepting an easement for communication lines and sanitary sewer.

Alternative to the Recommendation:

Require Mercy to modify their development plans for this block.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st reading of Ordinance: October 22, 2013

2nd reading of Ordinance, possible 3rd reading and possible resolution passing: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation: This does not fit the criteria outlined in the policy and therefore, does not apply.

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

Explanation (if necessary):

ENG
ASR
RCR
TRS
CD
TED
BSD
STR
MERCY MEDICAL
41-14-012
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. 1440 Parcel A as shown in
Book 8782, Page 264 and recorded on August 29, 2013
at 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 22nd day of October, 2013.

Passed this 5th day of November, 2013.



PLAT OF SURVEY No. 1440
AND UTILITY EASEMENT

Cadd File Name: W:\PROJECTS\Non-CIP\2014\114 Right-of-Way Mgmt\012 Mercy Medical - Alley from 7th St to 8th St SE and b/twn 4th Ave & 5th Ave SE\1-14-012 Council Map.dwg



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Paula Mitchell
Email: p.mitchell@cedar-rapids.org

Phone Number/Ext: 319 286-5852

Alternate Contact Person: Caleb Mason
Email: c.mason@cedar-rapids.org

Phone Number/Ext: 319 286-5188

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

A public hearing will be held to consider the disposition of five (5) vacant City-owned properties at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW and 216 6th Avenue SW and inviting competitive proposals from any persons interested in acquisition and redevelopment of these properties (**FLOOD**). CIP/DID #973225

Background:

On September 25, 2013, the Development Committee voted unanimously to recommend the disposition and redevelopment of five City-owned properties in the Kingston Village Area through a competitive proposal process.

Based on their location outside the 100-year floodplain in the Neighborhood Revitalization Area, these five vacant lots are eligible for sale and redevelopment:

1. 600 2nd Street SW
2. 517 3rd Street SW
3. 202 6th Avenue SW
4. 208 6th Avenue SW
5. 216 6th Avenue SW

The City may use the standard competitive proposal process to invite and evaluate proposals on the redevelopment and reuse of these parcels based on the level of reinvestment and long-term benefit to the neighborhood. In addition to the standard criteria used to evaluate proposals, the following criteria is being recommended:

1. Demonstrated capacity to complete a redevelopment project of this size and scope.
2. If a commercial proposal, previous commercial operations experience or identified business tenant and marketing plan based on current market conditions.
3. Financial feasibility based on sources/uses of funds for the redevelopment project costs and operational pro forma.
4. Project financing documented by a letter of commitment from a financial institution.
5. Timeline for redevelopment and operations.
6. Consistency with the results of the Neighborhood Planning Process and Kingston Village Plan, including

- a. Redevelopment consistent with the existing neighborhood character;
 - b. Plan to address on-site and neighborhood parking;
 - c. Sustainable design features;
 - d. Provides for a mix of uses and creates density throughout the area.
7. Economic impact, including number/wage rate of jobs to be created, total project cost, and projected post-development property valuation.
 8. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.
 9. Readiness to proceed.

Following is a proposed timeline for the competitive proposal process, allowing time for comprehensive redevelopment proposals to be prepared:

- 10/08/13 Motion to set a Public Hearing
- 10/22/13 Public Hearing
- 11/15/13 Proposal deadline
- Week of 11/18/13 Initial proposal evaluations
- 12/03/13 City Council consideration of proposals

Action / Recommendation:

City staff recommends holding a public hearing.

Alternative Recommendation:

Table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 5 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):

On September 25, 2013, the Development Committee recommended disposition of these five (5) vacant City-owned properties and inviting competitive proposals from any persons interested in acquisition and redevelopment of these properties.

Location Map





Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance

Presenter at meeting: Consent

Phone Number/Ext:

Email:

Alternate Contact Person: Casey Drew

Phone Number/Ext: 286-5097

Email: c.drew@cedar-rapids.org

Description of Agenda Item:

A public hearing will be held to consider the execution of an addendum to the Parking Assets Lease and Sale Agreement with Downtown Parking Management Inc. to add the Event Center Parking Ramp and 2nd Street SE Parking Ramp at 7th Avenue. (Casey Drew)

- a. Resolution adding addendum No.1 to Parking Assets Lease and Sale Agreement with Downtown Parking Management Inc. to add Event Center Parking Ramp and 2nd Street SE Parking Ramp at 7th Avenue to agreement.

Background:

The City has issued debt to finance the construction of the Event Center Parking Ramp. This addendum will allow the City to collect net income from the Event Center Parking Ramp and 2nd Street SE Parking Ramp for the term of the outstanding debt on these two parking ramps in order to pay the debt service.

The City has made Downtown Parking Management Inc. aware of this addendum and will negotiate a fee for the management of these facilities. Downtown Parking Management Inc. will be responsible for operating both facilities like the other facilities they currently management. The only exception is that the City will be paid the net income from these facilities twice a year, on November 30th and May 31st of each year.

Action / Recommendation:

City Council approve addendum #1.

Alternative Recommendation:

If addendum not approved current agreement in place will keep net income with Downtown Parking Management.

Time Sensitivity:

Resolution Date: October 22, 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):

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA
AUTHORIZING CITY MANAGER TO SIGN ADDENDUM NO.1 TO THE PARKING ASSETS
LEASE AND SALE AGREEMENT WITH DOWNTOWN PARKING MANAGEMENT, INC,

WHEREAS, the current Parking Assets Lease and Sale Agreement with Downtown Parking Management, Inc. covers all new parking ramps built in the downtown area. Section 6.10 states if different arrangements are required to fund the new facilities as determined by the City both parties would amend the current agreement.

WHEREAS, the City has determined that both the Event Center Parking Ramp and 2nd Street SE Parking Ramp at 7th Avenue net income will be returned to the City twice a year in order to pay for outstanding debt related to the parking facilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa, the City Manager is hereby authorized to sign Addendum #1 to the Parking Assets Lease and Sale Agreement with Downtown Parking Management, Inc.

Passed this 22nd day of October 2013.



Council Agenda Item Cover Sheet

Council Meeting October 22, 2013
Date:

Submitting Department: Community Development

Presenter at meeting: Seth Gunnerson
Email: s.gunnerson@cedar-rapids.org

Phone Number/Ext: 319 286-5129

Alternate Contact Person: Jennifer Pratt
Email: j.pratt@cedar-rapids.org

Phone Number/Ext: 319 286-5047

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

A public hearing will be held to consider expansion of the Downtown Cedar Rapids Self-Supported Municipal Improvement District (SSMID). CIP/DID #572853

Background:

On July 26 the City received a petition from property owners in downtown Cedar Rapids to expand the Downtown Self-Supported Municipal Improvement District (Downtown SSMID) to include approximately 8 square blocks of land in SE Cedar Rapids.

The proposed expansion closes a gap that was created by the establishment of the MedQuarter SSMID in 2011. The identified properties are completely surrounded by the two districts. The expansion area is the only property west of 10th Street SE and north of 8th Avenue SE in the core of the City that is not currently in a SSMID district. A map of the proposed expansion area is attached to this cover letter.

The Downtown SSMID was established in 1986 in order to provide streetscape and beautification improvements, encourage development, and promote the district. In 2007 the District was renewed for 10 additional years, continuing until 2017. Property within the expansion area will be taxed at the same rate as the overall SSMID, which is currently capped at \$2.75 per thousand dollars of assessed value. The petition states that money generated from the assessment will be used for:

- Downtown Economic Development Programs
- Communications and Advocacy
- Capital Improvements downtown
- Enhanced Maintenance
- Parking Management

City Planning Commission reviewed the petition on September 19, 2013 and unanimously recommended approval. Based on Council action, a public hearing will be held on October 22, 2013. State law requires a 30 day waiting period before action can be taken by City Council. The First Reading of the proposed ordinance will be held on December 3, 2013.

Action / Recommendation:

City staff recommends holding a public hearing.

Alternative Recommendation:

Table and request additional information.

Time

Sensitivity: N/A

Resolution

Date: N/A

Estimated Presentation

Time: 5 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):

Update was provided to Development Committee on September 25.

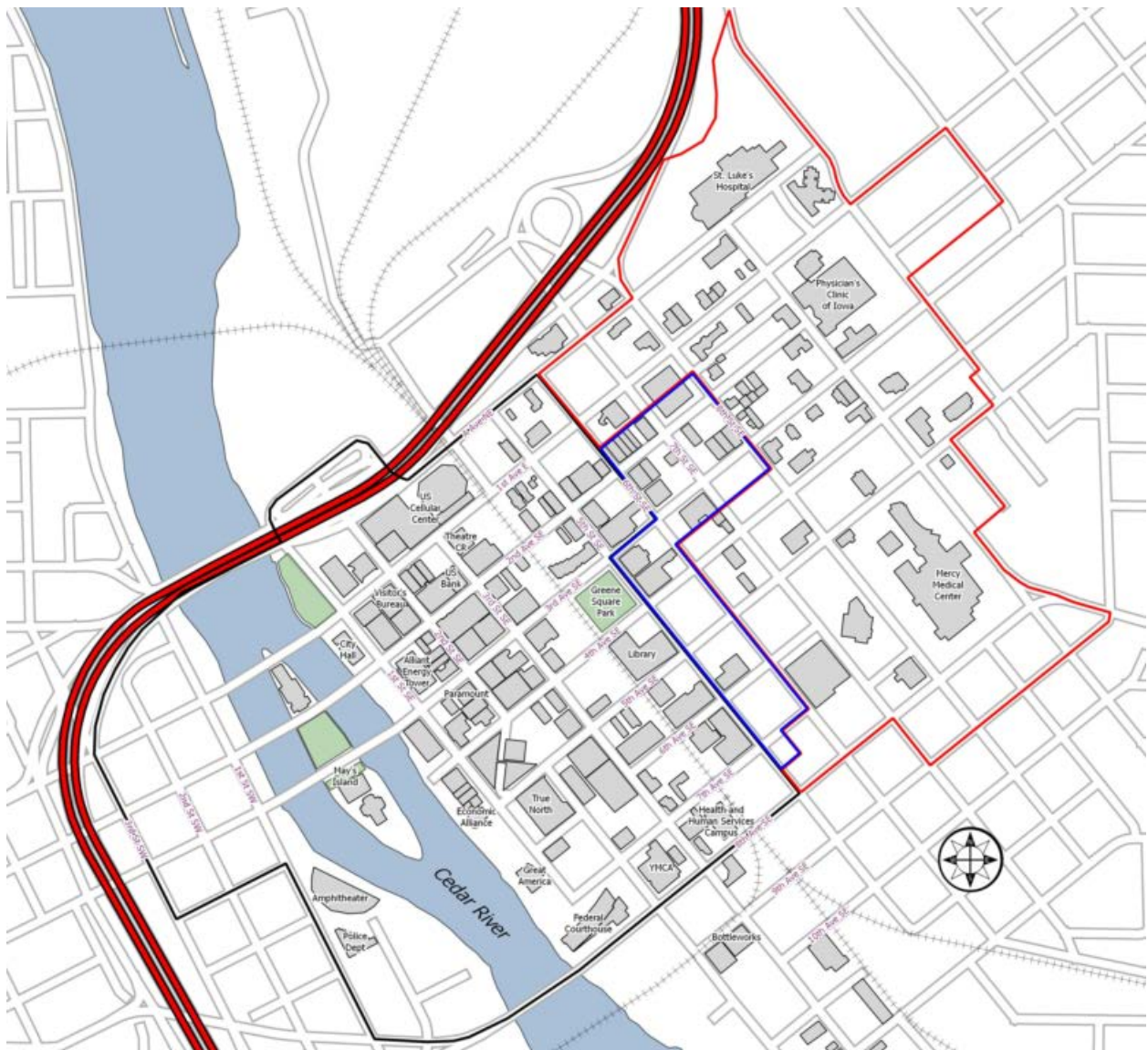


Diagram 1 – Proposed Downtown SSMID Expansion Area (blue outline)



Council Agenda Cover Sheet Public Hearing and Resolution

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**

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project (estimated cost is \$1,490,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project. CIP/DID #3012049-03

Background:

The condition of 76th Avenue SW within the project limit has deteriorated. College Community School District (CCSD) has added schools to their campus making the current two lane rural section roadway obsolete in its current condition. The CCSD and City have a 28E Agreement for cost sharing the replacement improvements.

Action / Recommendation:

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

Alternative to the Recommendation:

Council can defer action on the resolution to adopt plans and specifications, form of contract and estimated cost or abandon the project.

Time Sensitivity: Must be acted upon October 22, 2013 to maintain the project schedule, and which must occur ahead of the project's November 6, 2013 bid opening.

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 3012049

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Not Applicable

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

Explanation (if necessary):

RESOLUTION NO.

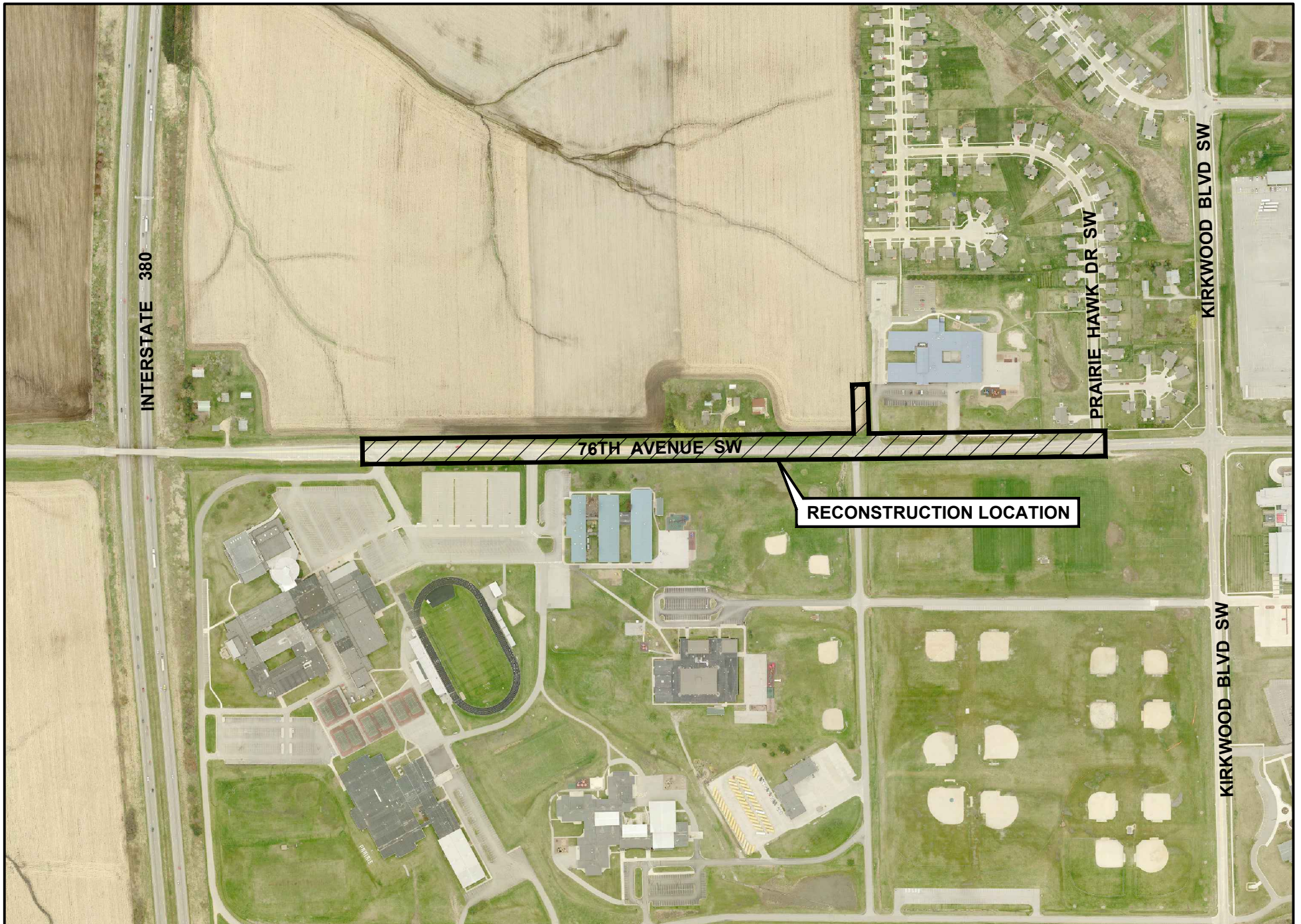
WHEREAS, on October 12, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 76th Avenue SW from East of Interstate 380 to Prairie Hawk Drive SW Street Improvements and Kirkwood Boulevard SW Intersection Improvements project (Contract No. 3012049-03) 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 22nd day of October, 2013.





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 ☐ Yes ☐ Map

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (estimated cost is \$86,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project. CIP/DID #304285-01

Background:

The northwest quadrant of Cedar Rapids (adjacent to Ellis Boulevard NW) has experienced frequent flooding, including in 2008, and more recently from the ice jams in spring 2013. This is one of two projects that will provide flood protection to this area by constructing a berm across the Ellis Park entrance off of Ellis Lane NW. The available funding for this activity is \$150,000 and subject to receipt of acceptable bids, construction is scheduled to begin in December 2013 and be completed by May 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.

Alternative to the Recommendation: Defer the project to the future.

Time Sensitivity: Must be acted upon October 22, 2013 to maintain the project schedule, and which must occur ahead of the project's October 23, 2013 bid opening.

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP 304285: \$150,000 (Local Option Sales Tax - LOST)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Does not apply to public improvement projects.

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

Explanation (if necessary): Infrastructure committee on September 16, 2013 and Flood Committee on September 19, 2013.

RESOLUTION NO.

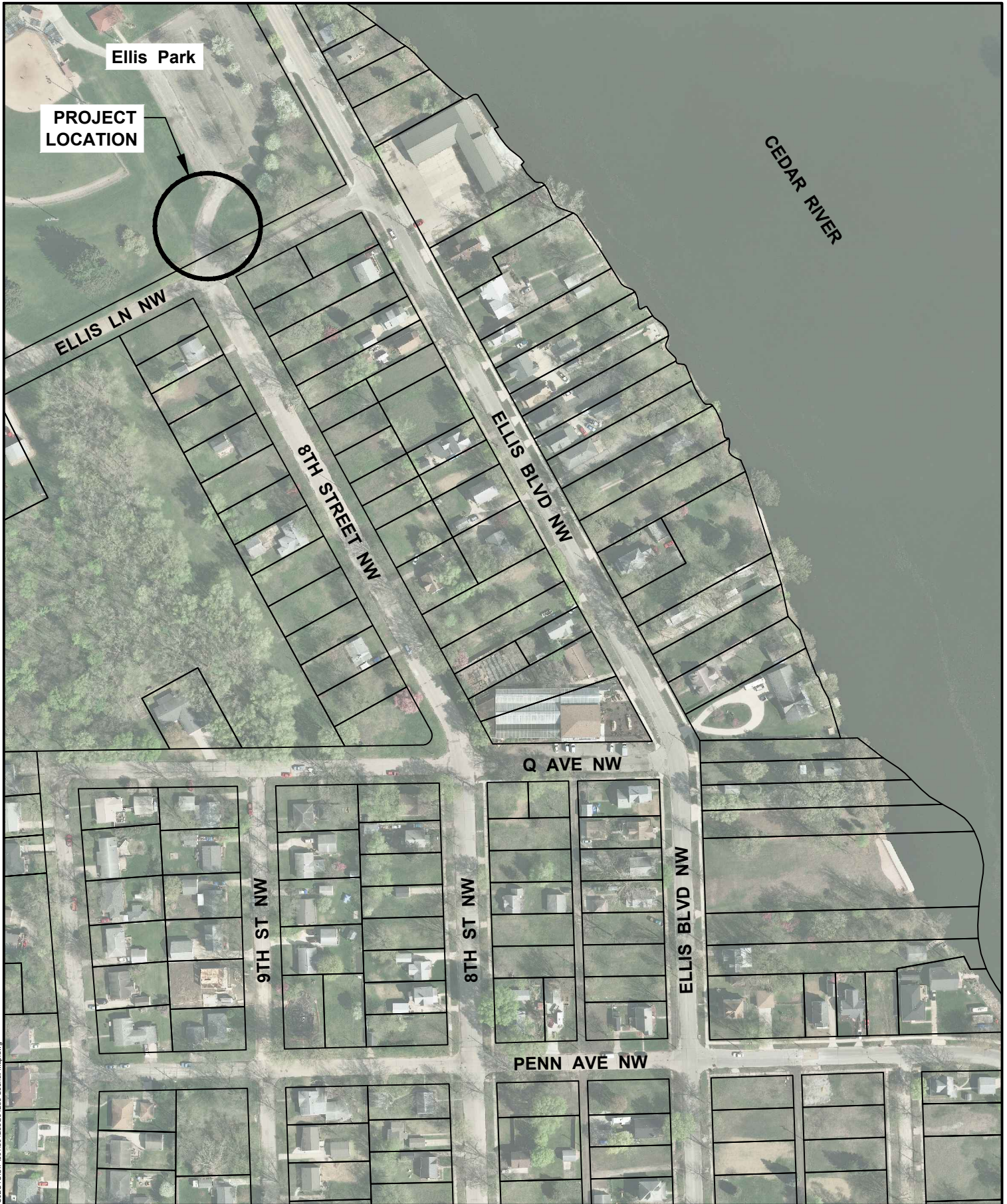
WHEREAS, on October 12, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (Contract No. 304285-01) for the City of Cedar Rapids, Iowa, and

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 22nd day of October, 2013.



Cadd File Name: W:\PROJECTS\CI\304\304285\304285 Council Map.dwg

Council Agenda Item Cover Sheet

Council Meeting Date: 10-22-13

Submitting Department: Finance – Purchasing Services Division

Presenter at meeting: John Riggs

Phone Number/Ext: 5981

Email: j.riggs@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

Description of Agenda Item:

A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (Estimate of cost is \$230,000). (John Riggs)

- a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels Project (**FLOOD**). CIP/DID #0813-038

Background:

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for 10 flood-damaged parcels consisting of 11 main structures and 6 accessory structures. Payment for environmental remediation and demolition services rendered shall be on a firm fixed price basis.

Action / Recommendation:

Approval of the resolution to adopt specifications and form of contract for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels, #0813-038.

Alternative Recommendation: None

Time Sensitivity:

Must be acted upon October 22, 2013 to maintain the project schedule, which must occur ahead of the project's October 23, 2013 bid opening.

Resolution Date: 10-22-13

Estimated Presentation Time: 2 minutes

Budget Information (if applicable):

Structures in the Construction Study Area: 3306200002

Structures in the Neighborhood Revitalization Area: 3306200003

Local Preference Policy Applies ☐ Exempt ☒

Explanation: CDBG funded project

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on October 12, 2013 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (Contract No. 0813-038) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

WHEREAS, no comments or objections to the 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 specifications, form of contract and estimated cost for said improvement be and the same are hereby adopted.

Passed this 22nd day of October, 2013.

Council Agenda Cover Sheet Motion Setting Public Hearing

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

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** Yes/No Map
Motion setting public hearing for November 5, 2013 to consider the disposition of a combined parcel of 15.72 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa. CIP/DID #52-14-001

Background:

In 1992, the City of Cedar Rapids purchased approximately 75 acres of former railroad right-of-way from CMC Heartland Partners for the future extension of Highway 100. The City also entered into a Right of Way Agreement for City Street Relocations and/or Reconstruction with the Iowa Department of Transportation and agreed to transfer title to any and all of said land that is required for the construction of said highway to the State of Iowa Department of Transportation upon their request for a consideration of \$1,000 per acre. The State is now exercising that option, and title will be transferred by Quitclaim Deed for a total consideration of \$15,720.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution approving the disposition of this land to the State of Iowa.

Alternative Recommendation:

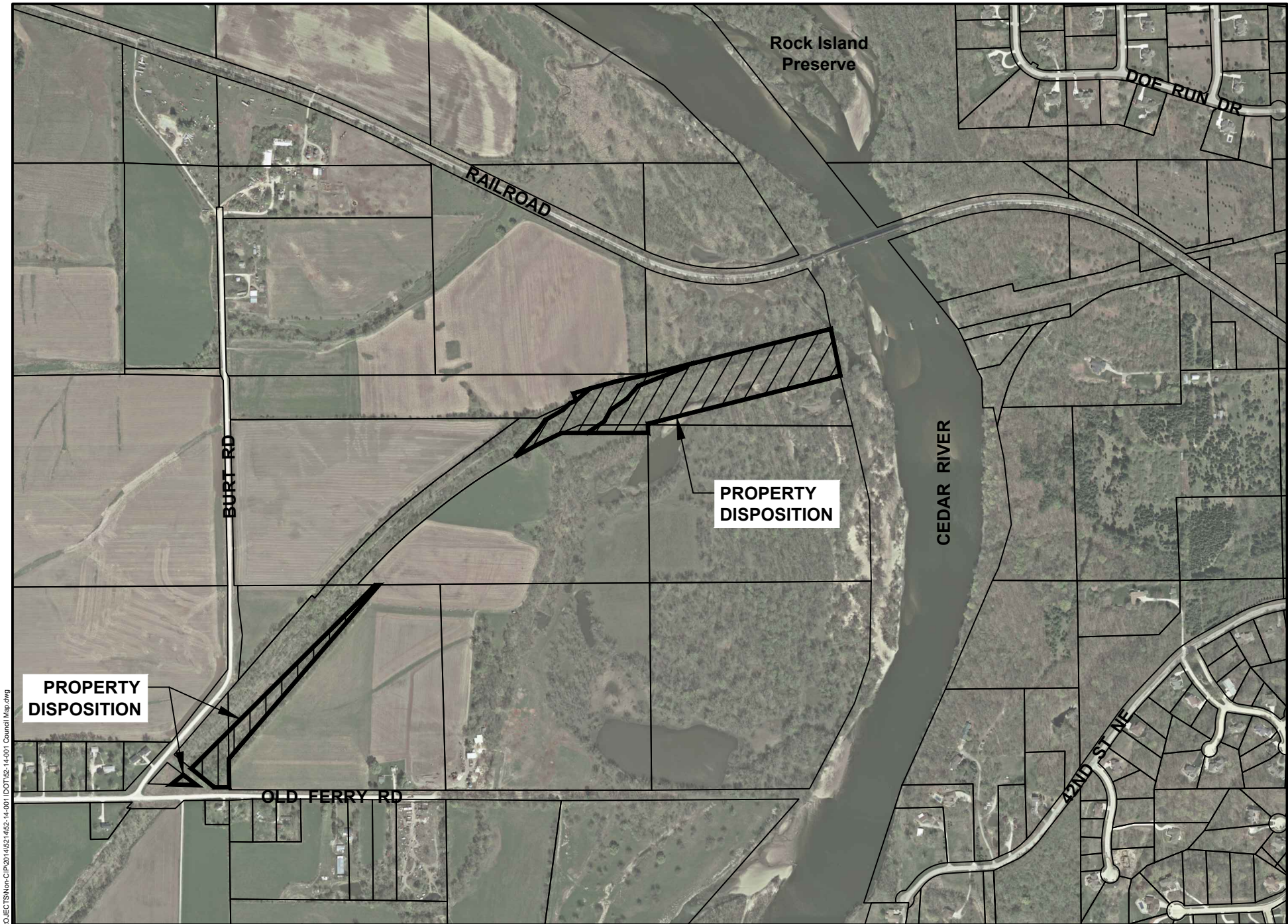
If this resolution is not approved, the City of Cedar Rapids will be unable to honor the pre-existing Right of Way Agreement for City Street Relocations and/or Reconstruction for the construction of the extension of Iowa Highway 100.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA



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**PROPERTY DISPOSITION (15.72 ACRES)
FUTURE EXTENSION OF HIGHWAY 100**



Council Agenda Cover Sheet Motion Setting Public Hearing

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

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** Yes/No Map
Motion setting public hearing for November 5, 2013 to consider the disposition of a combined parcel of 5.91 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa. CIP/DID #52-14-002

Background:

In 1992, the City of Cedar Rapids purchased approximately 75 acres of former railroad right-of-way from CMC Heartland Partners for the future extension of Highway 100. The City also entered into a Right of Way Agreement for City Street Relocations and/or Reconstruction with the Iowa Department of Transportation and agreed to transfer title to any and all of said land that is required for the construction of said highway to the State of Iowa Department of Transportation upon their request for a consideration of \$1,000 per acre. The State is now exercising that option, and title will be transferred by Quitclaim Deed for a total consideration of \$5,910.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution approving the disposition of this land to the State of Iowa.

Alternative Recommendation:

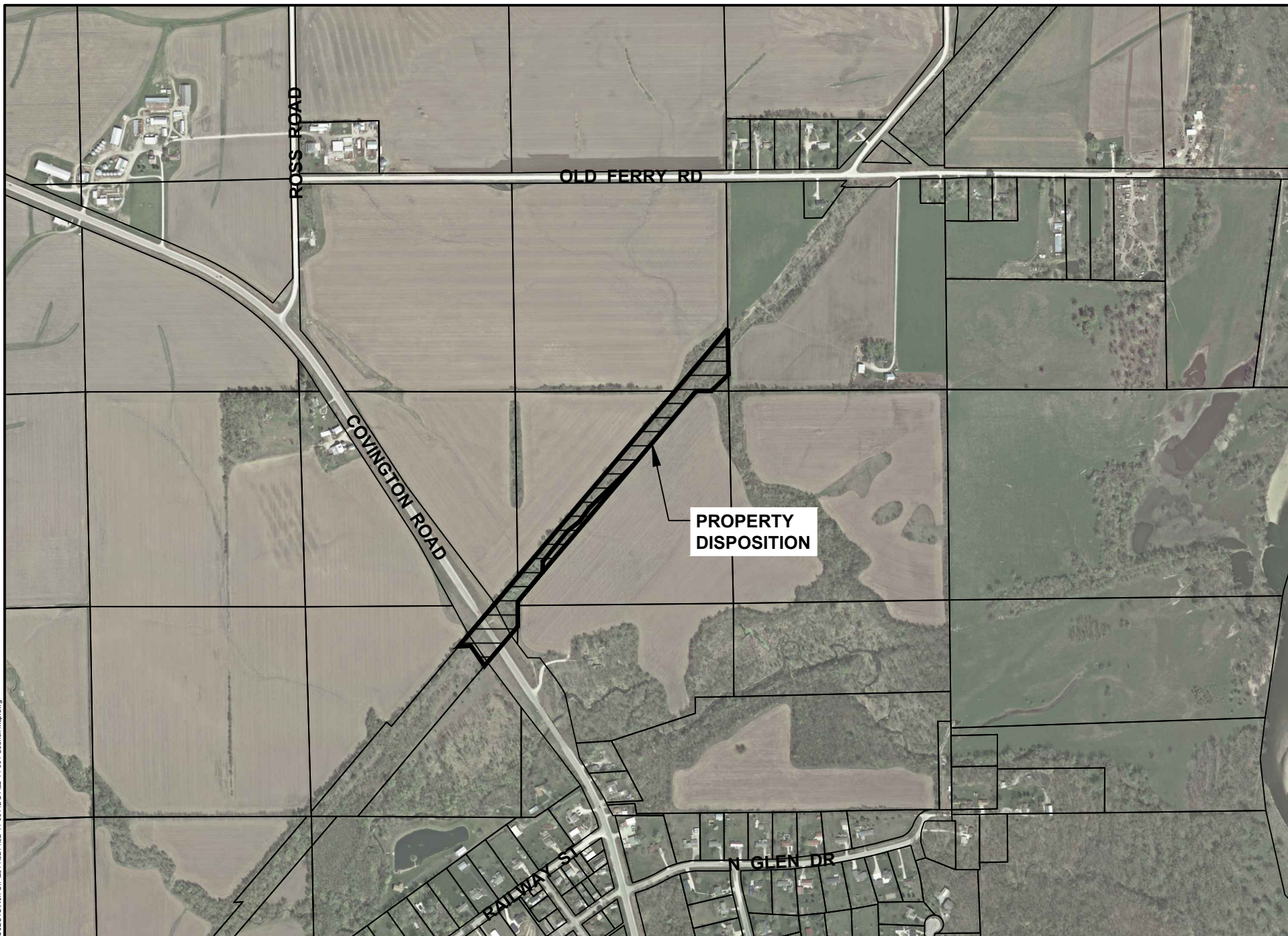
If this resolution is not approved, the City of Cedar Rapids will be unable to honor the pre-existing Right of Way Agreement for City Street Relocations and/or Reconstruction for the construction of the extension of Iowa Highway 100.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA



Council Agenda Cover Sheet Motion Setting Public Hearing

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

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** Yes/No Map
Motion setting public hearing for November 5, 2013 to consider the disposition of a combined parcel of 10.59 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa. CIP/DID #52-14-003

Background:

In 1992, the City of Cedar Rapids purchased approximately 75 acres of former railroad right-of-way from CMC Heartland Partners for the future extension of Highway 100. The City also entered into a Right of Way Agreement for City Street Relocations and/or Reconstruction with the Iowa Department of Transportation and agreed to transfer title to any and all of said land that is required for the construction of said highway to the State of Iowa Department of Transportation upon their request for a consideration of \$1,000 per acre. The State is now exercising that option, and title will be transferred by Quitclaim Deed for a total consideration of \$10,590.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution approving the disposition of this land to the State of Iowa.

Alternative Recommendation:

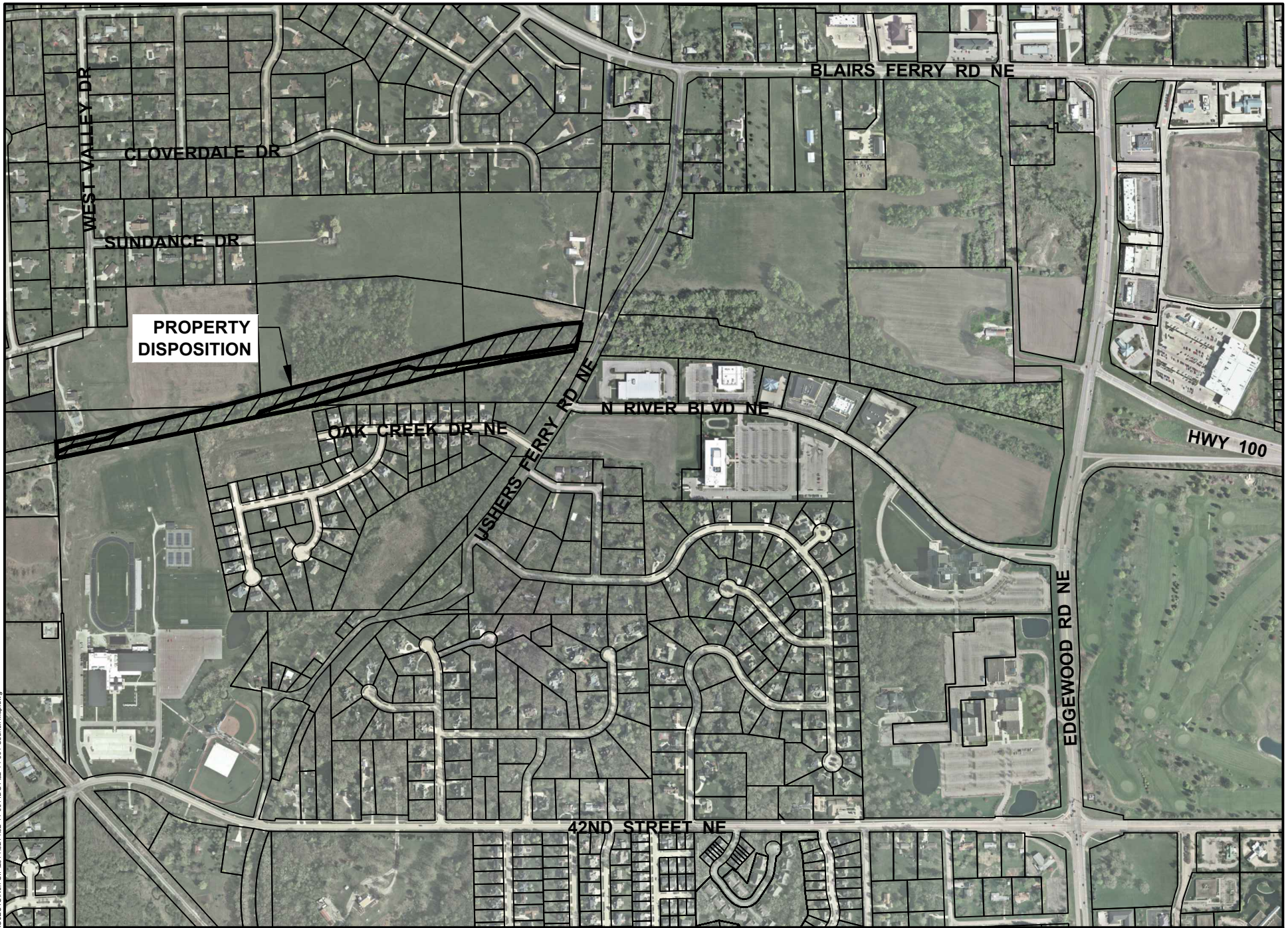
If this resolution is not approved, the City of Cedar Rapids will be unable to honor the pre-existing Right of Way Agreement for City Street Relocations and/or Reconstruction for the construction of the extension of Iowa Highway 100.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA



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PROPERTY DISPOSITION (10.59 ACRES)
FUTURE EXTENSION OF HIGHWAY 100



0 FEET 800

Council Agenda Cover Sheet Motion Setting Public Hearing

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen
E-mail Address: r.rasmussen@cedar-rapids.org

Phone Number/Extension: 5807

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** Yes/No Map
Motion setting public hearing for November 5, 2013 to consider the disposition of a 5.44 acre parcel of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa. CIP/DID #52-14-004

Background:

In 1992, the City of Cedar Rapids purchased approximately 75 acres of former railroad right-of-way from CMC Heartland Partners for the future extension of Highway 100. The City also entered into a Right of Way Agreement for City Street Relocations and/or Reconstruction with the Iowa Department of Transportation and agreed to transfer title to any and all of said land that is required for the construction of said highway to the State of Iowa Department of Transportation upon their request for a consideration of \$1,000 per acre. The State is now exercising that option, and title will be transferred by Quitclaim Deed for a total consideration of \$5,440.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution approving the disposition of this land to the State of Iowa.

Alternative Recommendation:

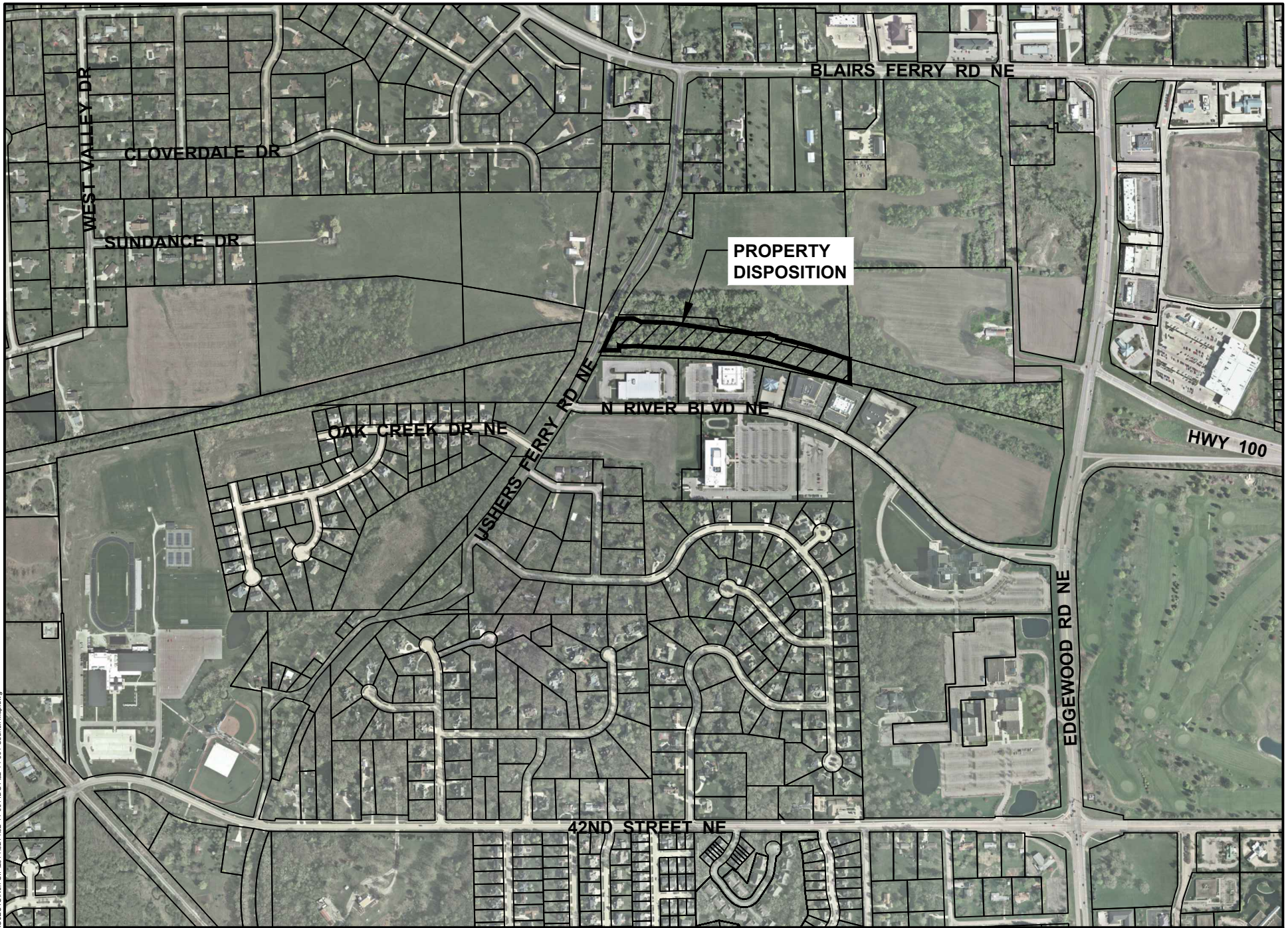
If this resolution is not approved, the City of Cedar Rapids will be unable to honor the pre-existing Right of Way Agreement for City Street Relocations and/or Reconstruction for the construction of the extension of Iowa Highway 100.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA



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**PROPERTY DISPOSITION (5.44 ACRES)
FUTURE EXTENSION OF HIGHWAY 100**



0 FEET 800



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Transit

Presenter at meeting: Brad DeBrower

Email: b.debrower@cedar-rapids.org

Phone Number/Ext: 286-5560

Alternate Contact Person: Sandi Fowler

Email: s.fowler@cedar-rapids.org

Phone Number/Ext: 286-5077

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

Motion setting a public hearing for November 5, 2013 at 12:00 PM to consider route and fare changes to the city bus service. (CIP/DID #NEW)

Background:

Minor bus route changes will be implemented on all city bus routes when transit service is returned to the GTC. In addition, the Transit Division is recommending route changes to Route 1 that would shift service from low ridership residential areas located east and west of Edgewood Rd NW and extend service to commercial and multi-family areas farther south along Edgewood Rd (see attached map).

The Transit Division is proposing a fare restructuring that will increase the adult cash fare from \$1.25 to \$1.50, and reduced cash fares for seniors and passengers with disabilities from \$0.50 to \$0.75. Adult 31 Day Passes are proposed to increase from \$36 to \$40; however reduced 31 Day Passes will decrease from \$24 to \$20. Student cash fares would decrease from \$1.00 to \$0.75. Student 31-day passes would decrease from \$30 to \$20. A new low-income program will be created to allow low-income adults to qualify for the half-price reduced fares. In addition, the proposal would include free rides on Saturdays. The fare proposal and supporting documents are attached.

Action / Recommendation:

To implement the proposed changes to go into effect when transit service returns to the GTC, which is targeted for December 1st.

Alternative Recommendation:

Time Sensitivity: Implementation recommended in conjunction with the GTC re-opening.

Resolution Date: November 5, 2013

Estimated Presentation Time: 5 minutes

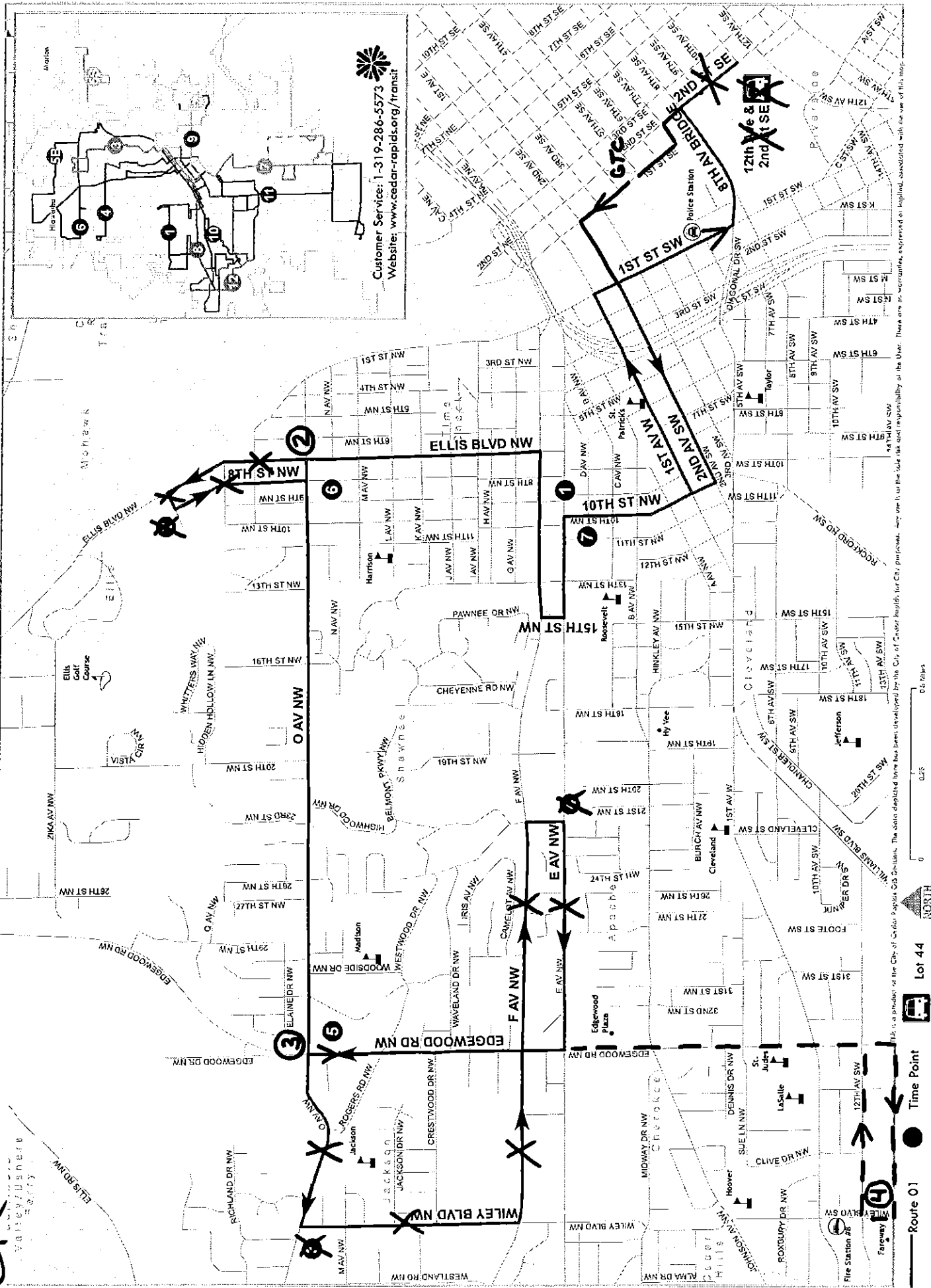
Budget Information (if applicable): The changes are not expected to have a budget impact.

Local Preference Policy Applies ☐ Exempt ☐

Explanation: N/A

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

Explanation (if necessary): These proposals were reviewed by the Finance & Administrative Services Committee on October 9th and recommended for city council approval.



**Cedar Rapids Transit
FY14 Fare Proposal**

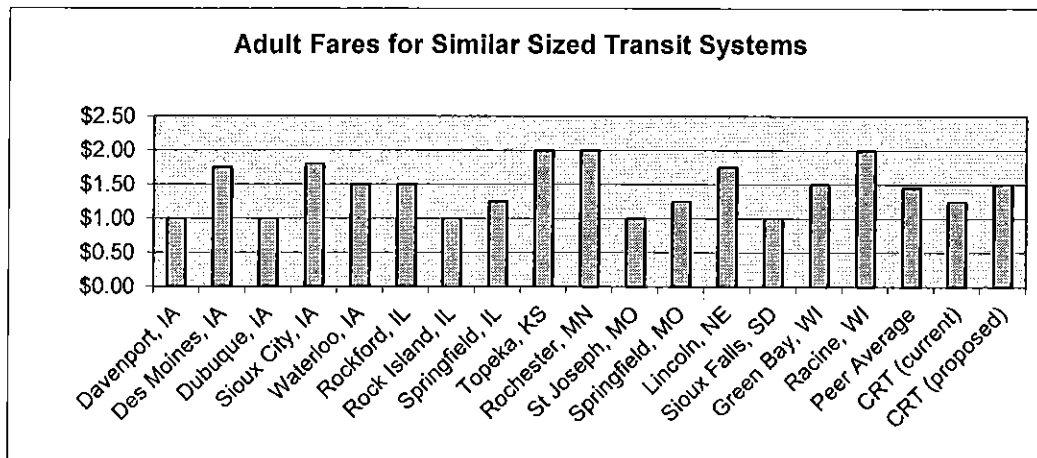
Type of Fare:	Existing Fare:	Proposed Fare:	Change	
31 Day Adult	\$36.00	\$40.00	\$4.00	
31 Day Low Income	\$36.00	\$20.00	-\$16.00	New
31 Day Disabled	\$24.00	\$20.00	-\$4.00	
31 Day Senior	\$24.00	\$20.00	-\$4.00	
31 Day Student	\$30.00	\$20.00	-\$10.00	
10 Ride Adult	\$12.50	\$15.00	\$2.50	
10 Ride Low Income	\$12.50	\$7.50	-\$5.00	New
10 Ride Disabled	\$5.00	\$7.50	\$2.50	
10 Ride Senior	\$5.00	\$7.50	\$2.50	
10 Ride Student	\$10.00	\$7.50	-\$2.50	
Day Passes	\$3.00	\$3.00	\$0.00	
Non-Profit Blue Tickets	\$0.50	\$0.75	\$0.25	
Adult Cash	\$1.25	\$1.50	\$0.25	
Low Income Cash	\$1.25	\$0.75	-\$0.50	New
Disabled/Senior Cash	\$0.50	\$0.75	\$0.25	
Student Cash	\$1.00	\$0.75	-\$0.25	
Paratransit Fare	\$2.50	\$3.00	\$0.50	

Saturday Cash Fares	Varies	Free	Free
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2013 Adult Fare Comparison

City	Fare
Davenport, IA	\$1.00
Des Moines, IA	\$1.75
Dubuque, IA	\$1.00
Sioux City, IA	\$1.80
Waterloo, IA	\$1.50
Rockford, IL	\$1.50
Rock Island, IL	\$1.00
Springfield, IL	\$1.25
Topeka, KS	\$2.00
Rochester, MN	\$2.00
St Joseph, MO	\$1.00
Springfield, MO	\$1.25
Lincoln, NE	\$1.75
Sioux Falls, SD	\$1.00
Green Bay, WI	\$1.50
Racine, WI	\$2.00
Peer Average	\$1.46
CRT (current)	\$1.25
CRT (proposed)	\$1.50

Data Source: website data as of 8/15/13



2013

Peer System Comparison for Cedar Rapids (Fixed-Route Bus Service)							
Transit System	Adult Fares		Student Fares		Elderly/Disabled Fares		
	Cash	31 Day Pass	Cash	31 Day Pass	Cash	31 Day Pass	31 Day Pass
Davenport, IA	\$1.00	\$23.00	\$0.50	\$23.00	\$0.50	\$23.00	\$23.00
Des Moines, IA	\$1.75	\$48.00	\$0.50	\$30.00	\$0.50	\$30.00	\$30.00
Dubuque, IA	\$1.00	\$35.00	\$0.50	\$35.00	\$0.50	\$35.00	\$35.00
Sioux City, IA	\$1.80	\$48.00	\$1.55	\$48.00	\$0.90	\$42.00	\$42.00
Waterloo, IA	\$1.50	\$50.00	\$0.75	\$45.00	\$0.75	\$45.00	\$45.00
Rockford, IL	\$1.50	\$55.00	\$0.75	\$55.00	\$0.75	\$55.00	\$55.00
Rock Island, IL	\$1.00	\$30.00	\$0.50	\$30.00	\$0.50	\$30.00	\$30.00
Springfield, IL	\$1.25	NA	\$1.25	NA	\$0.60	NA	NA
Topeka, KS	\$2.00	\$50.00	\$1.50	\$40.00	\$1.00	\$35.00	\$35.00
Rochester, MN	\$2.00	\$42.00	\$1.00	\$42.00	\$1.00	\$42.00	\$42.00
St. Joseph, MO	\$1.00	\$40.00	\$0.75	\$30.00	\$0.50	\$20.00	\$20.00
Springfield, MO	\$1.25	\$45.00	\$1.00	\$30.00	\$0.60	\$22.50	\$22.50
Lincoln, NE	\$1.75	\$17.00	\$1.75	\$17.00	\$0.85	\$17.00	\$17.00
Sioux Falls, SD	\$1.00	\$25.00	\$1.00	\$25.00	\$0.50	\$12.50	\$12.50
Green Bay, WI	\$1.50	\$35.00	\$1.00	\$19.00	\$0.75	\$25.00	\$25.00
Racine, WI	\$2.00	\$65.00	\$1.50	\$65.00	\$1.00	\$30.00	\$30.00
Peer Average	\$1.46	\$40.53	\$0.99	\$35.60	\$0.70	\$30.93	\$30.93
CRT (Current)	\$1.25	\$36.00	\$1.00	\$30.00	\$0.50	\$24.00	\$24.00
CRT (Proposed)	\$1.50	\$40.00	\$0.75	\$20.00	\$0.75	\$20.00	\$20.00

Data Source: website data as of 8/15/13

CR Transit Low-Income Reduced-Fare Program - September, 2013

Goal: Provide a low-income discount program for CR Transit and NTS, which balances the needs of riders and transit agencies.

Who qualifies for reduced-price fares?

Reduced fares will be available for people who have been identified as having an **income at or below 160% of the Federal Poverty Level**; which will include persons receiving support from Linn County General Assistance, those in the FIP (Family Investment Program), SNAP (Supplemental Nutrition Assistance Program; a.k.a. Food Stamps) and LIHEAP (Low Income Home Energy Assistance Program) programs and many people on Medicaid, and others with applicable income levels. We will evaluate the number of people applying for this program and feedback from clients and consider if the income level should be adjusted. The discount will be good for all adult members of the household.

How will passengers prove their qualifying status?

People will bring a photo ID, their FIP Card, SNAP/EBT Card or Medicaid Card **AND** Notice of Decision Letter from DHS, General Assistance Voucher or LIHEAP approval letter to the Ground Transportation Center (GTC) or one of several agencies who have agreed to help qualify riders. Days, times and places for each of the qualifying locations will be published soon and are subject to change. CR Transit and qualifying agencies will review documents and provide riders with a letter indicating they qualify for the **50% discount**.

If a person does not have their Notice of Decision letter they can contact the local DHS office and request a copy. **If a person feels they qualify but don't have any of the documents mentioned above, they will need to call and schedule an appointment with Linn County General Assistance or the Iowa Workforce Development Center**, which will use IowaWORKS data and any other available resources to determine qualification status. If an agency works with clients who are not able to make it to one of the qualifying locations, they should contact 365-RIDE (365-7433) for assistance.

Agency Partners: Linn County General Assistance, HACAP and Iowa Workforce Development. The list of agencies may change based on partner availability and to serve the needs of riders.

A qualification letter will be good for 30 days, within which time it must be exchanged for a personalized ID card. People who qualify will go to the GTC to receive a laminated picture ID card which will be good for one year, which they can use to receive reduced fares. Cards will only be issued at the GTC on scheduled dates and times. (The initial card is free but a replacement will cost \$2.00) The card received from CR Transit will also allow discount fares of \$3 on NTS. (This program on NTS will be implemented on a trial basis.

2013-14 Qualification Guidelines

CR Transit Income-Based Reduced Fare Program

Annual Gross Income

Family Size	160% of FPL
1	18,384
2	24,816
3	31,248
4	37,680
5	44,112
6	50,544
7	56,976
8	63,408
9	69,840
10	76,272
11	82,704
12	89,136
13	95,568

3-Month Gross Income

Family Size	160% of FPL
1	4,596
2	6,204
3	7,812
4	9,420
5	11,028
6	12,636
7	14,244
8	15,852
9	17,460
10	19,068
11	20,676
12	22,284
13	23,892



Council Agenda Cover Sheet Motion Setting Public Hearing, filing plans and advertising for bids

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

Phone Number/Extension: 5808

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the 76th Avenue SW Improvements - from Edgewood Road SW to east of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 20, 2013 (estimated cost is \$4,120,000). CIP/DID #301208-02

Background: 76th Avenue SW is currently unpaved and seal coated west of 18th Street and temporary asphalted surface east of 18th Street. Both sections have no drainage system other than roadside ditches. This project will pave 1.25 miles of 76th Avenue SW, similar to that done on 60th Avenue SW in 2010. The main improvements are a new concrete street with drainage system and improved sight distance. Additional ancillary water main, box culverts, fiber optic lines, and improved CRANDIC railroad crossing are included. The contract has scheduled construction for 2014 and 2015, with an incentive offered if all work is completed in 2014.

Two City Council subcommittees have reviewed parts of this project and recommended proceeding with the project. The Finance Committee recommended the financing package, including the use of available TIF funding and special assessments. The Infrastructure Committee recommended the paving to reduce long-term and inefficient on-going maintenance of a seal coated street. Both Committees supported the economic development component, which with utility extension and paving, will make the area "shovel ready" for industrial development.

Action / Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation: None. Deferring action may jeopardize the funding, and the project, as the SW TIF expires in 2017.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301208 (Streets) \$3.14M; 304364 & 304281 (Storm Sewer) \$770,675; 625884-2012034 (Water Main) \$40,843; 354004 (Fiber Optic) \$163,371

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): Infrastructure Committee and Finance Committee



**76TH AVENUE SW IMPROVEMENTS FROM EDGEWOOD ROAD SW
TO CRANDIC RAILROAD CROSSING**
RECONSTRUCTION OF RURAL SEAL COAT STREET WITH DITCHES TO CONCRETE CURB AND GUTTER





Council Agenda Cover Sheet Motion Setting Public Hearing, filing plans and advertising for bids

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

Phone Number/Extension: 5141

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 13, 2013 (estimated cost is \$185,000). CIP/DID #301847-01

Background: The purpose of the project is to improve the condition and prevent the degradation of Portland Cement Concrete (PCC) streets. The available funding for this activity is \$260,000. This project is entitled Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements and subject to receipt of acceptable bids, construction is scheduled to begin in the spring of 2014 and be completed within 30 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation: If the resolution is not adopted the project could be delayed, resulting in further deterioration to the affected streets, or funds could be used for this maintenance at a later date. Alternatively, the FY 2014 CIP could be amended and funds from this project applied to another project.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): (list amounts by CIP & amounts to be assessed if applicable)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):



Cadd File Name: W:\PROJECTS\CI\301847\301847_Corridor Map.dwg



**MONCLAIR DRIVE NW FROM OWEN STREET TO
JACOLYN DRIVE STORM SEWER AND
INTERSECTION IMPROVEMENTS PROJECT**



0 FEET 5000

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Parks and Recreation

Presenter at meeting: Steve Krug

Phone Number/Ext: 319-286-5740

Email: s.krug@cedar-rapids.org

Alternate Contact Person: Sven Leff

Phone Number/Ext: 319-286-5739

Email: s.leff@cedar-rapids.org

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

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for November 5, 2013 and advertising for bids by publishing notice to bidders for the Hoover Trail Park project and authorizing the Parks and Recreation Director, or designee, to receive and open bids and publicly announce the results on November 13, 2013. (Estimate of Cost is \$65,000). CIP/DID #307222-01

Background:

This project consists of Grading of the entire park site for future development, construction of an asphalt parking lot, asphalt trail connections, and perimeter sidewalks.

Action / Recommendation:

Approval of project to move forward with the construction of Hoover Trail Park.

Alternative Recommendation:

If Council does not approve, the project cannot proceed.

Time Sensitivity: Normal.

Resolution Date: October 22, 2013

Estimated Presentation Time: 5 minutes

Budget Information (if applicable):

Project is to be paid for out of allocated Capital Improvement Project funds.

Local Preference Policy Applies ☐ Exempt ☒

Explanation: The 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.

Council Agenda Item Cover Sheet

Council Meeting Date: 10-22-13

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda
Email:

Phone Number/Ext:

Alternate Contact Person: Judy Lehman
Email: j.lehman@cedar-rapids.org

Phone Number/Ext: x5022

Description of Agenda Item:

Motion authorizing publication of a public notice that on November 5, 2013 a resolution will be considered to execute a Rental Agreement with Koch Brothers for the rental of five Lanier digital copiers for the following city departments; Sewer/Streets, Engineering, Building Services, Transit and Safety. (CIP/DID #0913-047)

Background:

The proposed digital copiers are replacements copiers for existing copiers and printers that have reached the end of their useful life.

	City Department	Make/Model	Price per Page Black & White	Price per Page Color
1	CRPD – Police - Investigative	Lanier MPC4503	.02633	.069
2	CRPD – Police – Field Support	Lanier MPC4503	.02633	.069
3	CRPD – Police – 2 nd Floor Admin	Lanier MPC305spf	.02643	.089
4	Safety Office	Lanier MPC3003	.0271	.069
5	Transit Office	Lanier MPC3003	.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 November 5, 2013 a resolution will be considered to execute a Rental Agreement with Koch Brothers for the rental of five Lanier digital copiers as described above.

Alternative Recommendation:

none

Time Sensitivity: Not time sensitive

Resolution Date: 10-22-13

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: 10/22/2013

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:

- a. Cedar Rapids Galaxy 16 Cine', 5340 Council Street NE;
- b. Chili's Grill & Bar, 1250 Collins Road NE;
- c. Chuck E Cheese's #956, 170 Collins Road NE;
- d. Creative Croissants, 2121 Arthur Collins Parkway SW;
- e. Daniel Arthur's, 821 3rd Avenue SE;
- f. Eastern Iowa Arts Academy, 1841 E Avenue NE (5-day permit for an event at the Scottish Rite Temple, 616 A Avenue NE on November 8, 2013.);
- g. Granite City Food & Brewery, 4755 1st Avenue SE;
- h. Hy-Vee C-Store #5, 1440 32nd Street NE;
- i. Hy-Vee Drugstore #3, 2405 Mount Vernon Road SE;
- j. Hy-Vee Drugstore #4, 4825 Johnson Avenue NW;
- k. Kum & Go #514, 1420 Mount Vernon Road SE (new-formerly Crescent Electric Supply);
- l. Metro Buffet, 448 33rd Avenue SW;
- m. New Star Mart, 4141 Center Point Road NE (new-class E Liquor - formerly Big 10 Mart);
- n. Phelan's Interiors, 728 3rd Avenue SE;
- o. Point Liquor & Tobacco, 4107 Center Point Road NE;
- p. Primetime Sports Bar & Restaurant, 4001 Center Point Road NE;
- q. Syndicate, 207 1st Avenue SE (new-formerly Gringos);
- r. Thai Moon Restaurant, 4362 16th Avenue SW;
- s. Vernon Bar & Grill, 3025 Mount Vernon Road 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: 10/22/2013

Business Name/Address	Total Calls	Public Intox Intox	DriverDisturbances	
Cedar Rapids Galaxy 16 Cine 5340 COUNCIL ST NE	93	0	0	2
Chili's Grill & Bar 1250 COLLINS RD NE	18	0	0	0
Chuck E Cheese's #956 170 COLLINS RD NE	13	0	0	3
Cooler, The 4920 JOHNSON AVE NW	0	0	0	0
Creative Croissants 2121 ARTHUR COLLINS PKWY SW	0	0	0	0
Daniel Arthur's 821 3RD AVE SE	3	0	0	0

Eastern Iowa Arts Academy 1841 E AVE NE	0	0	0	0
Granite City Food & Brewery 4755 1ST AVE SE	16	0	0	2
Hy-Vee C-Store #5 1440 32ND ST NE	104	0	0	1
Hy-Vee Drugstore #3 2405 MT VERNON RD SE	52	0	0	2
Hy-Vee Drugstore #4 4825 JOHNSON AVE NW	28	2	0	4
Kum & Go #514 1420 MT VERNON RD SE	0	0	0	0
Metro Buffet 448 33RD AVE SW	3	0	0	1
New Star Mart 4141 CENTER POINT RD NE	0	0	0	0
Phelan's Interiors 728 3RD AVE SE	1	0	0	0
Point Liquor & Tobacco 4107 CENTER POINT RD NE	15	0	0	0
Primetime Sports Bar & Restaurant 4001 CENTER POINT RD NE	10	0	0	0
Syndicate 207 1ST AVE SE	0	0	0	0
Thai Moon Restaurant 4362 16th AVE SW	2	0	0	0
Vernon Bar & Grill 3025 MT VERNON RD SE	4	0	0	1

RESOLUTION NO.

WHEREAS, the attached listing of bills dated October 22, 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 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Solid Waste & Recycling

Presenter at meeting: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

Alternate Contact Person: Sarah

Phone Number/Ext: X4786

Email: s.augustine@cedar-rapids.org

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

1. Resolutions approving assessment actions:

Intent to assess – Solid Waste & Recycling – clean-up costs – four properties.

Background:

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. Under normal circumstances property owners receive a "Notice of Abatement" letter which allows them seven (7) days to correct the problem identified in the letter and its attachments. If a property owner fails to abate the nuisance, the Solid Waste and Recycling Division abates the nuisance and issues an invoices for services rendered.

Property owners have 30 days to pay their invoice. Failure to pay the invoice results in a "Intent to Assess" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following the approval of the Intent to Assess Resolution, the property owner receives another mailing, which includes all the original documentation and a copy of the Intent to Assess Resolution. The property owner then has an additional 30 day period to pay their invoice. Failure to pay the outstanding invoice following the second 30 day period results in a "Levy Assessment" action against the property being prepared by the Solid Waste and Recycling Division and presented to City Council in the form of a Resolution.

Following approval of the "Special Assessment" Resolution, the nuisance abatement information is turned over to the Linn County Treasurer and the outstanding payment is levied against the property owner's taxes for collection.

Action / Recommendation:

The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

Alternative Recommendation:

The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 10-22-13

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

INTENT TO ASSESS

WHEREAS, NUISANCE ABATEMENTS have been made among various properties within the City of Cedar Rapids, Iowa, and,

WHEREAS, the property owner has failed to pay the required invoice(s) sent out for costs associated with the nuisance abatement within the prescribed time period noted on the City's invoice, and,

WHEREAS, the City of Cedar Rapids may assess the cost of nuisance abatements against the property for failure to pay invoices, and

BE IT RESOLVED, by the City Council of the City of Cedar Rapids, Iowa, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, 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 3:30 p.m., November 20, 2013.

Passed this 22nd day of October, 2013.

City of Cedar Rapids
Solid Waste & Recycling Department
Intent To Assess List
10/03/13 - 10/03/13

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
10/3/2013	A01255	142233400800000	Himmelsbach Developments LLC		1207	5th Ave	SE	48		\$ 362.00	
10/3/2013	A01257	142242701200000	Wallace D Fanton Estate		396	17th St	SE	5	1	\$ 316.00	
10/3/2013	A00802	143320600800000	Virginia L.	Chavez	1528	L St	SW	6	70	\$ 282.00	
10/3/2013	A01256	142228101600000	Carolyn B.	Rhoads	360	15th St	SE	11	10	\$ 176.00	
										<u>\$1,136.00</u>	

**Council Agenda Item Cover Sheet**☒ **Consent Agenda** ☐ **Regular Agenda****Council Meeting Date:** October 22, 2013**Submitting Department:** Utilities – Water Division**Presenter at meeting:** Steve Hershner **Phone No.:** 5281 **E-mail:** s.hersnher@cedar-rapids.org**Alternate Contact:** Kevin Kirchner **Phone No.:** 5902 **E-mail:** 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 four 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:** 10/22/13**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 3rd day of December, 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 3:00 p.m., December 3, 2013.

Passed this 22nd day of October, 2013.

LIEN INTENTS (SPECIAL ASSESSMENTS) 10-22-13

		Lien Intents 10-22-13		
#	Balance Due	Premise Address		Flood
1	\$ 121.03	116 10TH ST SW		Y
2	\$ 124.47	148 25TH ST DR SE		
3	\$ 203.17	217 PARK CT SE		
4	\$ 111.33	230 35TH ST DR SE		
5	\$ 243.85	302 3RD AVE SW		Y
6	\$ 249.78	309 CRANDALL DR NE		
7	\$ 112.59	350 HAMPDEN DR NE		
8	\$ 145.89	406 E AVE NW		Y
9	\$ 181.00	517 19TH ST SE		
10	\$ 167.11	1001 38TH ST SE		
11	\$ 195.95	1002 CENTER POINT RD NE		
12	\$ 162.89	1009 ROLLING CREEK DR NE		
13	\$ 151.34	1028 3RD AVE SW		Y
14	\$ 187.72	1054 33RD ST NE		
15	\$ 167.64	1215 20TH AVE SW		
16	\$ 142.52	1233 32ND ST NE		
17	\$ 135.42	1389 H AVE NE		
18	\$ 120.91	1491 TOWER LN NE #8		
19	\$ 131.20	1623 WILDWOOD DR NE		
20	\$ 158.97	1624 5TH AVE SE		
21	\$ 190.18	1625 J AVE NE		
22	\$ 111.38	1644 26TH ST NW		
23	\$ 238.96	1805 4TH AVE SE		
24	\$ 165.94	1828 I ST SW		
25	\$ 170.29	1841 WASHINGTON AVE SE		
26	\$ 296.54	2126 J ST SW		
27	\$ 153.32	2449 1ST AVE SW		
28	\$ 255.96	3123 D AVE NE		
29	\$ 191.66	4731 DANBURY ST NE		
30	\$ 215.97	6617 KIOWA TRACE NE		
	\$ 5,204.98	Grand Total		
	30	Number of Properties		
	\$ 111.33	Balance Due - Low		
	\$ 296.54	Balance Due - High		

Council Agenda Item Cover Sheet

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

Council Meeting Date: October 22, 2013

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hersnher@cedar-rapids.org

Alternate Contact: Kevin Kirchner **Phone No.:** 5902 **E-mail:** k.kirchner@cedar-rapids.org

Description of Agenda Item:

Resolutions approving assessment actions:

- a. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 16 properties. CIP/DID #958512

Out of the 16 properties to be assessed, there are two flood properties. The property address listing is included with the resolution [**Note:** The Intent to Assess Resolution was approved at the September 10th Council Meeting.]

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 Utilities Department – Water Division initiates the Special Assessment process whenever delinquent utility balances are unpaid; collection efforts have been ignored; and active services have been terminated. After Council approves the Intent to Assess resolution, a Notice of Intent to Assess letter is mailed to the customer at least 30 days prior to this Special Assessment.

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 to the customer
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess letter is mailed

The Notice of Intent to Assess these properties was approved by City Council Resolution No. 1443-09-13 on September 10, 2013.

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

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution to levy Special Assessments be approved.

Alternative Recommendation (if applicable): The City Council could decide not to assess delinquent utility bills or they could approve routine "special assessments" as a motion item and eliminate the need for a resolution.

Time Sensitivity: N/A

Resolution Date: 10/22/13

Estimated Presentation Time: 0 Minutes

Budget and Purchase Process Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation: N/A

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

Explanation (if necessary): N/A

RESOLUTION NO.

SPECIAL ASSESSMENTS

WHEREAS, the City Council of the City of Cedar Rapids, Iowa has heretofore passed a Resolution of Intent to Assess various properties in the City of Cedar Rapids, Iowa for delinquent municipal utility service charges (water, sewer and storm sewer), penalties and Iowa sales tax, and

WHEREAS, a listing of the various properties for said delinquent utility service charges has been filed with the City Clerk and notice of assessment has been given to the property owners, 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 various properties for the amounts shown on the attached listing and made a part of this resolution, and

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

Passed this 22nd day of October, 2013.

SPECIAL ASSESSMENTS (TO BE LIENED) 10-22-13

			SPECIAL ASSESSMENTS 10-22-13		
			Lien Intents 9-10-13		
#		Balance Due	Premise Address		Flood
1		\$ 106.84	365 21ST ST SE		
2		\$ 208.82	386 16TH ST SE		
3		\$ 151.23	524 4TH ST SW #C		Y
4		\$ 103.24	767 GATEWAY ST NE		
5		\$ 145.40	843 CAMBURN CT SE		
6		\$ 111.30	1007 E AVE NW		Y
7		\$ 199.59	1016 11TH AVE SE		
8		\$ 199.08	1029 11TH AVE SE		
9		\$ 273.77	1228 6TH AVE SE		
10		\$ 163.33	1811 D AVE NE		
11		\$ 256.96	1923 MT VERNON RD SE		
12		\$ 186.04	1927 1ST AVE SE		
13		\$ 105.81	2801 C ST SW		
14		\$ 122.00	4324 BENTON ST NE		
15		\$ 595.84	4950 JOHNSON AVE NW		
16		\$ 93.57	9217 LAWRENCE DR E SW		
		\$ 3,022.82	Grand Total		
		16	Number of Properties		
		\$ 93.57	Balance Due - Low		
		\$ 595.84	Balance Due - High		



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** **Yes** **Map**

Resolution accepting project and approving Performance Bond of Dave Schmitt Construction Company, Inc. for the Kirkwood Boulevard SW Subsurface Drainage Repair Near Miller Avenue project (original contract amount was \$27,000; final contract amount is \$27,000). CIP/DID #301596-05

Background:

Construction has been substantially completed by Dave Schmitt Construction Company, Inc. for the Kirkwood Boulevard SW Subsurface Drainage Repair Near Miller Avenue project. This is an approved Capital Improvements Project (CIP No. 301596-05) with a final construction contract amount of \$27,000. 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.

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 (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: October 22, 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.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Kirkwood Boulevard SW Subsurface Drainage Repair Near Miller Avenue project (Contract No. 301596-05), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 25, 2013 in the amount of \$25,000 covering said work filed by Dave Schmitt Construction Company, Inc. and executed by United Fire & Casualty 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	\$25,000
Possible Incentive	<u>2,000</u>
Amended Contract Amount	\$27,000

, 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

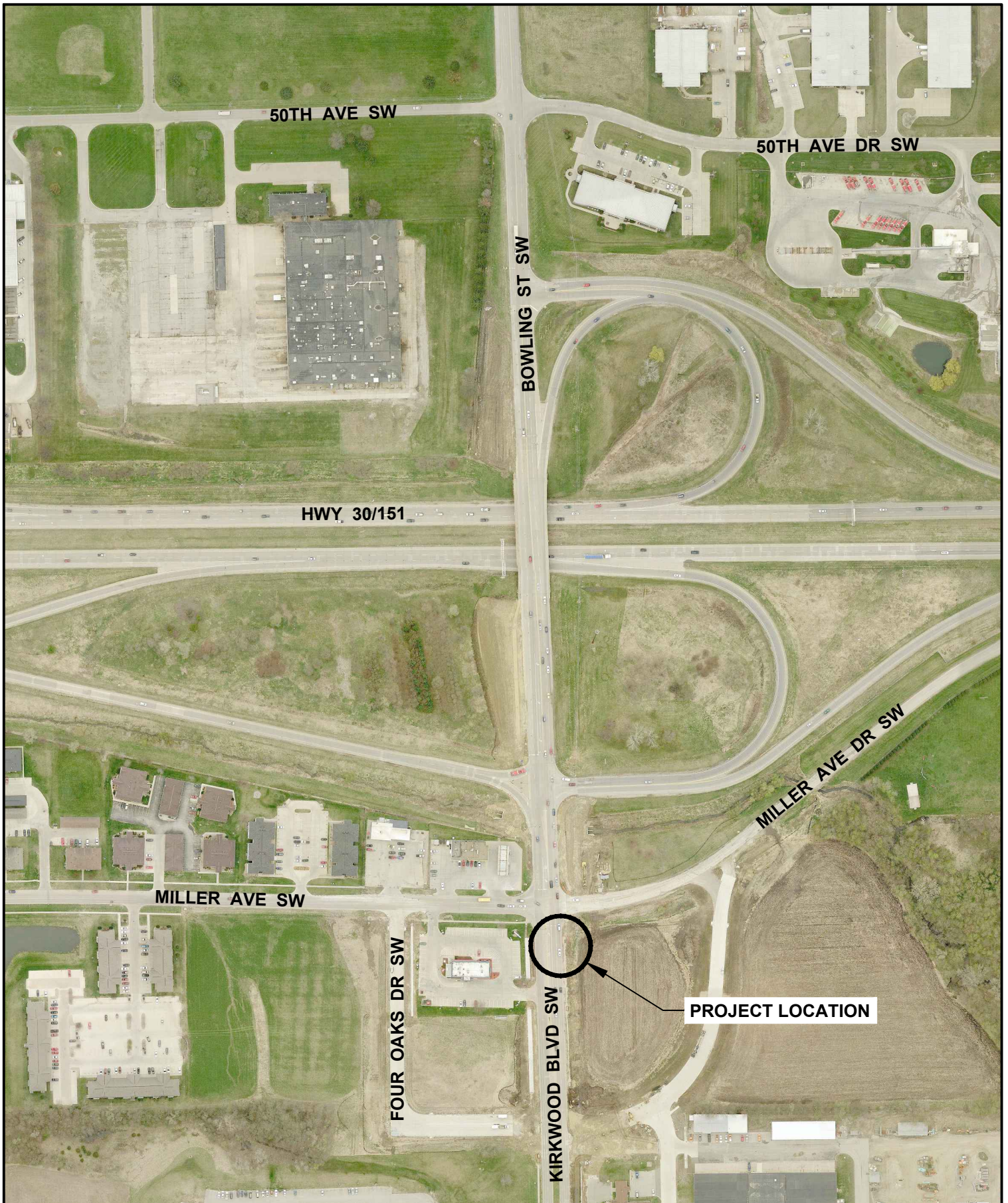
BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the Kirkwood Boulevard SW Subsurface Drainage Repair Near Miller Avenue project, (Contract No. 301596-05) be and the same is hereby accepted as being substantially completed.

The final contract price is \$27,000 distributed as follows:

\$27,000 301-301000-301596
, 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 22nd day of October, 2013.





20b

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** **Yes Map**

Resolution accepting project and approving Performance Bond of Eggleston Concrete Contractors, Inc. for the 29th Street SW (East Side) from Wilson Avenue to Van Buren Drive, Sidewalk Extension project (original contract amount was \$37,570; final contract amount is \$37,113.50). CIP/DID #301732-01

Background:

Construction has been substantially completed by Eggleston Concrete Contractors, Inc. for the 29th Street SW (East Side) from Wilson Avenue to Van Buren Drive, Sidewalk Extension project. This is an approved Capital Improvements Project (CIP No. 301732-01) (IDOT No. SRTS-U-1187(762)—8U-57) with a final construction contract amount of \$37,113.50. 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 adoption of the Resolution to accept the project and performance bond.

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 (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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project was awarded prior to policy implementation.

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 29th Street SW (East Side) from Wilson Avenue to Van Buren Drive, Sidewalk Extension project (Contract No. 301732-01) (IDOT No. SRTS-U-1187(762)—8U-57), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 25, 2013 in the amount of \$35,570 covering said work filed by Eggleston Concrete Contractors, Inc. and executed by Merchants Bonding Company (Mutual) 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	\$35,570.00
Possible Incentive	2,000.00
Deduct for no certified Traffic Control Tech	-250.00
Quantity Adjustments	<u>-206.50</u>
Amended Contract Amount	\$37,113.50

, 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 29th Street SW (East Side) from Wilson Avenue to Van Buren Drive, Sidewalk Extension project, (301732-01) (IDOT No. SRTS-U-1187(762)—8U-57), be and the same is hereby accepted as being substantially completed.

The final contract price is \$37,113.50 distributed as follows:

\$37,113.50	301-301000-301732
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, 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 22nd day of October, 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** **Yes Map**

Resolution accepting project and approving Performance Bond of Dave Schmitt Construction Company, Inc. for the 31st Street SW (East Side) Between Van Buren Drive and Hillmer Drive Subdrain Extension project (original contract amount was \$9,880; final contract amount is \$5,425). CIP/DID #304381-01

Background:

Construction has been substantially completed by Dave Schmitt Construction Company, Inc. for the 31st Street SW (East Side) Between Van Buren Drive and Hillmer Drive Subdrain Extension project. This is an approved Capital Improvements Project (CIP No. 304381-01) with a final construction contract amount of \$5,425. 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.

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 (4-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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Capital Improvement Project

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 31st Street SW (East Side) Between Van Buren Drive and Hillmer Drive Subdrain Extension project (Contract No. 304381-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated August 12, 2013 in the amount of \$9,880 covering said work filed by Dave Schmitt Construction Company, Inc. and executed by United Fire & Casualty 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	\$9,880
Quantity Adjustments	<u>(\$4,455)</u>
Final Contract Amount	\$5,425

, 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 31st Street SW (East Side) Between Van Buren Drive and Hillmer Drive Subdrain Extension project, (Contract No. 304381-01) be and the same is hereby accepted as being substantially completed.

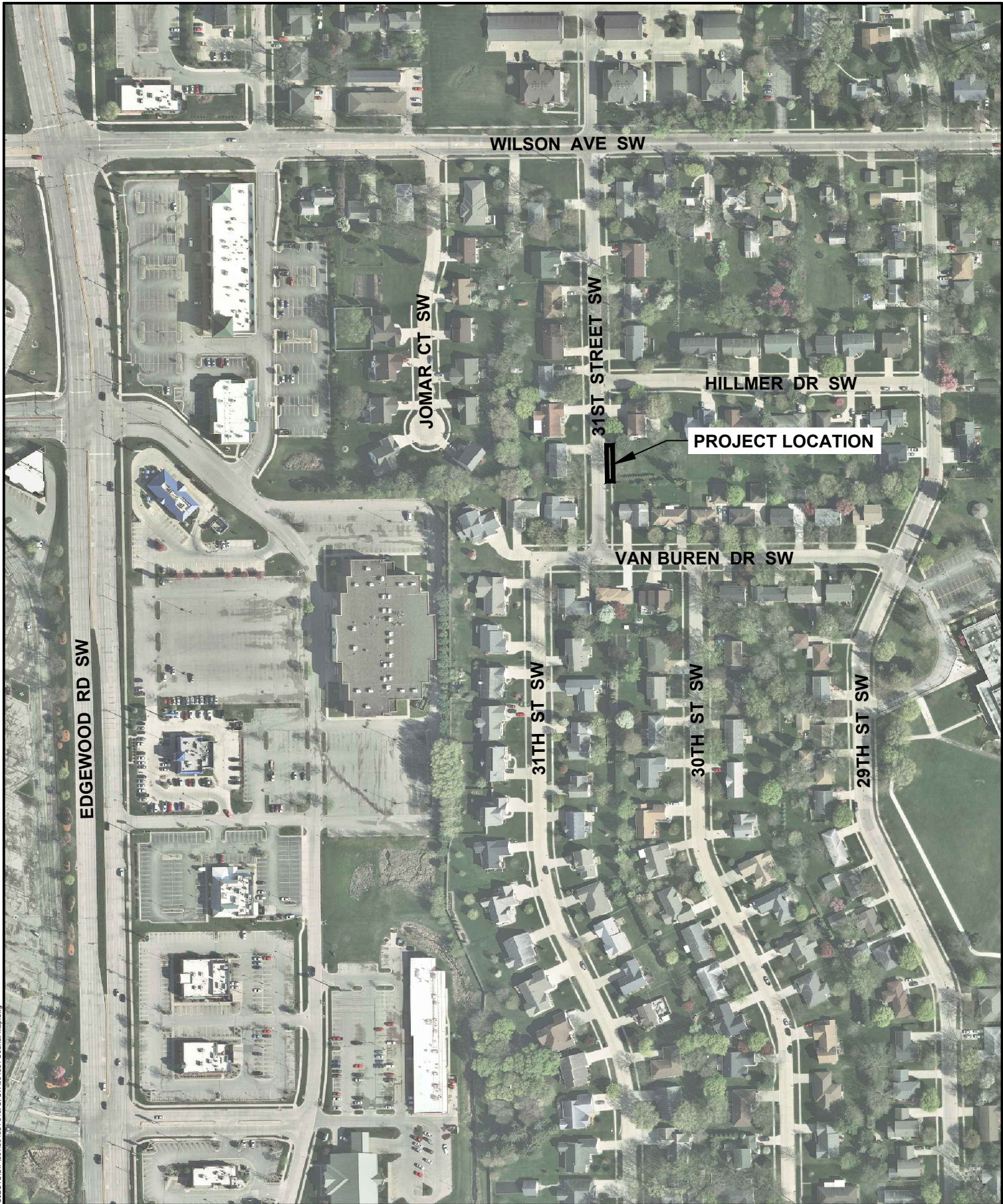
The final contract price is \$5,425 distributed as follows:

\$5,425	304-304000-304381
---------	-------------------

, 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 22nd day of October, 2013.



Cadd File Name: W:\PROJECTS\CI\304\304381 31st St SW\304381 Council Map.dwg



31ST STREET SW (EAST SIDE) BETWEEN
VAN BUREN DRIVE AND HILLMER DRIVE
SUBDRAIN EXTENSION



0 FEET 250



20d

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 ☒ Yes Map

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$106,259.79 to Pirc-Tobin Construction, Inc. for the 10th Street SE from 1st Avenue E to 4th Avenue SE Improvements project (original contract amount was \$2,177,865.85; final contract amount is \$2,125,195.72). CIP/DID #3012026-04

Background:

Construction has been substantially completed by Pirc-Tobin Construction, Inc. for the 10th Street SE from 1st Avenue E to 4th Avenue SE Improvements. This is an approved Capital Improvements Project (CIP No. 3012026-04) with a final construction contract amount of \$2,125,195.72. 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 \$106,259.79.

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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): Funded out of TIF, CIP No. 3012026

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: State Bidding Requirements Apply

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

Explanation: This project was presented to the Infrastructure Committee to review the project relating to acquisition needs and construction schedule on May 17, 2011, July 19, 2011, and November 15, 2011. This project was also presented to the full City Council at a brown bag lunch presentation on November 16, 2011. Proposed 1st Avenue E right turn lane was presented to the Infrastructure Committee on February 21, 2012.

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the 10th Street SE from 1st Avenue E to 4th Avenue SE Improvements project (Contract No. 3012026-04), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 28, 2012 in the amount of \$140,365.85 covering said work filed by Pirc-Tobin Construction, Inc. and executed by United Fire & Casualty 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	\$2,140,365.85
Possible Incentive	37,500.00
Change Order No. 1	10,551.06
Change Order No. 2	9,802.82
Change Order No. 3	30,270.92
Change Order No. 4	8,366.83
Change Order No. 5	(73,388.41)
Change Order No. 6	21,668.30
Change Order No. 7	19,343.29
Change Order No. 8	8,330.10
Change Order No. 9	30,021.30
Change Order No. 10 Final	(112,636.34)
Removal of Original Incentive Value	<u>(5,000.00)</u>
Amended Contract Amount	\$2,125,195.72

, 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 10th Street SE from 1st Avenue E to 4th Avenue SE Improvements project, (Contract No. 3012026-04) 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 \$106,259.79 to Pirc-Tobin Construction, Inc. as final payment.

The final contract price is \$2,125,195.72 distributed as follows:

\$2,019,215.42	301-301000-3012026
\$ 45,497.00	354-354000-354004
\$ 60,483.30	625-625000-625884-6252012043

, 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 22nd day of October, 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** **Yes Map**

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$20,466.84 to Price Industrial Electric, Inc. for the 2nd Avenue SE from 7th Street SE to 10th Street SE Two-Way Conversion and Traffic Signal Improvement project (original contract amount was \$421,479; final contract amount is \$409,336.74). CIP/DID #3012026-06

Background:

Construction has been substantially completed by Price Industrial Electric, Inc. for the 2nd Avenue SE from 7th Street SE to 10th Street SE Two-Way Conversion and Traffic Signal Improvement project. This is an approved Capital Improvements Project (CIP No. 3012026-06) with a final construction contract amount of \$409,336.74. 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 \$20,466.84.

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: October 22, 2013

Budget Information (if applicable): TIF 3012026 and GOB 306153

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 Public Works Director / City Engineer certifies construction contract work on the 2nd Avenue SE from 7th Street SE to 10th Street SE Two-Way Conversion and Traffic Signal Improvement project (Contract No. 3012026-06), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated July 10, 2012 in the amount of \$421,479 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	\$421,479.00
Change Order No. 1	851.40
Change Order No. 2	4,321.20
Change Order No. 3	487.50
Change Order No. 4	<u>-17,802.36</u>
Amended Contract Amount	\$409,336.74

, 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 2nd Avenue SE from 7th Street SE to 10th Street SE Two-Way Conversion and Traffic Signal Improvement project, (Contract No. 3012026-06) 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 \$20,466.84 to Price Industrial Electric, Inc. as final payment.

The final contract price is \$409,336.74 distributed as follows:

\$286,867.34	301-301000-3012026
\$122,469.40	306-306000-306229

, 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 22nd day of October, 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: Steve Bauer
E-mail Address: sbauer@fewdev.com

Phone Number/Extension: 739-4040

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

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$29,371.63 to All-Pro Sound for the Cedar Rapids Convention Complex – Audio Technology Systems project (original contract amount was \$583,332.73; final contract amount is \$587,432.73). CIP/DID #535100-05

Background:

Construction has been substantially completed by All-Pro Sound for the Cedar Rapids Convention Complex – Audio Technology Systems project. This is an approved Capital Improvements Project (CIP No. 535100-05) with a final construction contract amount of \$587,432.73. 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 and Frew Development Group (the Construction Manager) recommend adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$29,371.63.

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, two-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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: : I-JOBS funding and Economic Development Administration (EDA) requirements.

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

Explanation: Project was awarded prior to policy implementation.

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Cedar Rapids Convention Complex – Audio Technology Systems project (Contract No. 535100-05), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated October 3, 2012 in the amount of \$583,332.73 covering said work filed by All-Pro Sound and executed by U.S. Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$583,332.73
Change Order No. 1	<u>4,100.00</u>
Amended Contract Amount	\$587,432.73

, 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 based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Convention Complex – Audio Technology Systems project, (Contract No. 535100-05) 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 \$29,371.63 to All-Pro Sound as final payment.

The final contract price is \$587,432.73 distributed as follows:

\$587,432.73	535-535000-535100
--------------	-------------------

, 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 22nd day of October, 2013.



20g

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Steve Bauer
E-mail Address: sbauer@fewdev.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 ☒ Yes Map

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$257,819 to Day Mechanical Systems, Inc. for the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding - Mechanical project (original contract amount was \$4,481,800; final contract amount is \$5,156,380). CIP/DID #535101-09

Background:

Construction has been substantially completed by Day Mechanical Systems, Inc. for the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding – Mechanical project. This is an approved Capital Improvements Project (CIP No. 535101-09) with a final construction contract amount of \$5,156,380. 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 and Frew Development Group (the Construction Manager) recommend adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$257,819.

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, two-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: October 22, 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, the Public Works Director / City Engineer certifies construction contract work on the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding - Mechanical project (Contract No. 535101-09), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated July 24, 2012 in the amount of \$4,481,800 covering said work filed by Day Mechanical Systems, Inc. and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$4,481,800
Change Order No. 1	119,375
Change Order No. 2	46,973
Change Order No. 3	113,723
Change Order No. 4	95,408
Change Order No. 5	104,293
Change Order No. 6	49,449
Change Order No. 7	33,811
Change Order No. 8	19,716
Change Order No. 9 Final	71,085
Change Order No. 10 Revised Final	5,240
Change Order No. 11 Revised Final 2	<u>15,507</u>
Amended Contract Amount	\$5,156,380

, 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 based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Convention Complex Hotel – Interior and Exterior Cladding - Mechanical project, (Contract No. 535101-09) 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 \$257,819 to Day Mechanical Systems, Inc. as final payment.

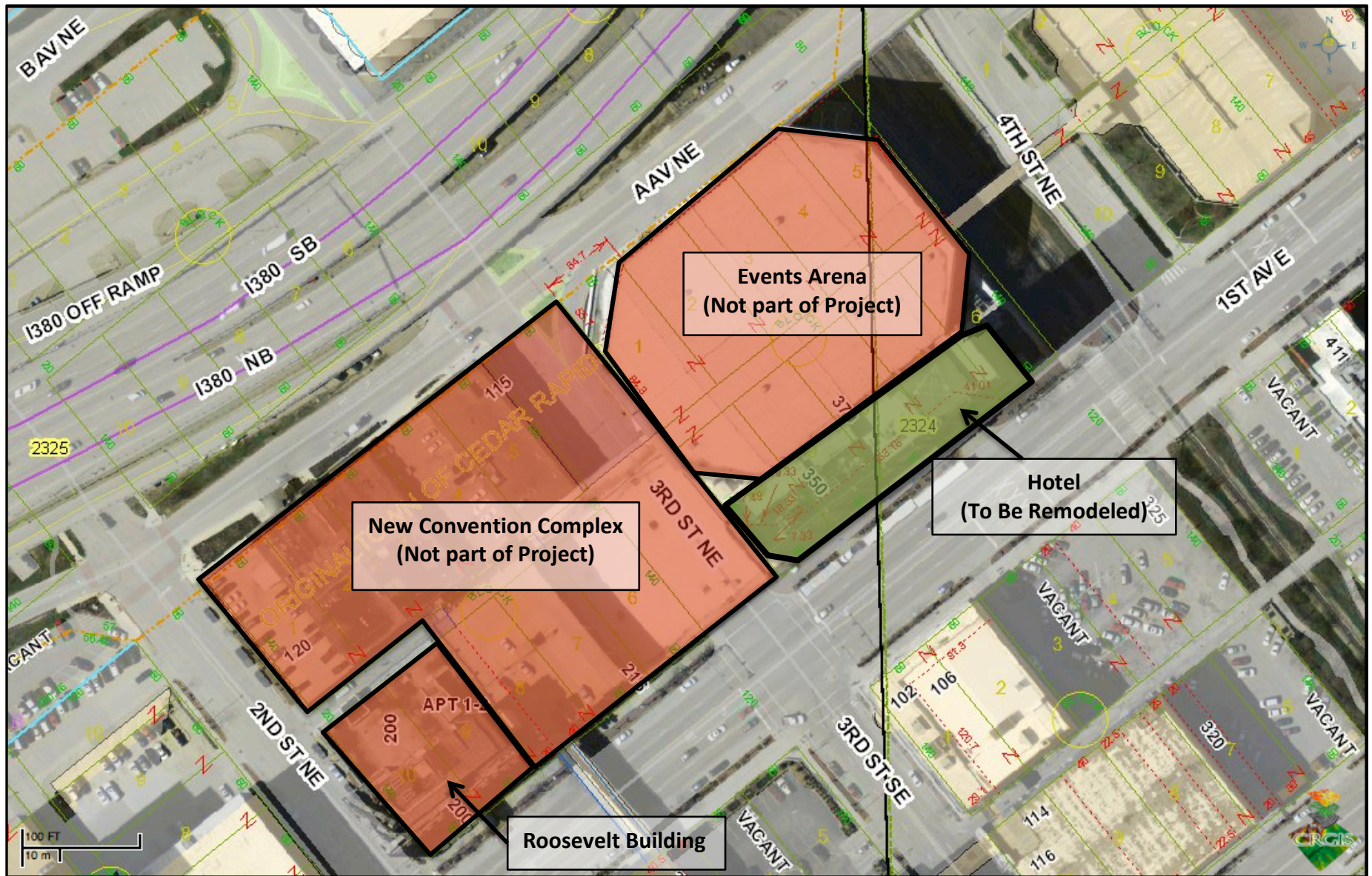
The final contract price is \$5,156,380 distributed as follows:

\$5,156,380 535-535000-535101

, 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 22nd day of October, 2013.





20h

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Steve Bauer
E-mail Address: sbauer@fewdev.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 ☒ Yes Map

Resolution accepting project, approving Performance Bond and authorizing final payment in the amount of \$170,886.05 to Nelson Electric Company for the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding - Electrical project (original contract amount was \$3,106,550; final contract amount is \$3,417,721). CIP/DID #535101-10

Background:

Construction has been substantially completed by Nelson Electric Company for the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding – Electrical project. This is an approved Capital Improvements Project (CIP No. 535101-10) with a final construction contract amount of \$3,417,721. 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 and Frew Development Group (the Construction Manager) recommend adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$170,886.05.

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, two-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: October 22, 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, the Public Works Director / City Engineer certifies construction contract work on the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding - Electrical project (Contract No. 535101-10), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated July 24, 2012 in the amount of \$3,106,550 covering said work filed by NEC Inc. dba Nelson Electric Company and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$3,106,550
Change Order No. 1	245,500
Change Order No. 2	(134,200)
Change Order No. 3	23,070
Change Order No. 4	42,827
Change Order No. 5	21,504
Change Order No. 6	30,117
Change Order No. 7	41,549
Change Order No. 8	23,445
Change Order No. 9 Final	<u>17,359</u>
Amended Contract Amount	\$3,417,721

, 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 based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Convention Complex Hotel – Interiors and Exterior Cladding - Electrical project, (Contract No. 535101-10) 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 \$170,886.05 to Nelson Electric Company as final payment.

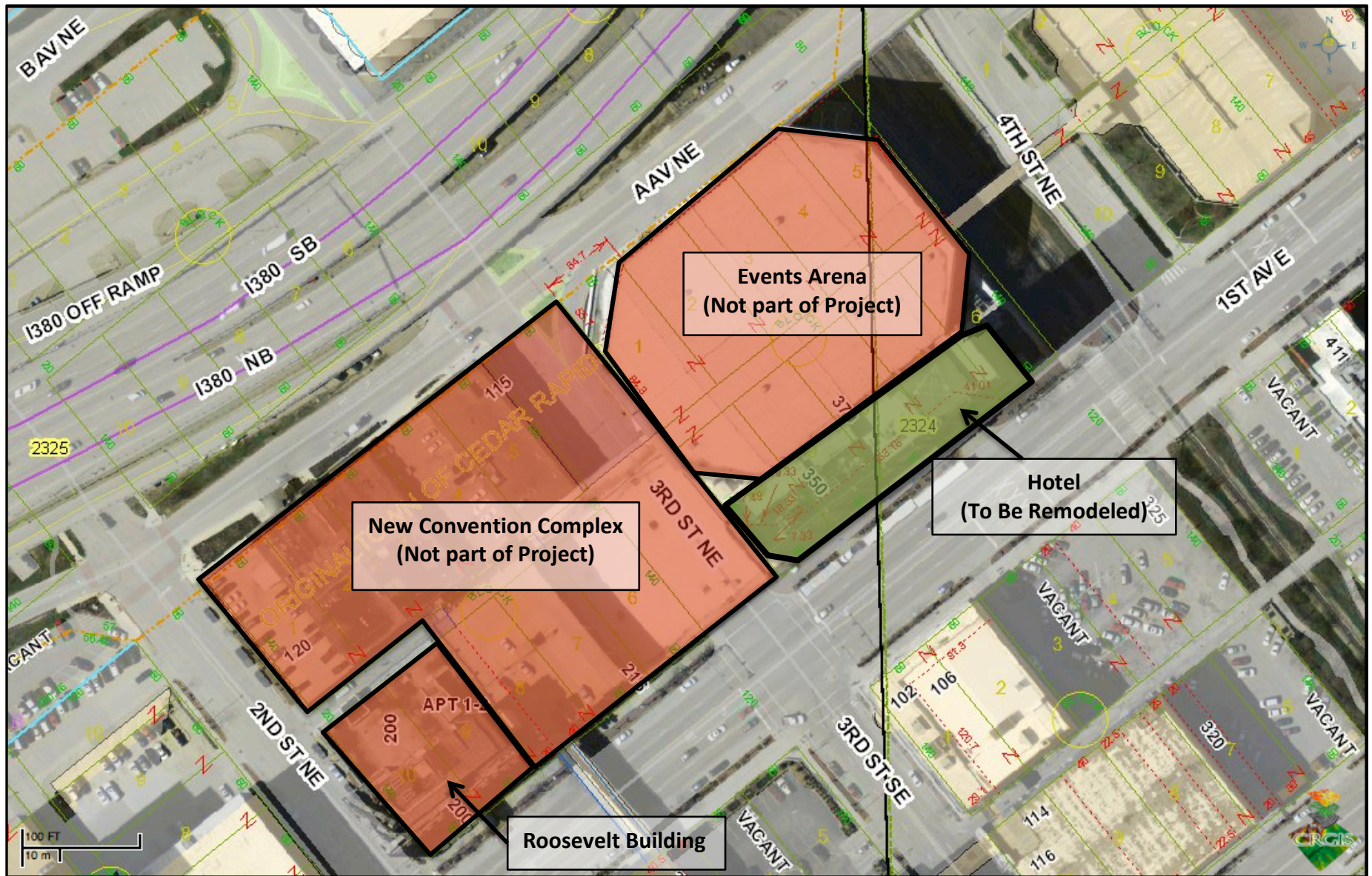
The final contract price is \$3,417,721 distributed as follows:

\$3,417,721 535-535000-535101

, 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 22nd day of October, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Parks & Recreation Department

Presenter at meeting: Steve Krug **Phone Number/Extension:** 286-5740

E-mail Address: s.krug@cedar-rapids.org

Alternate Contact Person: Sven Leff **Phone Number/Extension:** 286-5739

E-mail Address: s.leff@cedar-rapids.org

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

Resolution accepting project and performance bond and authorizing issuance of final payment in the amount of \$35,287.20 to Rough Brothers, Inc. for the Noelridge Greenhouse Reglaze Rebid Project. (Original contract amount was \$320,022; there was one change order, Contract Change Order #1 for \$32,850, final contract amount is \$352,872) (CIP 307103)

Background:

Construction has been substantially completed by Rough Brothers, Inc. for the Noelridge Greenhouse Reglaze Rebid project. This is a CIP project with a final construction contract amount of \$352,872.

Action / Recommendation:

The Parks and Recreation Department recommends adoption of this Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$35,287.20.

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 (4) year maintenance bond cannot begin) and the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 5 Minute(s)

Budget Information (if applicable): 307-307000-307103

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Capital Improvement projects are exempt from local preference policy.

RESOLUTION NO.

WHEREAS, the Parks and Recreation Director certifies construction contract work on the Noelridge Greenhouse Reglaze Rebid project (307103), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated 5/28/13 in the amount of \$320,022 covering said work filed by Rough Brothers, Inc. and executed by Western Surety Company 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 four-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the Parks and Recreation Director's recommendation, the Noelridge Greenhouse Reglaze Rebid project (307103), 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 \$35,287.20 (retainage) to Rough Brothers, Inc. as final payment.

The final contract price is \$352,872 (original contract \$320,022 plus change order #1 of \$32,850) distributed as follows:

\$352,872	Fund 307, Dept ID 307000 Project 307103
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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 22nd day of October, 2013.



20j

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Todd Nelson, CFO, FDG **Phone Number/Extension:** 319-739-4042
E-mail Address: tnelson@frewdev.com

Alternate Contact Person: Rob Davis, P.E. **Phone Number/Extension:** 5808
E-mail Address: r.davis@cedar-rapids.org

Description of Agenda Item: ☐ Consent Agenda ☒ Regular Agenda ☒ MAP
Resolution authorizing release of final payment in the amount of \$78,942.17 to TSF Structures, Inc. for the Cedar Rapids Convention Complex – Primary Steel Bid Package Project (original contract amount was \$2,767,966; final contract amount is \$3,131,023). CIP/DID #535100-22

Background:

Construction has been substantially completed by TSF Structures, Inc. for the Cedar Rapids Convention Complex – Primary Steel Bid Package with a final construction contract amount of \$3,131,023. 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 and Frew Development Group (the Construction Manager) recommend the issuance of partial final payment to the contractor in the amount of \$78,942.17.

Alternative to the Recommendation:

There is no alternative. Project has been accepted and punch list items completed.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: : I-JOBS funding and Economic Development Administration (EDA) requirements.

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

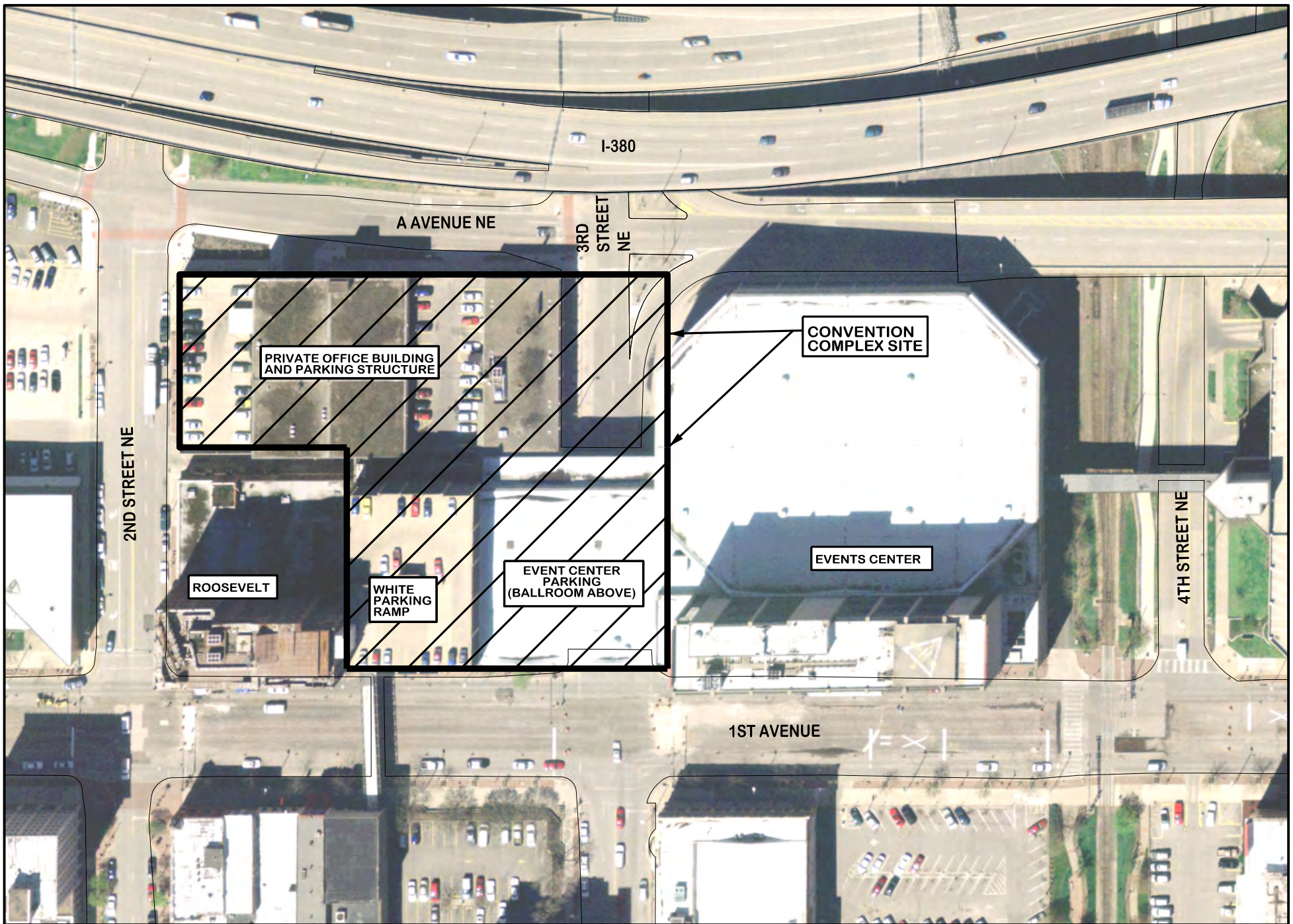
Explanation: Project was awarded prior to policy implementation.

ENG
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CLK
TRS
TSF
FREW
535100-22

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Director / City Engineer certifies that the work on Cedar Rapids Convention Complex – Primary Steel Bid Package (Contract No. 535100-22), has been substantially completed in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$78,942.17 to TSF Structures, Inc. as final payment.

Passed this 22nd day of October, 2013.





20k

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Todd Nelson, CFO, FDG **Phone Number/Extension:** 319-739-4042

E-mail Address: tnelson@frewdev.com

Alternate Contact Person: Rob Davis, P.E. **Phone Number/Extension:** 5808

E-mail Address: r.davis@cedar-rapids.org

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

Resolution authorizing release of partial final payment in the amount of \$58,760.90 to Miron Construction Company, Inc. for the Cedar Rapids Convention Complex – General project (original contract amount was \$28,273,698; amended contract amount is \$29,750,369). CIP/DID #535100-23

Background:

Construction has been substantially completed by Miron Construction Company, Inc. for the Cedar Rapids Convention Complex – General project with a final construction contract amount of \$29,750,369. 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 and Frew Development Group (the Construction Manager) recommend the issuance of partial final payment to the contractor in the amount of \$58,760.90. The final release of \$1,000 in retainage will be held until additional work is completed.

Alternative to the Recommendation:

Council could decide to hold entire retainage amount until additional construction items are complete.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: : I-JOBS funding and Economic Development Administration (EDA) requirements.

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

Explanation: Project was awarded prior to policy implementation.

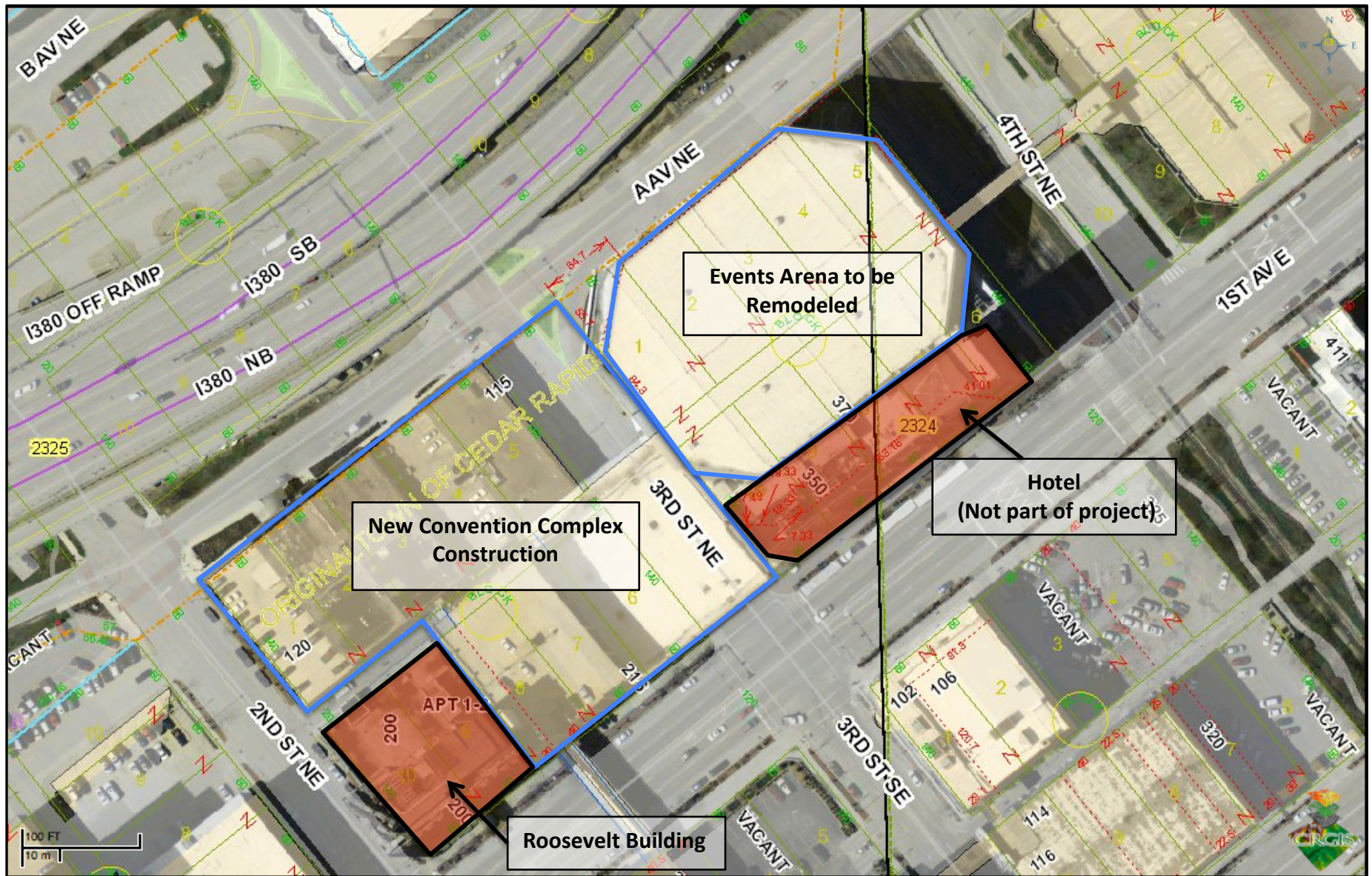
ENG
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MIRON
FREW
535100-23

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Director / City Engineer certifies that the work on Cedar Rapids Convention Complex – General project (Contract No. 535100-23), has been substantially completed in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$58,760.90 to Miron Construction Company, Inc. as a partial final payment, and

BE IT FURTHER RESOLVED that \$1,000 of the retainage will be held until additional work is completed.

Passed this 22nd day of October, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Todd Nelson, CFO, FDG **Phone Number/Extension:** 319-739-4042
E-mail Address: tnelson@frewdev.com

Alternate Contact Person: Rob Davis, P.E. **Phone Number/Extension:** 5808
E-mail Address: r.davis@cedar-rapids.org

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

Resolution authorizing release of partial final payment in the amount of \$14,000 to Modern Piping, Inc. for the Cedar Rapids Convention Complex – Mechanical project (original contract amount was \$10,917,000; final contract amount is \$12,175,150). CIP/DID #535100-24

Background:

Construction has been substantially completed by Modern Piping, Inc., Inc. for the Cedar Rapids Convention Complex – Mechanical project with an amended construction contract amount of \$12,175,150. Funding resources for this project were approved in FY14 and prior years and the project is within the approved budget.

Action / Recommendation:

The Public Works Department and Frew Development Group (the Construction Manager) recommend the issuance of partial final payment to the contractor in the amount of \$14,000. The final release of \$1,000 in retainage will be held until additional construction items are completed.

Alternative to the Recommendation:

Council could decide to hold entire retainage amount until additional construction items are complete.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: : I-JOBS funding and Economic Development Administration (EDA) requirements.

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

Explanation: Project was awarded prior to policy implementation.

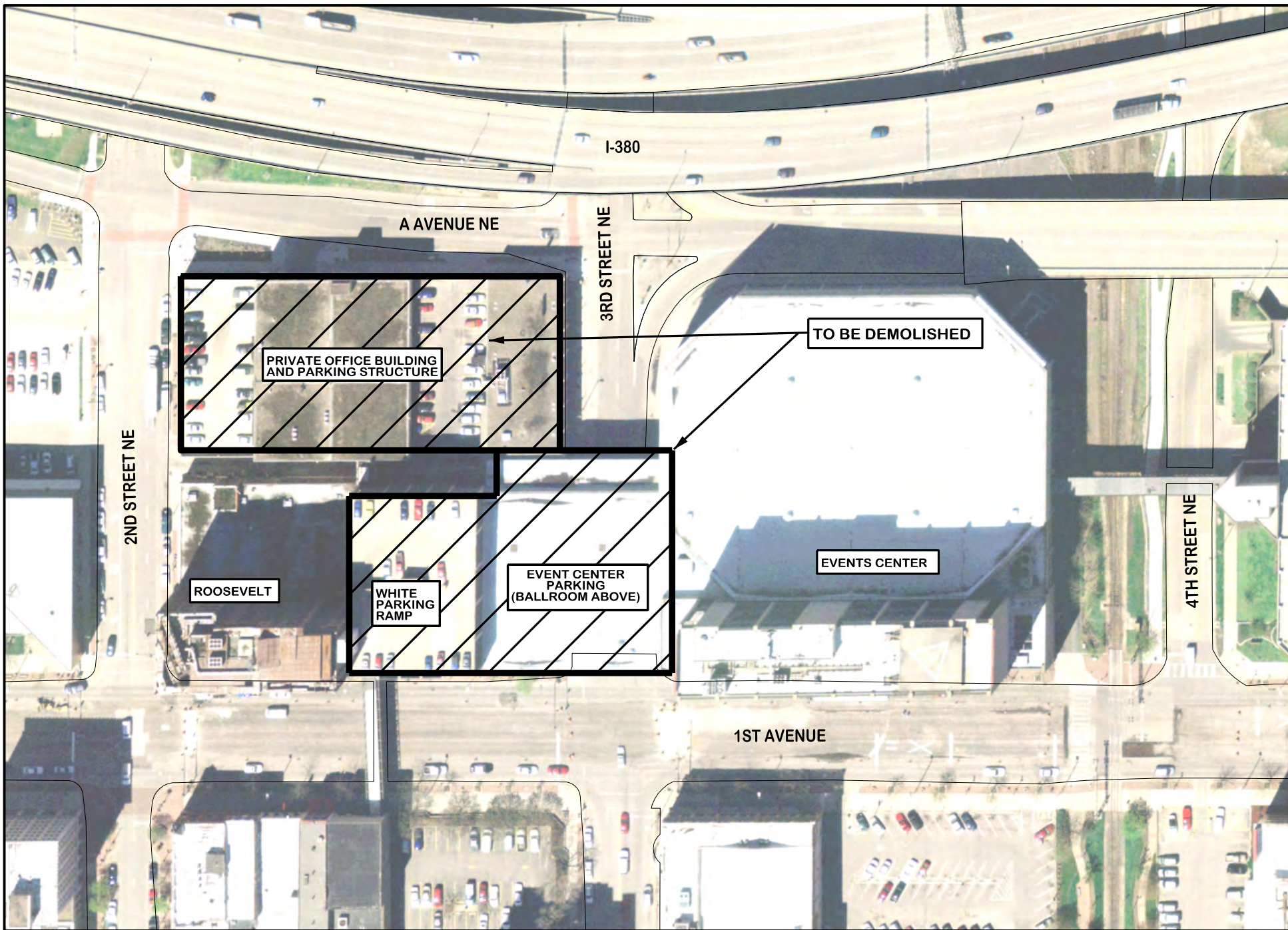
ENG
FIN
CLK
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MODERN
FREW
535100-24

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Public Works Director / City Engineer certifies that the work on Cedar Rapids Convention Complex – Mechanical project (Contract No. 535100-24), has been substantially completed in accordance with the plans and specifications and that the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$14,000 to Modern Piping, Inc. as a partial final payment, and

BE IT FURTHER RESOLVED that \$1,000 of the retainage will be held until additional work is completed.

Passed this 22nd day of October, 2013.



**CEDAR RAPIDS CONVERSION COMPLEX
DEMOLITION, SITE WORK AND UTILITY PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

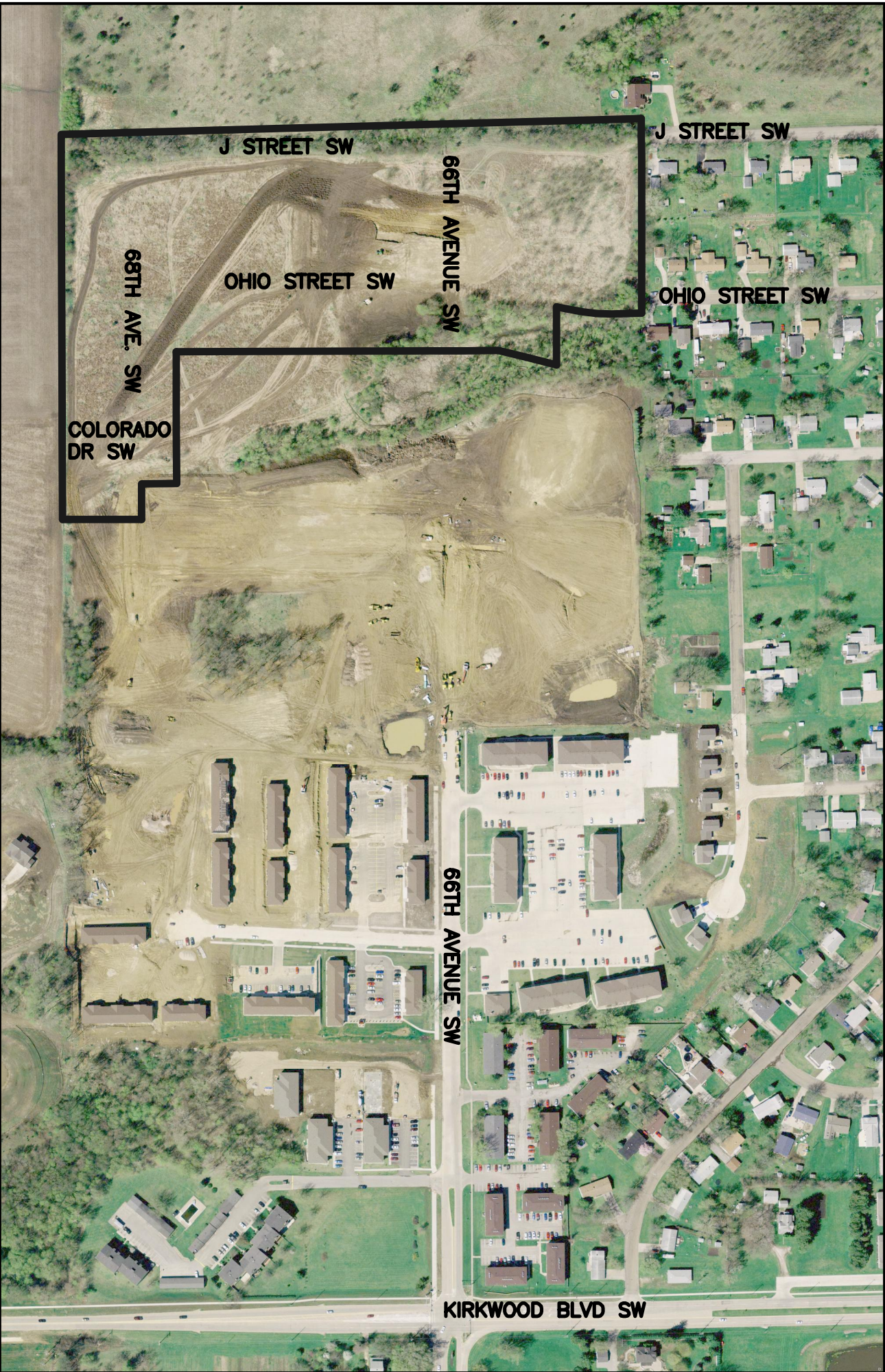
WHEREAS, Butschi Real Estate Company has constructed sanitary sewer in College Park Estates Sixth Addition – Phase 1 (Lots One (1) through Six (6) and Eighteen (18) through Forty-Three (43), and

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 \$110,000 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 22nd day of October, 2013.



J STREET SW

OHIO STREET SW

66TH AVENUE SW

OHIO STREET SW

68TH AVE. SW

COLORADO
DR SW

66TH AVENUE SW

KIRKWOOD BLVD SW



SCALE: NONE

COLLEGE PARK ESTATES 6TH ADDITION



CEDAR RAPIDS
City Of Five Seasons

47-06-016



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

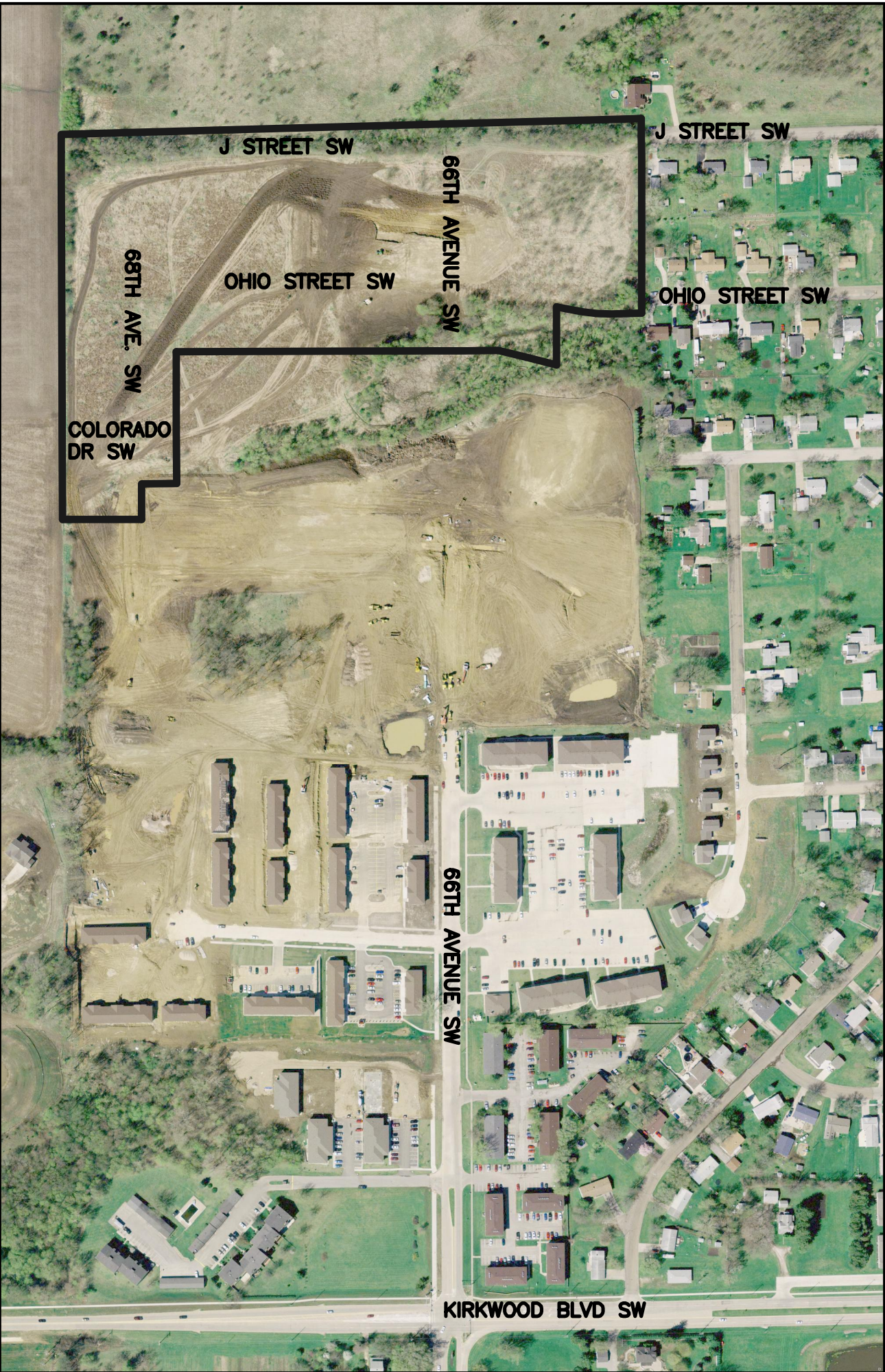
WHEREAS, Butschi Real Estate Company has constructed storm sewer in College Park Estates Sixth Addition – Phase 1 (Lots One (1) through Six (6) and Eighteen (18) through Forty-Three (43), and

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 \$80,000 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 22nd day of October, 2013.



J STREET SW

OHIO STREET SW

66TH AVENUE SW

OHIO STREET SW

68TH AVE. SW

COLORADO DR SW

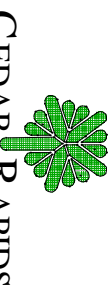
66TH AVENUE SW

KIRKWOOD BLVD SW



SCALE: NONE

COLLEGE PARK ESTATES 6TH ADDITION



CEDAR RAPIDS
City of Five Seasons



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** **Yes Map**
Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$140,000 for Portland Cement Concrete pavement in College Park Estates Sixth Addition – Phase 1, (Lots One (1) through Six (6) and Eighteen (18) through Forty-Three (43)) 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

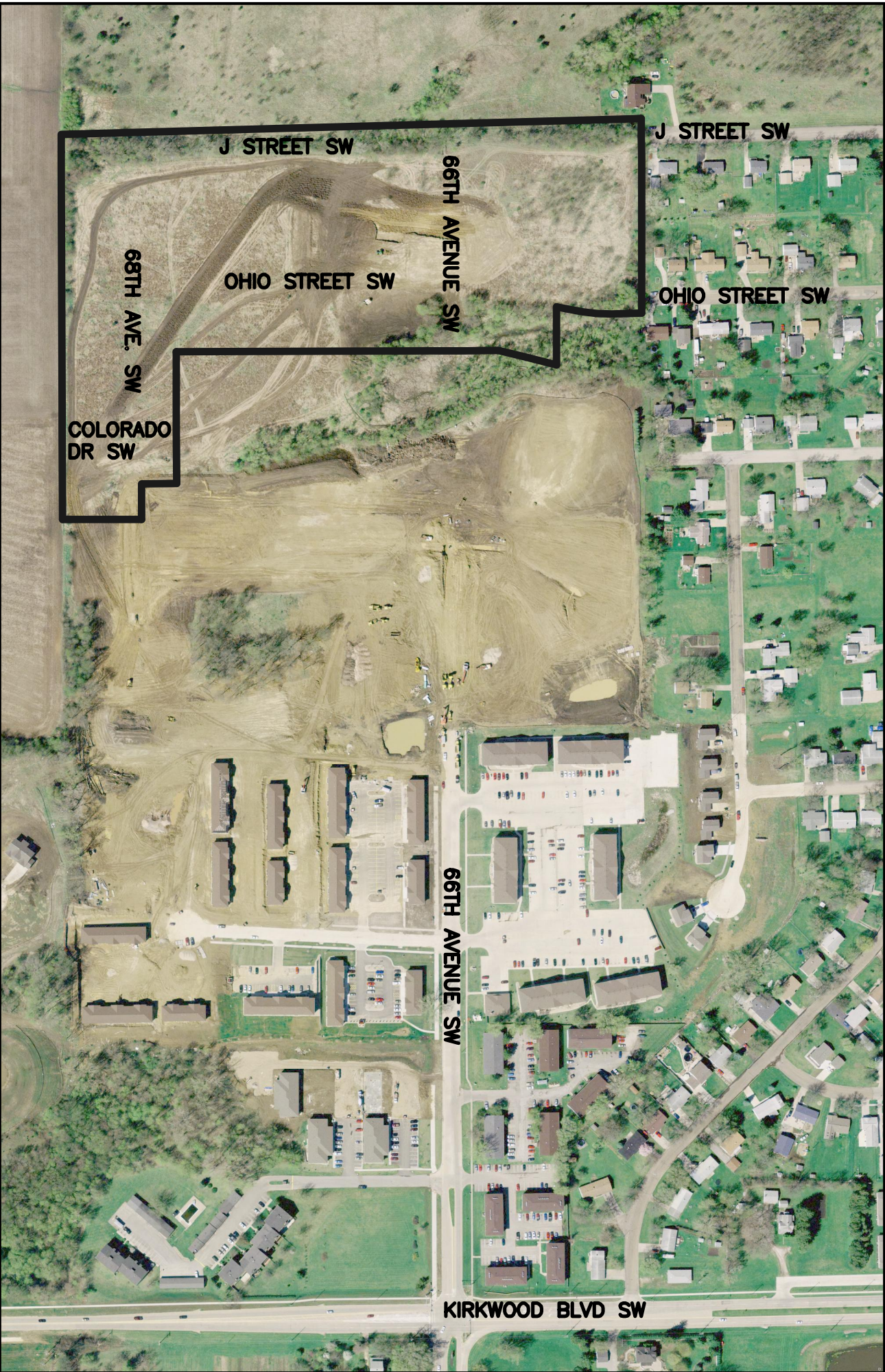
BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Butschi Real Estate Company of the responsibility for:

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, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013.



J STREET SW

OHIO STREET SW

66TH AVENUE SW

OHIO STREET SW

68TH AVE. SW

COLORADO DR SW

66TH AVENUE SW

KIRKWOOD BLVD SW



SCALE: NONE

COLLEGE PARK ESTATES 6TH ADDITION



CEDAR RAPIDS
City Of Five Seasons



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

ENG
AUD FILE
FIN
RATHJE
MORRIS WOOD
47-11-017
CRMFR# 12412

RESOLUTION NO.

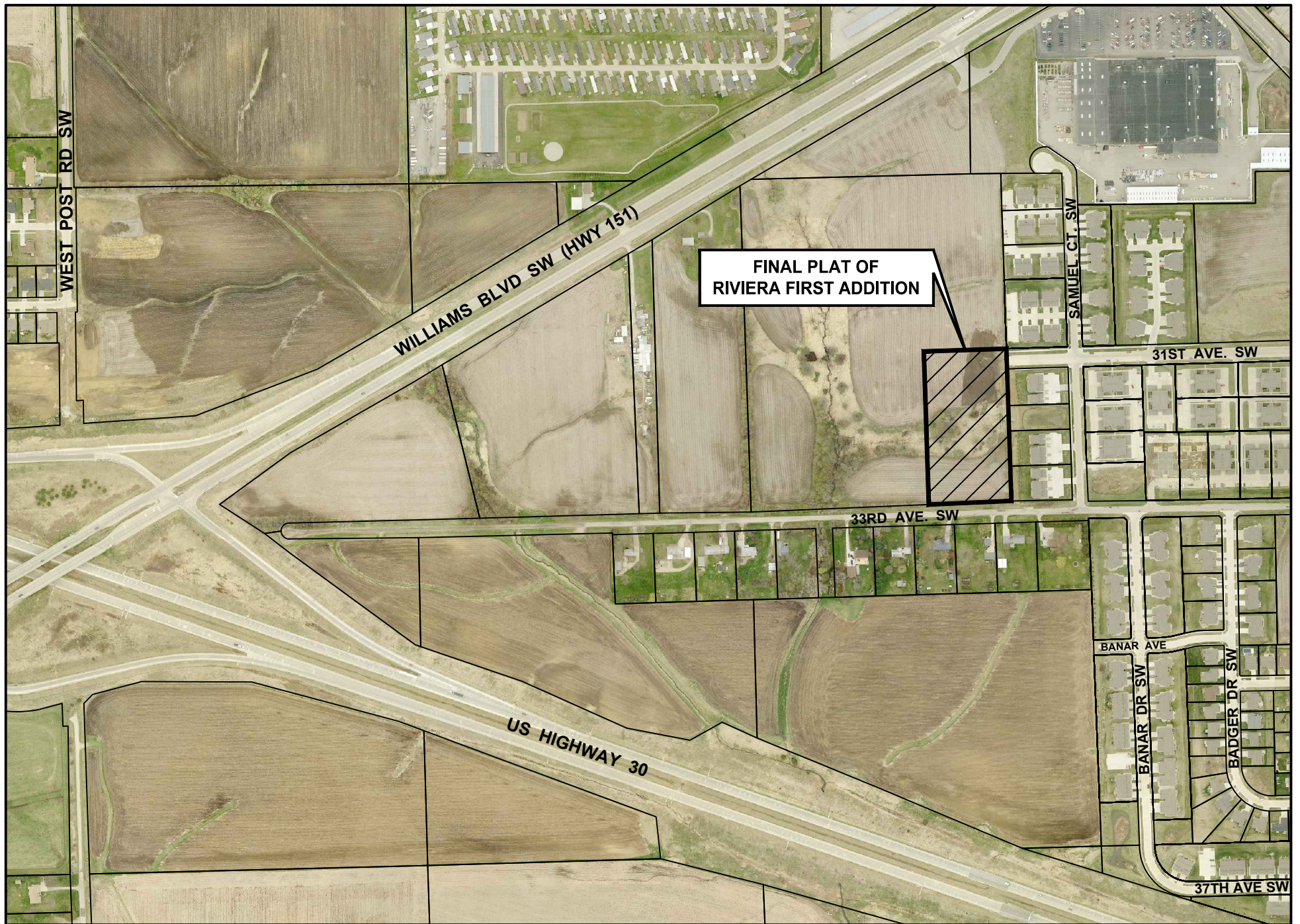
WHEREAS, Rathje Construction Company has constructed sanitary sewer in Riviera First Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$67,503.50 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 Rathje Construction Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
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- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

ENG
AUD FILE
FIN
RATHJE
MORRIS WOOD
47-11-017
CRMFR# 12412

RESOLUTION NO.

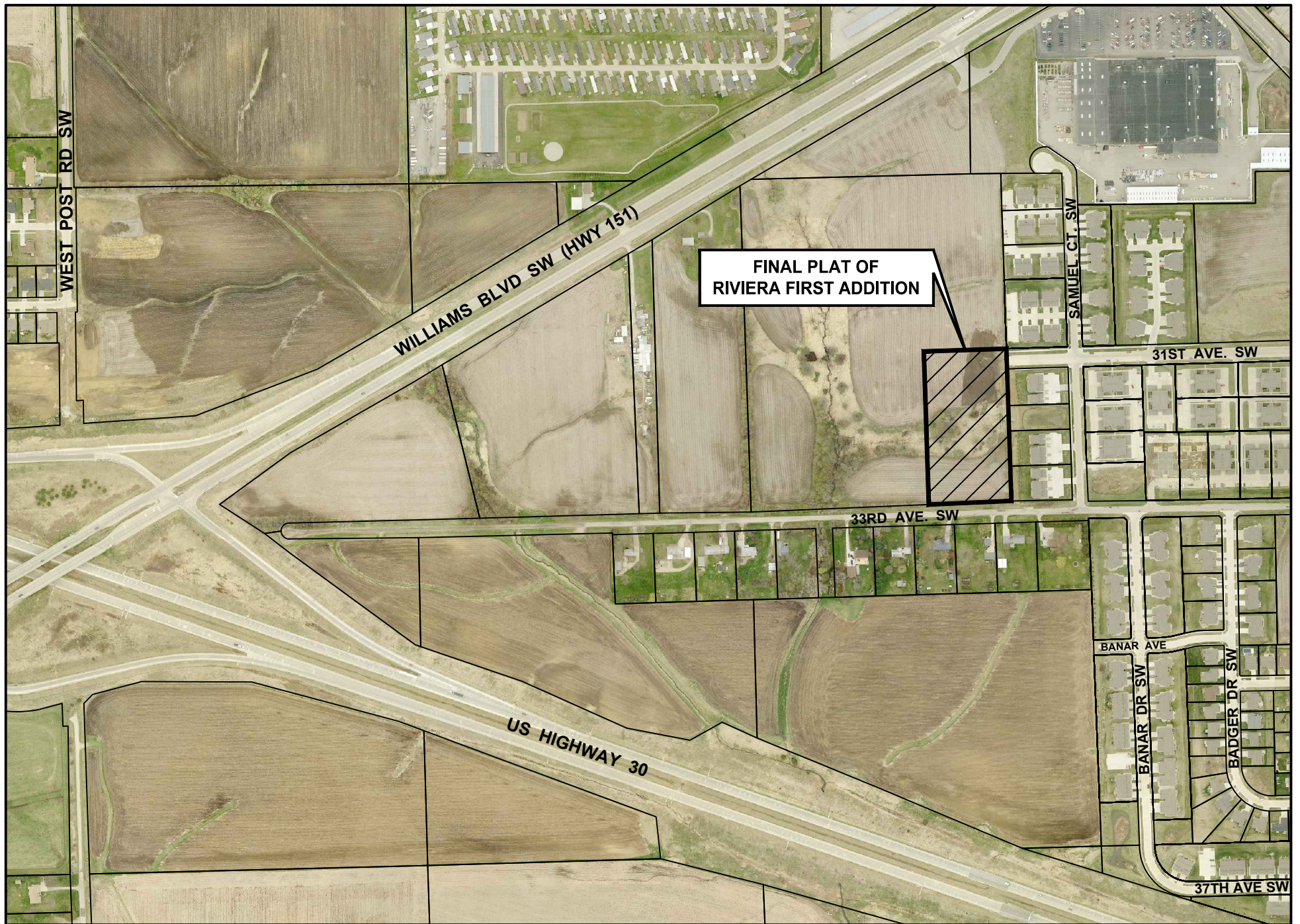
WHEREAS, Rathje Construction Company has constructed storm sewer in Riviera First Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$76,256.25 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 Rathje Construction Company be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 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 **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

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

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$65,000 for Portland Cement Concrete pavement in Riviera First 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

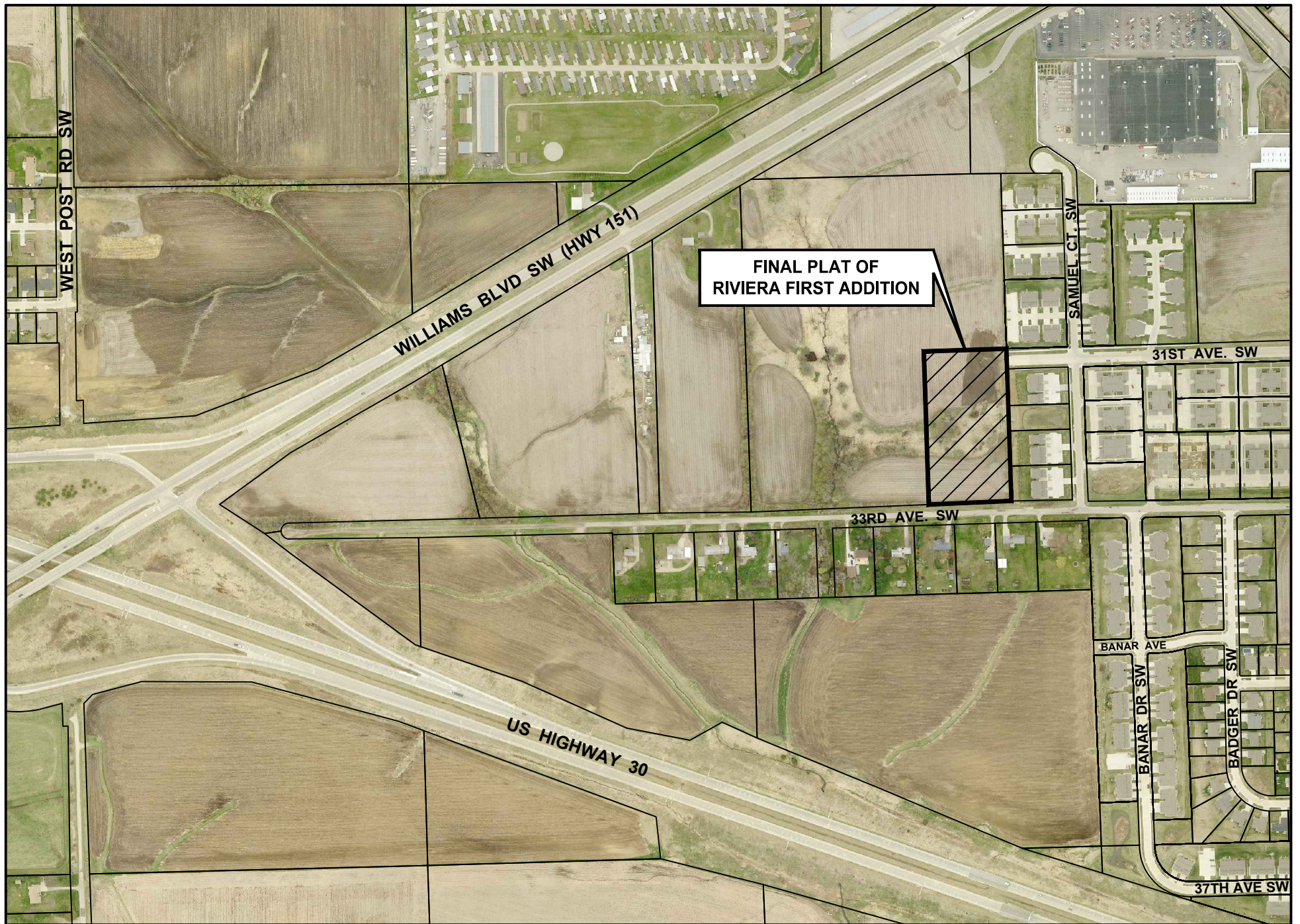
BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Morris Wood Enterprises, LLC of the responsibility for:

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 Morris Wood Enterprises, LLC 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, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

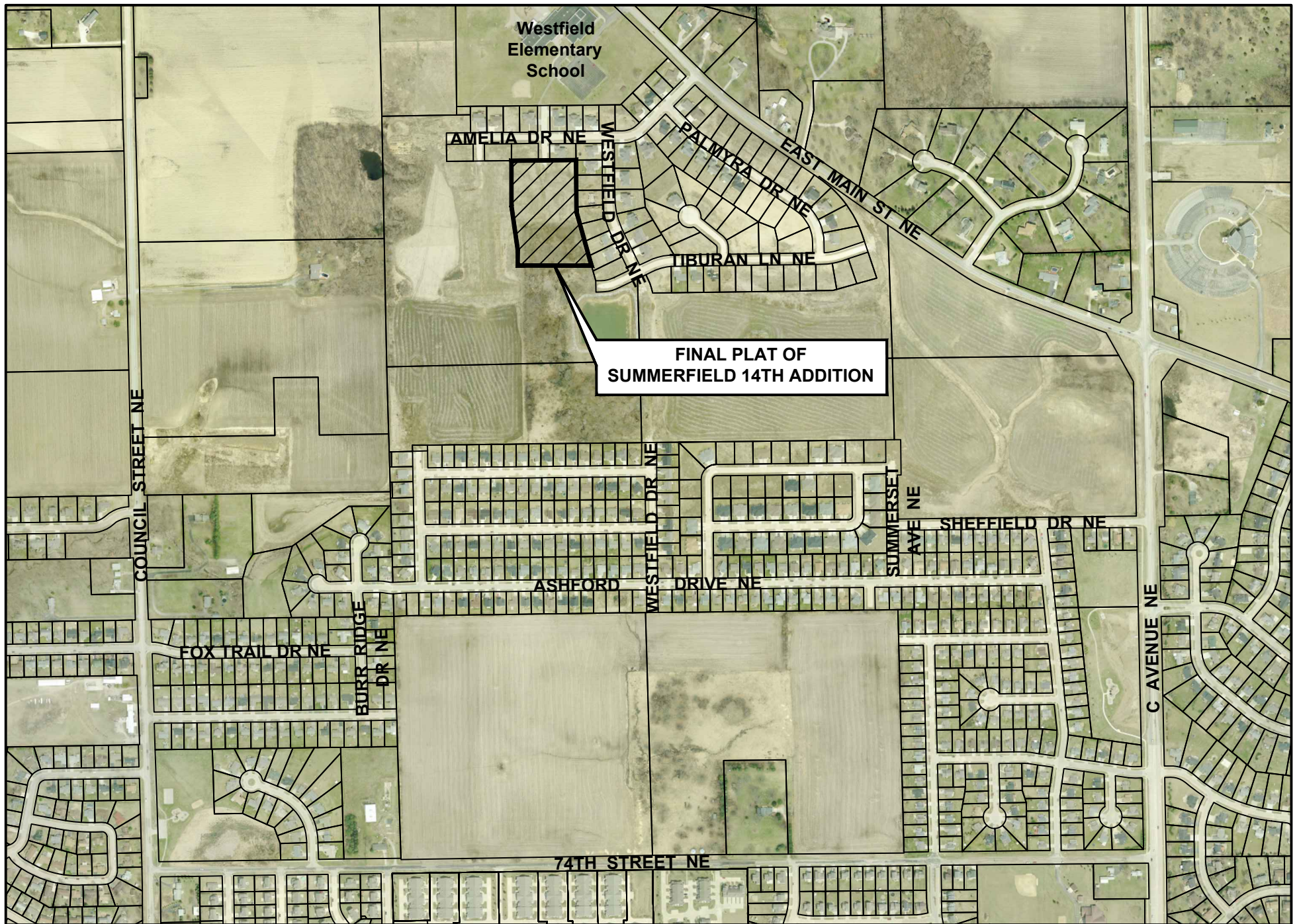
WHEREAS, Butschi Real Estate Company has constructed sanitary sewer in Summerfield Fourteenth Addition, and

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 \$23,440 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 22nd day of October, 2013.





21h

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
- e. Accepting storm sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$76,256.25. CIP/CIC #47-11-017
- f. Accepting Portland Cement Concrete cement in Riviera First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$65,000. CIP/DID #47-11-017
- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

RESOLUTION NO.

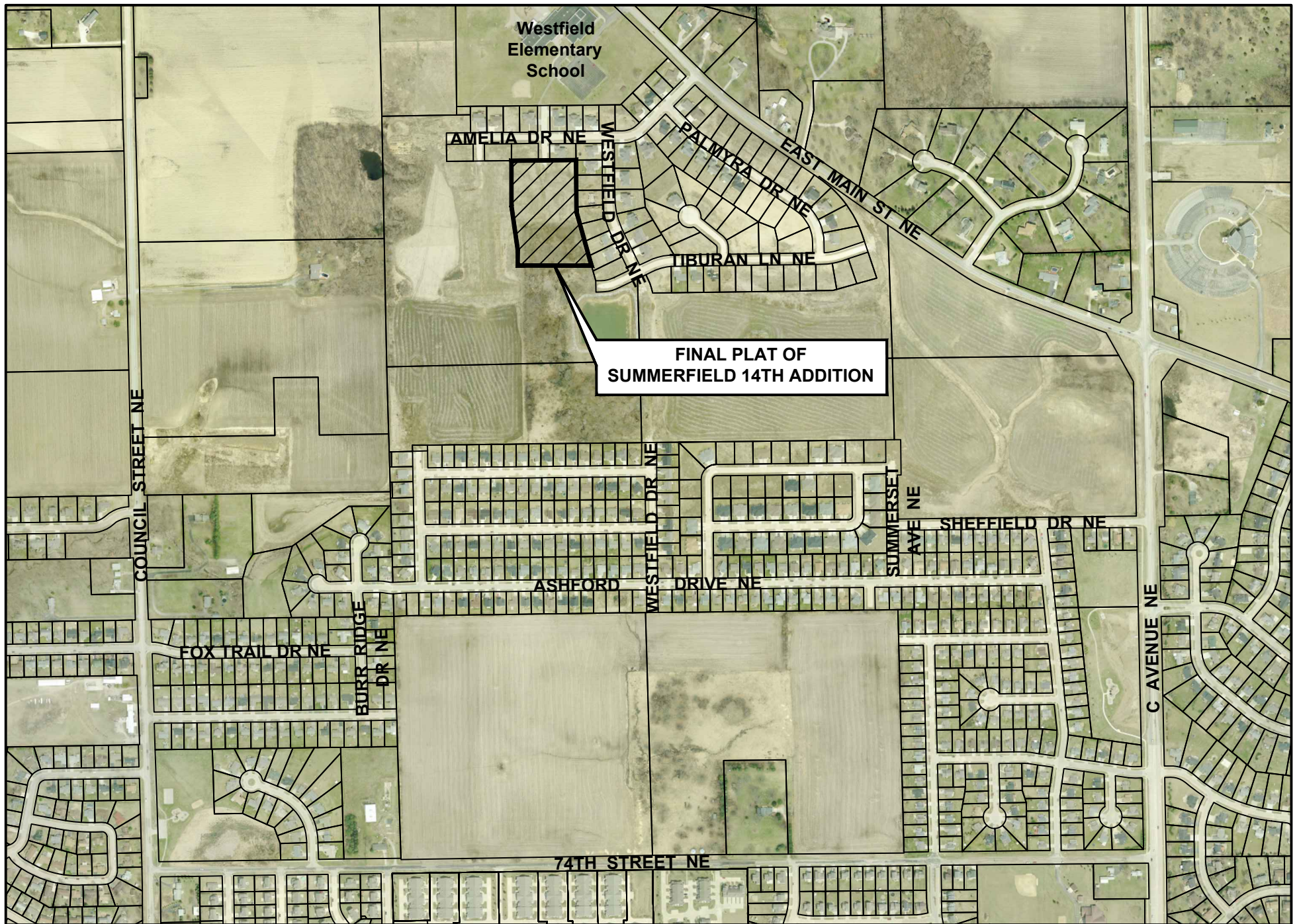
WHEREAS, Butschi Real Estate Company has constructed storm sewer in Summerfield Fourteenth Addition, and

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 \$22,235 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 22nd day of October, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell, PE

Phone Number/Extension: 5804

E-mail Address: l.snell@cedar-rapids.org

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** **Yes Map**

Resolutions accepting maintenance bonds for various subdivision improvements:

- a. Accepting sanitary sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$110,000. CIP/DID #47-06-016
- b. Accepting storm sewer in College Park Estates Sixth Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$80,000. CIP/DID #47-06-016
- c. Accepting Portland Cement Concrete cement in College Park Estates Sixth Addition – Phase 1 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$140,000. CIP/DID #47-06-016
- d. Accepting sanitary sewer in Riviera First Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$67,503.50. CIP/DID #47-11-017
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- g. Accepting sanitary sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$23,440. CIP/DID 47-11-012
- h. Accepting storm sewer in Summerfield Fourteenth Addition and approving 2-year Maintenance Bond submitted by Butschi Real Estate Company in the amount of \$22,235. CIP/DID 47-11-014
- i. Accepting Portland Cement Concrete cement in Summerfield Fourteenth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$32,000. CIP/DID 47-11-014

Background:

This item includes acceptance of nine (9) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private site

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

Explanation (if necessary):

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 Fourteenth 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

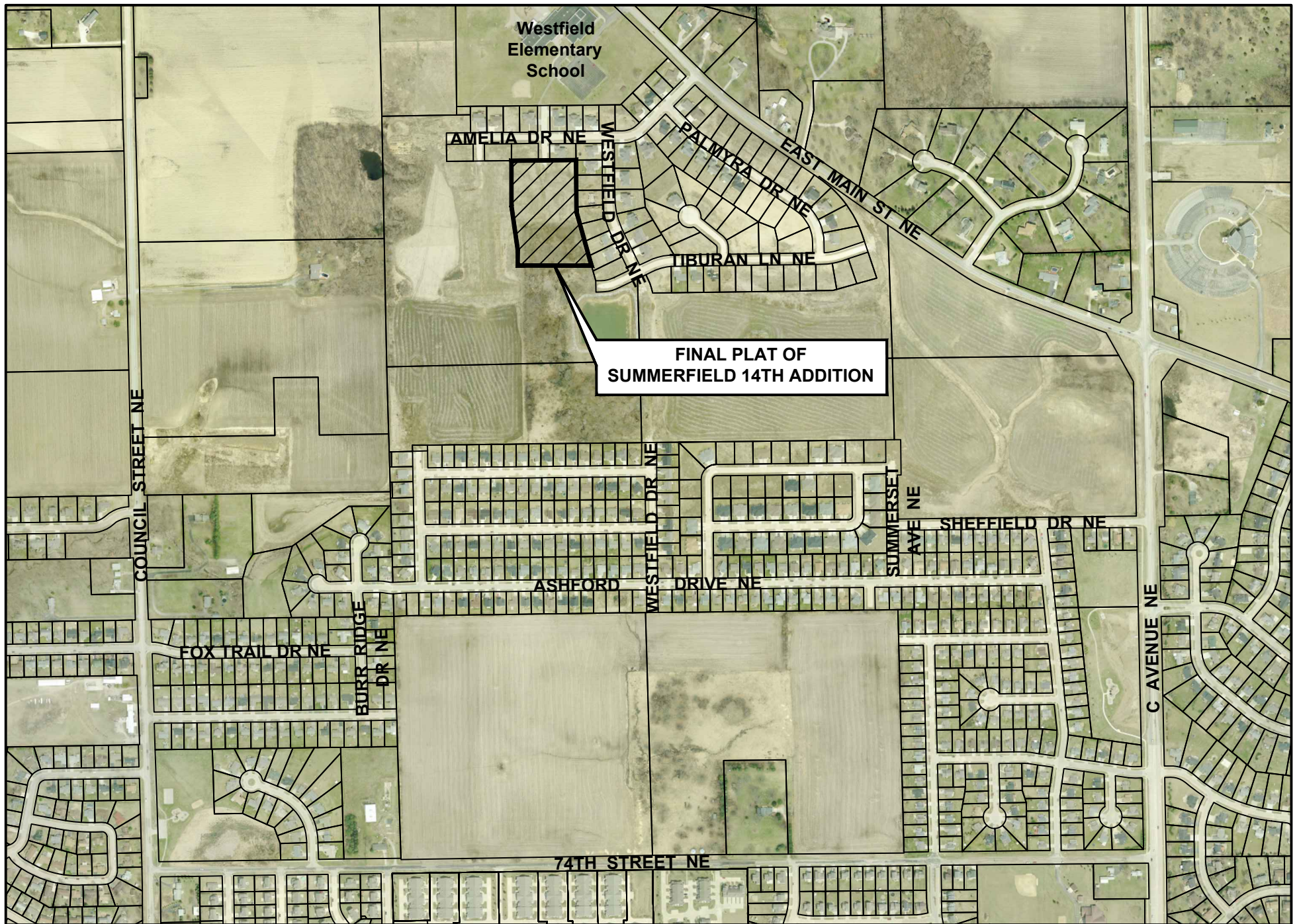
BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Butschi Real Estate Company of the responsibility for:

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, LLC be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Gary Petersen, P.E.
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5847

Alternate Contact Person: John Reasoner
E-mail Address: j.reasoner@cedar-rapids.org

Phone Number/Extension: 5806

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes Map**
Resolution approving an amended preliminary assessment proposed for the 33rd Avenue SW from 18th Street SW to Edgewood Road Improvements Project. CIP/DID #301182-00

Background:

Preliminary assessments for the above grading and paving project were approved by Resolution 0698-08-08 on August 27, 2008. Midwest Development Company owns two parcels in the assessment district and is proposing to subdivide portions of the parcels with a plat for Westwind Creek 7th Addition. Midwest Development Company could not file this plat with the Linn County Recorder's office because of liens associated with the adopted preliminary assessments. Midwest Development Company has prepaid portions of the preliminary assessments to allow the City to release any liens and permit the filing of the subdivision plat.

The Resolution under consideration will revise the assessment amount for the parcels to reflect payment in full for the parcels. The Public Works Department sent a letter to the Linn County Treasurer releasing any City objections to the filing of the subdivision plat for Westwind Creek 7th Addition.

Action / Recommendation:

The Public Works Department recommends adoption of the proposed resolution amending preliminary assessments for the 33rd Avenue SW from 18th Street to Edgewood Road Improvements Project (CIP No. 301182-00).

Alternative Recommendation:

If the resolution is not approved, the preliminary assessment amount revised on March 12, 2008 will remain in effect until the final assessment is adopted. Liens could also remain in effect and title objections may occur when purchasers are attempting to close on the sale of new homes in the subdivision.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

RESOLUTION NO.

RESOLUTION AMENDING PRELIMINARY ASSESSMENTS
FOR THE 33RD AVENUE SW FROM 18TH STREET TO EDGEWOOD ROAD
IMPROVEMENTS PROJECT (CIP 301182)

WHEREAS, Resolution No. 0698-08-08 to adopt preliminary special assessments for the 33rd Avenue SW from 18th Street to Edgewood Road Improvements Project was passed by the City Council on August 27, 2008, and

WHEREAS, the assessment district for said project includes properties owned by Midwest Development Company, and

WHEREAS, portions of said properties are being subdivided with the Westwind Creek 7th Addition as platted by Midwest Development Company, and

WHEREAS, Midwest Development Company has prepaid preliminary assessment amounts for said properties to permit the filing of a subdivision plat for Westwind Creek 7th Addition at the Linn County Recorder's Office, now therefore

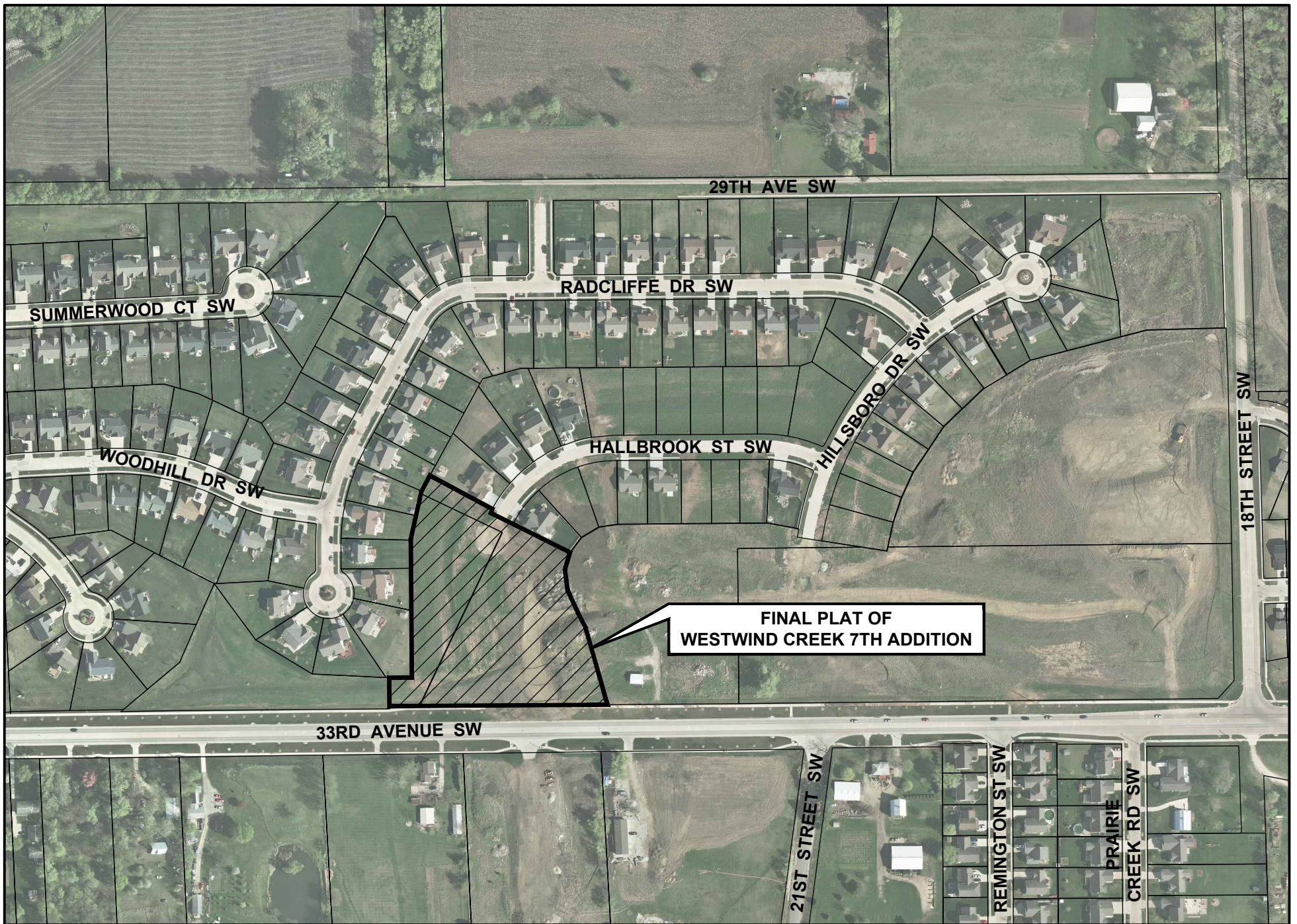
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the preliminary assessment of property owned by Midwest Development Company for the 33rd Avenue SW from 18th Street to Edgewood Road Improvements Project is hereby revised to the amount shown on the following schedule:

Assessment Number Shown on Schedule	Property Owner Name and GPN	Preliminary Assessment Amount Adopted 8/27/08	Payment Status	Revised Preliminary Assessment Amount
276	190620107200000 Midwest Development Company	\$3,730.00	Assessment Paid In Full	\$0
277	190612602000000 Midwest Development Company	\$13,110.00*	Assessment Paid In Full	\$0

*Revised by Council Resolution No. 0914-09-09 on September 9, 2009 for prepayment on Westwind Creek 6th Addition.

BE IT FURTHER RESOLVED, the final assessments for said property will not exceed the revised assessment amounts noted above.

Passed this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Thomas Peterson
E-mail Address: t.peterson@cedar-rapids.org

Phone Number/Extension: 5847

Alternate Contact Person: Scott Hamlin
E-mail Address: s.hamlin@cedar-rapids.org

Phone Number/Extension: 5171

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes MAP**
Resolution approving the installation of a stop sign at the intersection of Ashford Drive NE and Pin Tail Drive NE, stopping Ashford Drive NE for Pin Tail Drive NE. CIP/DID #60-14-031

Background:

The City was asked to look into putting a stop sign for eastbound traffic at this location. The intersection is currently uncontrolled and has school children, bicyclists and pedestrians at any time throughout the day.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install a stop sign at Ashford Drive NE and Pin Tail Drive NE, stopping eastbound traffic on Ashford Drive at the intersection with Pin Tail Drive NE

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain uncontrolled.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: Minute(s)

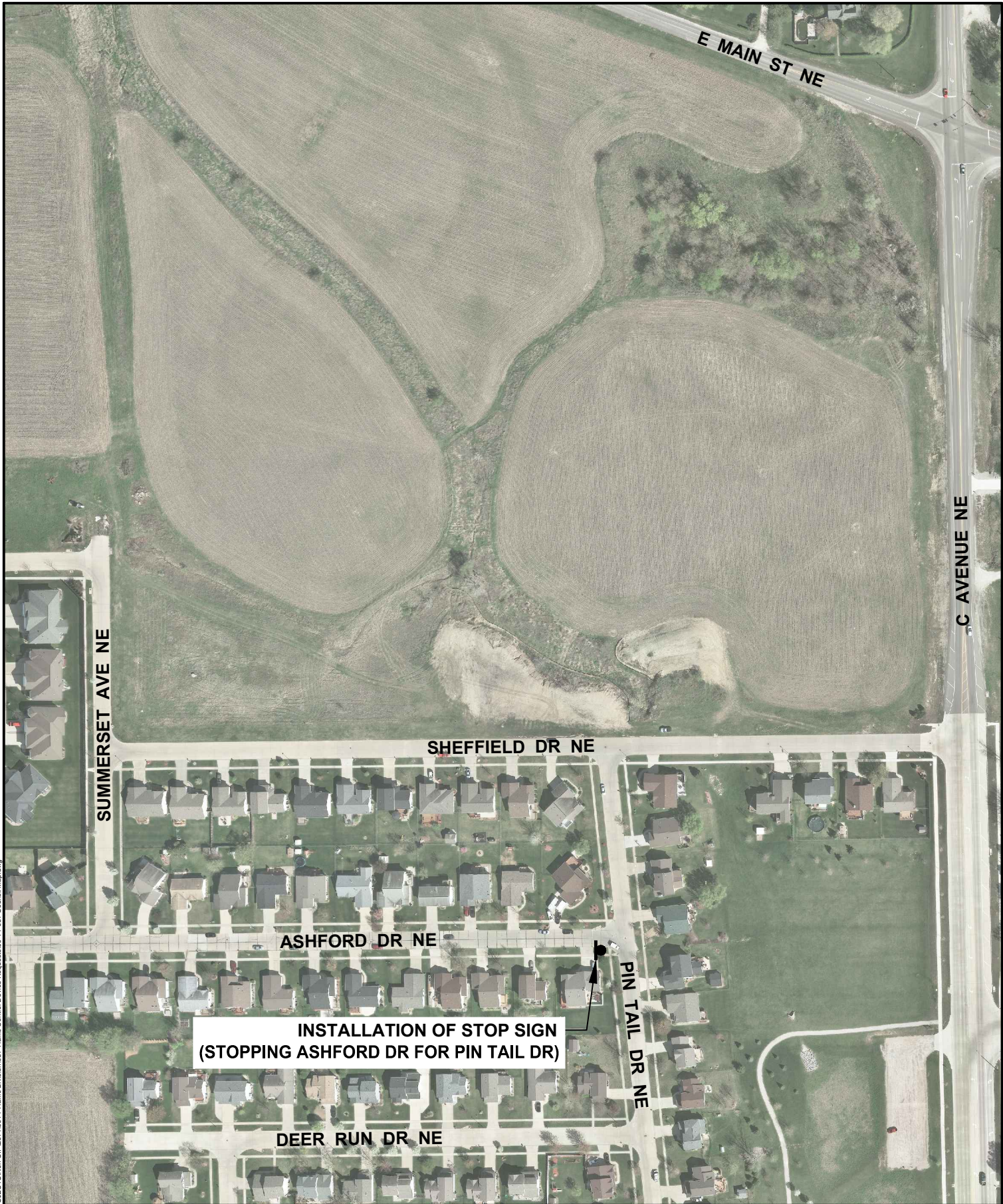
Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that a stop sign be established at the intersection of Ashford Drive NE and Pin Tail Drive NE, such that Ashford Drive stops for Pin Tail Drive NE,

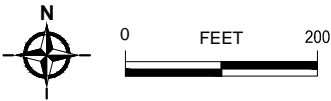
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that a stop sign at the intersection of Ashford Drive NE and Pin Tail Drive NE, stopping Ashford Drive NE for Pin Tail Drive, be and the same is hereby approved.

Passed this 22nd day of October, 2013



INSTALLATION OF STOP SIGN
(STOPPING ASHFORD DR FOR PIN TAIL DR)

INSTALLATION OF STOP SIGN AT
ASHFORD DRIVE NE AND PIN TAIL DRIVE NE
(STOPPING ASHFORD DR FOR PIN TAIL DR)



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Thomas Peterson
E-mail Address: t.peterson@cedar-rapids.org

Phone Number/Extension: 5847

Alternate Contact Person: Scott Hamlin
E-mail Address: s.hamlin@cedar-rapids.org

Phone Number/Extension: 5171

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes MAP**
Resolution approving the installation of a stop sign at the intersection of Rockvalley Drive SW and Underwood Avenue SW, stopping Rockvalley Drive SW for Underwood Avenue SW.
CIP/DID #60-14-031

Background:

The intersection is a "T" intersection and has inadequate sight distance for traffic approaching the intersection from all directions.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install a stop sign at Rockvalley Drive SW and Underwood Avenue SW stopping southbound traffic on Rockvalley Drive at the intersection with Underwood Avenue SW.

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain uncontrolled.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: Minute(s)

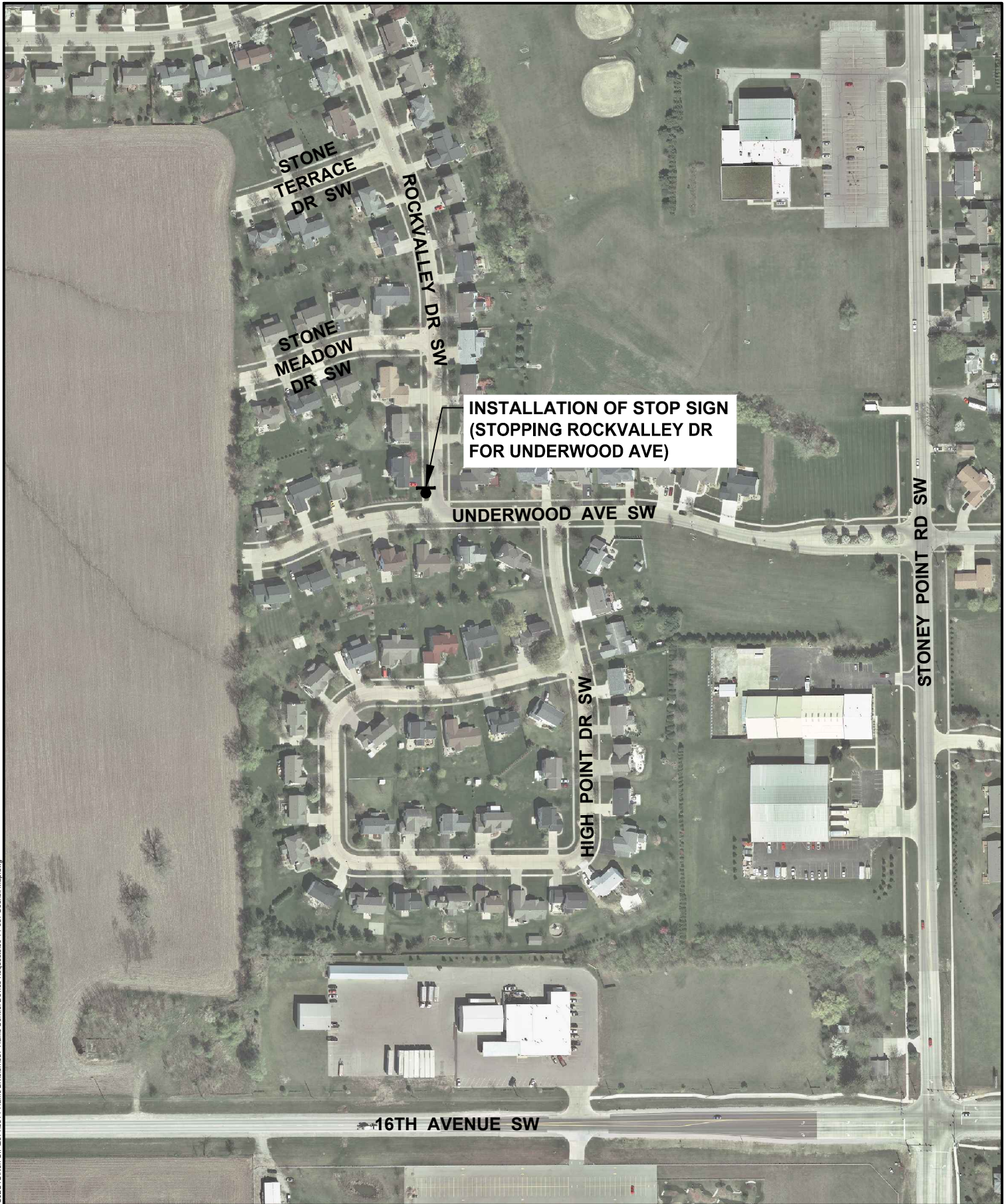
Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that a stop sign be established at the intersection of Rockvalley Drive SW and Underwood Avenue SW, such that Rockvalley Drive stops for Underwood Avenue SW.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that a stop sign at the intersection of Rockvalley Drive SW and Underwood Avenue SW, stopping Rockvalley Drive SW for Underwood Avenue SW, be and the same is hereby approved.

Passed this 22nd day of October, 2013



Cadd File Name: W:\PROJECTS\Non-CIP\2014\6014 Traffic Control Device Request\60-14-031 Council Map.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Thomas Peterson
E-mail Address: t.peterson@cedar-rapids.org

Phone Number/Extension: 5847

Alternate Contact Person: Scott Hamlin
E-mail Address: s.hamlin@cedar-rapids.org

Phone Number/Extension: 5171

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes MAP**
Resolution rescinding Resolution 1638-9-86 which established a school crosswalk on the east approach of L Avenue and Harrison Court NW, and approving the installation of a school crosswalk on the approach of L Avenue at its intersection with Harrison Court NW. CIP/DID #60-14-036

Background:

“Safe Routes to School” CIP 301870 installed sidewalk on the west side of Harrison Court NW near Harrison Elementary School, supporting the relocation of the school crosswalk to the west approach of L Avenue NW and Harrison Court NW and eliminating the conflict between pedestrians and turning vehicles at this intersection.

Action / Recommendation:

The Public Works Department recommends approving the resolution to relocate the school crosswalk at L Avenue NW and Harrison Court from the east approach of the intersection to the west approach of the intersection.

Alternative Recommendation:

Should Council not approve the resolution, the school crosswalk would remain on the east approach.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: Minute(s)

Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the "Safe Routes to School" CIP 301870 installed sidewalk on the west side of Harrison Court NW, and

WHEREAS, Resolution No. 1638-9-86, dated and passed on September 24, 1986, established a school crosswalk at the intersection of L Avenue NW and Harrison Court NW on the east approach of L Avenue at its intersection with Harrison Court, and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends that Resolution No. 1638-9-86 be rescinded in its entirety, and

WHEREAS, Traffic Engineering Division of the Public Works Department recommends that a school crosswalk be established at the intersection of L Avenue NW and Harrison Court NW on the west approach of L Avenue at its intersection with Harrison Court,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 1638-9-86, dated and passed on September 24, 1986, be and the same is hereby rescinded, and

BE IT FURTHER RESOLVED that a school crosswalk be established at the intersection of L Avenue and Harrison Court NW on the west approach of L Avenue at its intersection with Harrison Court NW.

Passed this 22rd day of October 2013



Cadd File Name: W:\PROJECTS\Non-CIP\2014\6014 Traffic Control Device Request\60-14-031 Council Map.dwg



**REMOVAL OF THE SCHOOL CROSSWALK ON THE EAST
LEG OF L AVE NW AT HARRISON CT NW AND RELOCATE
ON THE WEST LEG OF L AVE NW AT HARRISON CT NW**



0 FEET 200

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Reasoner
E-mail Address: j.reasoner@cedar-rapids.org

Phone Number/Extension: 5806

Alternate Contact Person: Chris Strecker
E-mail Address: c.strecker@cedar-rapids.org

Phone Number/Extension: 5820

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes** **Map**
Resolution establishing additional street right-of-way for 6th Street SW and 15th Avenue SW along City-owned property located at 500 15th Avenue SW. CIP/DID #92-11-036

Background:

A Preliminary Site Development Plan was approved for a new building and facilities (the City Services Center) on the above property by City Council Resolution No. 0235-02-12, dated February 14, 2012. Conditions numbered 1 and 2 of this resolution require that additional right-of-way is established along 6th Street SW and 15th Avenue SW adjoining said property.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to establish additional street right-of-way along 6th Street SW and 15th Avenue SW along the City-owned property at 500 15th Avenue SW in the City of Cedar Rapids, Linn County, Iowa for the areas described on the Exhibit "A" Acquisition Plat attached to the resolution.

Alternative to the Recommendation:

1. Defer action until additional information is provided to address City Council requests.
2. Deny approval and specify supplemental reasonable requirements to be met prior to reconsideration.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Policy not applicable to street right-of-way established as part of Site Development Plan review.

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

Explanation (if necessary):

ENG
DSD
BSD
PD
FIR
WTR
STR
RCR
FIN
AUD FILE
TED
CD
TRS
ASR
92-11-036
CRMFR# 12411

RESOLUTION NO.

WHEREAS, a Preliminary Site Development Plan for City property at 500 15th Avenue SW, for a new building and facilities on said property known as the City Services Center, was approved by City Council Resolution No. 0235-02-12, dated February 14, 2012, and

WHEREAS, condition number 1 and condition number 2 of Resolution No. 0235-02-12 require that additional right-of-way is established along 15th Avenue SW and along 6th Street SW adjoining said property, and

WHEREAS, the Public Works Director/City Engineer recommends that Parcel A shown on the attached acquisition plat Exhibit "A" be established as street right-of-way for 6th Street SW in the City of Cedar Rapids, Iowa, and

WHEREAS, the Public Works Director/City Engineer recommends that Parcel B shown on the attached acquisition plat Exhibit "A" be established as street right-of-way for 15th Avenue SW in the City of Cedar Rapids, Iowa, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA the City Council concurs with the recommendation of the Public Works Director/City Engineer, and

BE IT FURTHER RESOLVED that Parcel A shown on the attached acquisition plat Exhibit "A" is hereby established as street right-of-way for 6th Street SW in the City of Cedar Rapids, Iowa, and

BE IT FURTHER RESOLVED that Parcel B shown on the attached acquisition plat Exhibit "A" is hereby established as street right-of-way for 15th Avenue SW in the City of Cedar Rapids, Iowa, and

BE IT FURTHER RESOLVED that this resolution shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

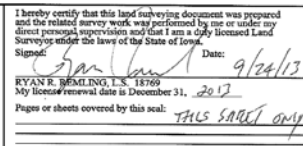
Passed this 22nd day of October, 2013.

PARCEL A AND PARCEL B
ACQUISITION PLAT
PART OF AUDITOR'S PLAT NO. 266
CEDAR RAPIDS, LINN COUNTY, IOWA



SAID PARCEL CONTAINS 20,272 SQ.FT., 0.47 ACRE, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

SAID PARCEL CONTAINS 9,954 SQ.FT., 0.23 ACRE, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.



PARCEL A AND PARCEL B
ACQUISITION PLAT
PART OF AUDITOR'S PLAT NO. 266
CEDAR RAPIDS, LINN COUNTY, IOWA

Designed by: DLK	Drawn by: DLK	Checked by: <i>[Signature]</i>
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Cadd File Name: W:\PROJECTS\Non-CIP\92-11-036 Council Map.dwg

**Council Agenda Item Cover Sheet****Council Meeting Date:** October 22, 2013**Submitting Department:** Development Services Department**Presenter at meeting:** Chris Strecker**Phone Number/Ext:** 319 286-5820**Email:** c.strecker@cedar-rapids.org**Alternate Contact Person:** Vern Zakostelecky**Phone Number/Ext:** 319 286-5043**Email:** v.zakostelecky@cedar-rapids.org**Description of Agenda Item:** ☒ **Consent** ☐ **Public Hearing** ☐ **Regular Agenda**

Resolution accepting a Frontage Road Easement Agreement from KM Investments, LLC at 202 Blairs Ferry Road NE. CIP/DID #91-10-040

Background:

KM Investments, LLC submitted the Frontage Road Reservation Easement Agreement for dedication of a frontage road reservation easement located at 202 Blairs Ferry Road NE on the north side of Blairs Ferry Road NE located east of C Avenue NE as shown on attached Exhibit A. The agreement was submitted to satisfy Condition No. 3 of the site Rezoning Ordinance No. 008-11.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Defer action until additional information is provided to address City Council requests.

Time Sensitivity:**Resolution Date:** October 22, 2013**Estimated Presentation Time:** 0 Minutes**Budget Information (if applicable):** N/A**Local Preference Policy** Applies ☐ Exempt ☐ N/A ☒**Explanation:**

Policy does not apply to easement dedications being done as part of rezoning submittals.

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

Exhibit A



DSD
ENG
RCR
FIN
AUD FILE
TED
CD
TRS
ASR
KM INVESTMENTS
91-10-040
CRFMR #12412

RESOLUTION NO.

WHEREAS, KM Investments, LLC, has submitted a Frontage Road Reservation Easement Agreement for dedication of a frontage road reservation easement on property located at 202 Blairs Ferry Rd. NE on the north side of Blairs Ferry Road NE; and

WHEREAS, the Frontage Road Reservation Easement Agreement is required to satisfy Condition No. 3. of Ordinance No. 008-11, which rezoned said property; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Frontage Road Reservation Easement Agreement submitted by KM Investments, LLC be and the same is hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013

FRONTAGE ROAD RESERVATION EASEMENT AGREEMENT

This instrument made this 6th day of September, 2013, by KM Investments, LLC, Owner (hereinafter referred to as Grantor) of the following described property:

Parcel A, Plat of Survey No. 130 to Linn County, Iowa.

in the City of Cedar Rapids, Iowa, and

WHEREAS, the owner in fee simple of the real property known and described as set out above is the Grantor, and

WHEREAS, a frontage road reservation easement providing for public ingress/egress is proposed upon and under a portion of the above real property owned by the Grantor, and

WHEREAS, the Grantor has agreed to give to the City of Cedar Rapids, Iowa, a perpetual and continual easement for a frontage road reservation and for the purpose of public ingress/egress upon a portion of the real property of the Grantor, for consideration of One Dollar and other valuable considerations duly paid and acknowledged, and

NOW THEREFORE, for the above consideration, and in accordance with the requirement of condition number 3 of City of Cedar Rapids, Iowa Ordinance No. 008-11, the Grantor hereby grants unto the City of Cedar Rapids, Iowa and its assigns a perpetual and continual easement for a frontage road and for the purpose of public ingress/egress upon and under the following portions of the above described property:

The north 50.00 feet, as measured perpendicular to the north line, of Parcel A, Plat of Survey No. 130 to Linn County, Iowa.

The Grantor further agrees to erect no buildings, obstructions or other improvements upon or under the property covered by this Easement which would interfere with public ingress/egress and the frontage road facilities without first obtaining permission from the City of Cedar Rapids, Iowa,

The Easement and rights herein described shall be binding upon the Grantor, its heirs and assigns.

Words and phrases herein shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

FRONTAGE ROAD RESERVATION EASEMENT AGREEMENT

Page 2

PROPERTY OWNER:

BY:

Kurt Miles

ALL-PURPOSE ACKNOWLEDGMENT

STATE OF IOWA
COUNTY OF LINN } ss:

On this 6th day of Sept., A.D. 2013, before me, the undersigned, a Notary Public in and for said State, personally Kurt Miles

 To me personally known
Or ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity(ies) upon behalf of which the person(s) acted, executed the instrument.

Kelly Wulfekuhle (Sign Name)
Kelly Wulfekuhle (Print Name)
Notary Public in and for the State of IOWA

(SEAL)



CAPACITY CLAIMED BY SIGNER:

☒ INDIVIDUAL
☐ CORPORATE
Titles of Corporate Officer(s):

☐ Corporate Seal is affixed
☐ No Corporate Seal procured
☐ PARTNERSHIP: Limited Gen'l
☐ ATTORNEY-IN-FACT
☐ EXECUTOR(s) or TRUSTEE(s)
☐ GUARDIAN(s) or
☐ CONSERVATOR(s)
☐ OTHER:

SIGNER IS REPRESENTING:
Names of entity(ies) or person(s)



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Development Services Department

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Resolution waiving any objection to the annexation of property at the southeast corner of the intersection of Hampshire Drive NE and Kent Drive NE to the City of Marion requested by the City of Marion. CIP/DID #90-13-001

Background:

The City received formal notification from the City of Marion on October 9, 2013 regarding the proposed annexation of property into the corporate limits of Marion. The property is located at the southeast corner of the intersection of Hampshire Drive NE and Kent Drive NE. The notification is a requirement of the Iowa State Code since the property is within two miles of the corporate limits of Cedar Rapids.

Property owner, Midwest Development Co. submitted an application to the City of Cedar Rapids in February of 2013 requesting the City severe/de-annex said property. The parcel is undeveloped, consists of .17 acres and is a platted lettered lot in the Bowman Woods Unit Twenty-One Addition. The east boundary of the parcel is adjacent to the Marion corporate limits. The parcel is not buildable by itself and would be annexed to the City of Marion and combined with addition property owned by Midwest Development Co. to create one buildable lot for a single-family residential home. City Council approved the request to severe/de-annex the property by Resolution No. 0458-03-13, dated March 26, 2013.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Resolution Date: October 22, 2013

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

GENERAL NOTES

TITLEHOLDER

- MIDWEST DEVELOPMENT CO.
SUITE 410
411 FIRST AVENUE SE
CEDAR RAPIDS, IOWA 52401

AGENT

- MIDWEST DEVELOPMENT CO.
SUITE 410
411 FIRST AVENUE SE
CEDAR RAPIDS, IOWA 52401
CONTACT PERSON: MR. FRANK BELLON
PHONE: 319-383-3444
FAX: 319-399-1383

LEGAL DESCRIPTION

- LOT 'A' IN BOWMAN WOODS UNIT TWENTY-ONE IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

EXISTING ZONING & USE

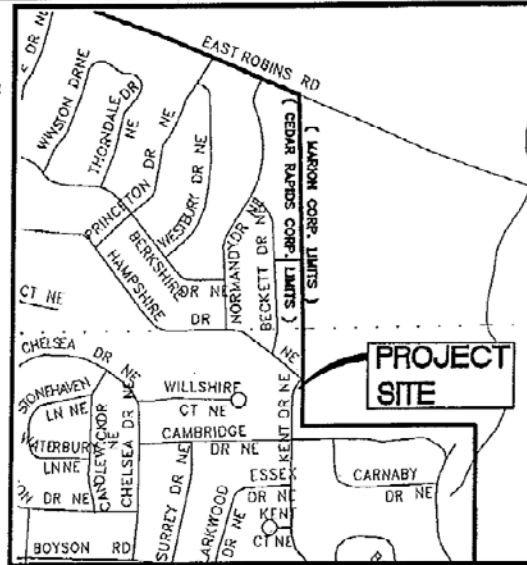
- ZONING: R-2
- USE: VACANT

PROPOSED ZONING & USE

- ZONING: R-2
- USE: SINGLE FAMILY DEVELOPMENT

TOTAL SITE AREA

- 0.17 ACRES; 7,489 SF



VICINITY MAP

NO SCALE

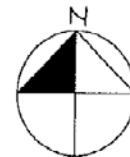
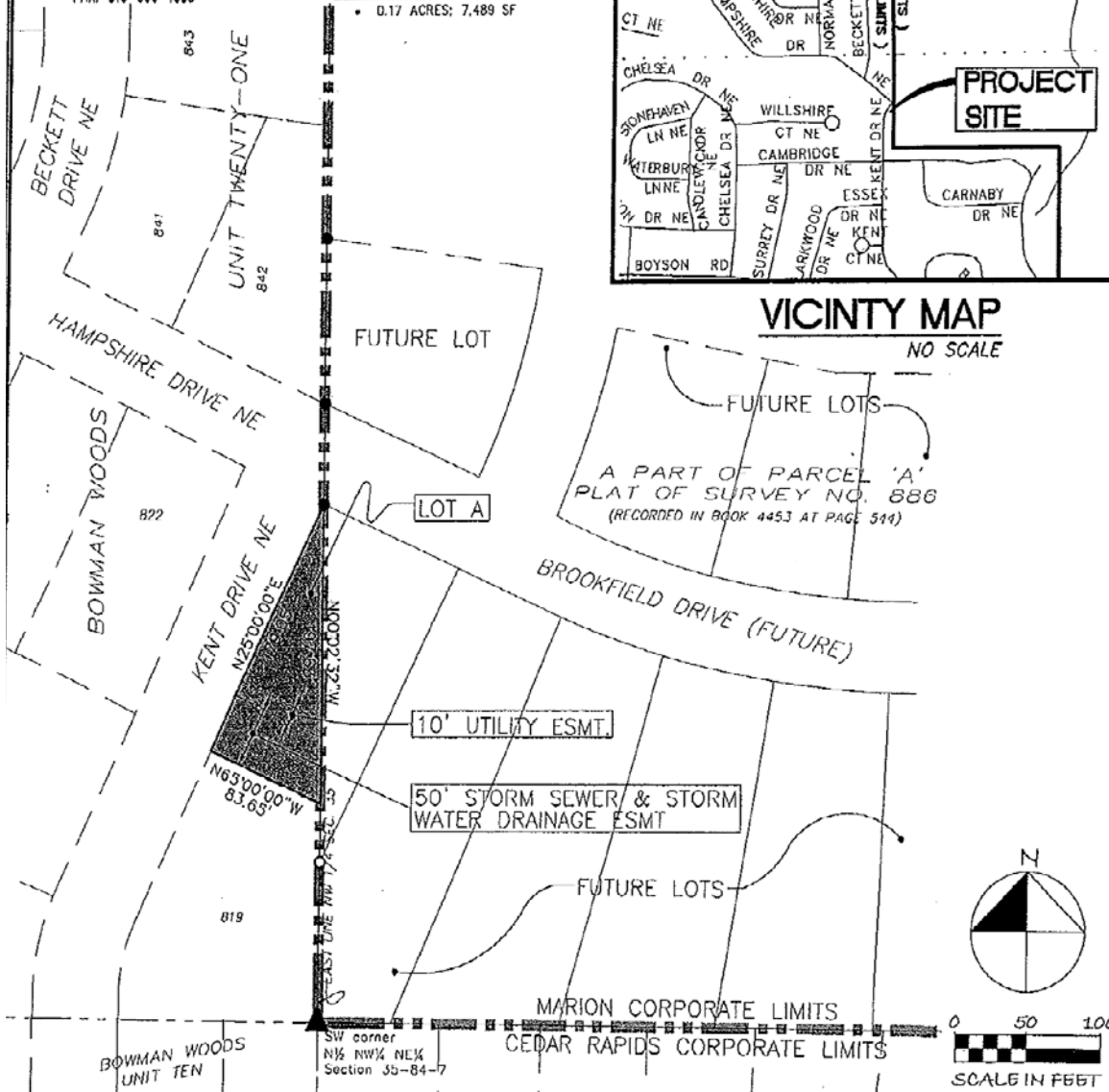


EXHIBIT 'C'

LOT 'A' - BOWMAN WOODS UNIT 21

LOCATED IN
N.W. 1/4 SECTION 35, TOWNSHIP 84 NORTH, RANGE 7 WEST
LINN COUNTY, IOWA

OFFMAN DESIGN CONSULTANTS
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AND THE DATA THEREON
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ODC. ©2007 HOFFMAN DESIGN
CONSULTANTS, INC.

DATE: 02/15/08
FILE NO.: 108085

1921 51ST STREET NE
CEDAR RAPIDS, IA 52402

hoffman design consultants

TEL: (319) 373-5281
FAX: (319) 373-5277

hdc

SHEET 1 OF 1

RESOLUTION WAIVING ANY OBJECTION TO PROPOSED
ANNEXATION OF PROPERTY LOCATED AT THE SOUTHEAST
CORNER OF THE INTERSECTION OF HAMPSHIRE DRIVE NE
AND KENT DRIVE NE TO THE CITY OF MARION, IOWA

WHEREAS, on October 9, 2013 the City of Cedar Rapids, Iowa received an official notification from the City of Marion regarding a public hearing scheduled for the November 7, 2013 Marion City Council meeting to consider annexation of a .17 acre parcel of land located at the southeast corner of the intersection of Hampshire Drive and; and

WHEREAS, the notification is a requirement of the Iowa State Code since the property is within two miles of the corporate limits of Cedar Rapids; and

WHEREAS, the City Council of Cedar Rapids approved the severance/de-annexation of said property by Resolution No. 0458-03-13, dated March 26, 2013; and

WHEREAS, based on the Resolution, which severed said property, the Development Services Department recommends City Council pass a resolution waiving any objection to this property being annexed to the City of Marion;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, by the City Council of City of Cedar Rapids, Iowa, that the City of Cedar Rapids hereby waives any objection to the annexation of the property as described above to the City of Marion.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Development Services Department

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

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

Resolution waiving any objection to the annexation of property between Winslow Road and Indian Creek Road and north of 35th Avenue on the north side of the City of Marion requested by the City of Marion. CIP/DID #90-13-002

Background:

The City received formal notification from the City of Marion on October 9, 2013 regarding the proposed annexation of property into the corporate limits of Marion. The property is located between Winslow Road and Indian Creek Road and north of 35th Avenue on the north side of the City of Marion. The notification is a requirement of the Iowa State Code since the property is within two miles of the corporate limits of Cedar Rapids. Marion and Cedar Rapids are working on adopting a 28E Annexation Agreement and the subject property is in an area for future annexation to the City of Marion. This area is also an area the Iowa State City Development Board has encourage the City of Marion of look at annexation since the this area is surrounded on three sides by the City corporate limits.

Recommendations:

City staff recommends approval of the resolution

Time Sensitivity: .

Marion is holding a public hearing on this proposed annexation on November 7, 2013 and respectfully requests the City of Cedar Rapids' input prior to or at the public hearing.

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

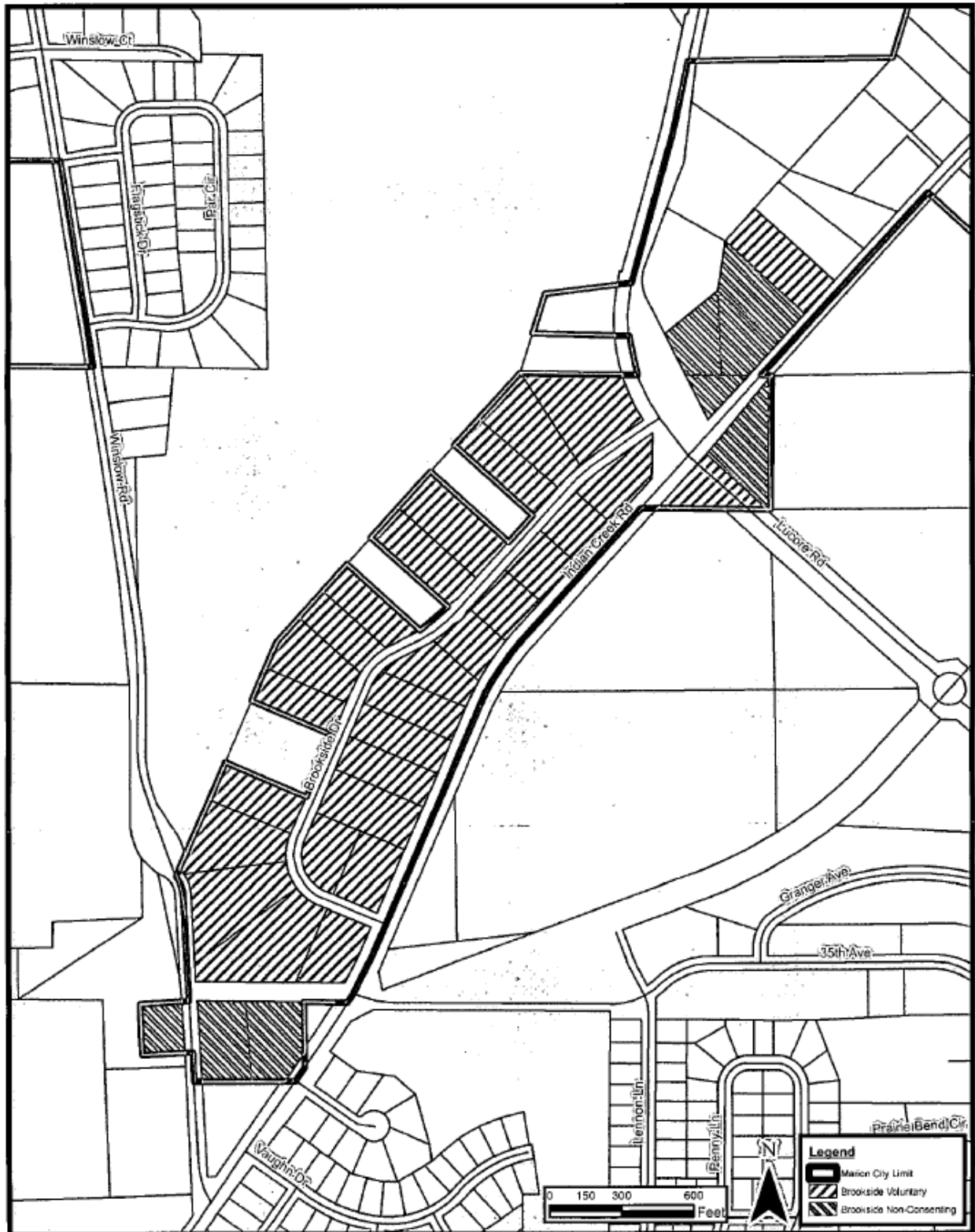
N/A

Local Preference Policy Applies ☐ Exempt ☒

Marion Annexation Map

Location Map

Brookside Drive Annexation Area



RESOLUTION WAIVING ANY OBJECTION TO PROPOSED
ANNEXATION OF PROPERTY LOCATED BETWEEN WINSLOW
ROAD AND INDIAN CREEK ROAD AND NORTH OF 35TH
AVENUE ON THE NORTH SIDE OF THE CITY OF MARION TO
THE CITY OF MARION

WHEREAS, on October 9, 2013 the City of Cedar Rapids, Iowa received an official notification from the City of Marion regarding a public hearing scheduled for the November 7, 2013 Marion City Council meeting to consider annexation of properties located between Winslow Road and Indian Creek Road and north of 35th Avenue on the north side of the City of Marion; and

WHEREAS, the notification is a requirement of the Iowa State Code since the property is within two miles of the corporate limits of Cedar Rapids, and

WHEREAS, Marion and Cedar Rapids are working on adopting a 28E Annexation Agreement and the subject properties are in an area for future annexation to the City of Marion, and

WHEREAS, based on the location of the properties and that the area proposed for annexation is surrounded by the Marion corporate limits on three side, the Development Services Department recommends City Council pass a resolution waiving any objection to these properties being annexed to the City of Marion;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, by the City Council of City of Cedar Rapids, Iowa, that the City of Cedar Rapids hereby waives any objection to the annexation of the area as described above to the City of Marion.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Submitting Department: City Manager

Presenter at meeting: Sandi Fowler
E-mail Address: s.fowler@cedar-rapids.org

Phone Number/Extension: 319-286-5077

Alternate Contact Person: Heath Halverson
E-mail Address: h.halverson@cedar-rapids.org

Phone Number/Extension: 319-286-5110

Description of Agenda Item:

Resolution authorizing the City Manager to establish a Communications Division within the City Manager's Office and create one FTE to assist in the citywide communications strategy. (NEW CIP/DID #)

Background:

The vacancy in the City Manager's Office position of Communication Liaison provides an opportunity to improve the City's overall communications strategy. The new structure houses a Communications Division with the City Manager's Office. The existing Communications Liaison will be reclassified to Communications Manager with a major focus on the citywide communications strategy and supervision of staff assigned to the division. Three existing positions will be transferred into the newly created division: Marketing Manager (Parks & Recreation), Special Projects Coordinator (Fire), and Utilities Communication Program Manager (Utilities). A fourth position will be created to serve communications for the Development Services Department, with partial funding created from the coordination of communication within Public Safety. A total of five FTEs will be allocated to the Communications Division.

Action / Recommendation: Approve creation of one FTE for the Communications Division of the City Manager's Office.

Alternative Recommendation (if applicable): N/A

Time Sensitivity: Immediate

Resolution Date: October 22, 2013

Estimated Presentation Time: Consent

Budget Information (if applicable): N/A

RESOLUTION NO.

WHEREAS, the vacancy in the City Manager's Office position of Communication Liaison provides an opportunity to improve the City's overall communications strategy, and

WHEREAS, the City Manager's Office has established a Communications Division existing of five FTEs: Communications Manager, Marketing Manager (Parks & Recreation), Special Projects Coordinator (Fire), Utilities Communication Program Manager (Utilities) and a fourth position which will be created to coordinate the communication plan for the Development Services Department, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is hereby authorized to establish a Communications Division within the City Manager's Office and create one additional FTE to assist in the citywide communication strategy.

Passed this 22nd day of October, 2013

**Council Agenda Item Cover Sheet****Council Meeting Date:** 10-22-13**Submitting Department:** Purchasing Services Division – Finance Department**Presenter at meeting:** consent**Phone Number/Ext:****Email:****Alternate Contact Person:** Mark Jones**Phone Number/Ext:** X4791**Email:****Description of Agenda Item:**

Transfer of 74 surplus office panel partitions from the Solid Waste and Recycling Division to Mercy Medical Center.

Background:

Seventy-four (74) surplus Herman Miller 80" tall office partition panels located in the Solid Waste and Recycling Division became available during the renovation of the City's Public Works building. Mercy Medical Center expressed a need for the panels which relieved the City of storing or selling the panels. The decision was made to donate the panels to Mercy Medical Center.

Action / Recommendation:

That the above recommendation be approved.

Alternative Recommendation:

none

Time Sensitivity:**Resolution Date:** 10-22-13**Estimated Presentation Time:** consent**Budget Information (if applicable):****Local Preference Policy** Applies ☐ Exempt ☐**Explanation:****Recommended by Council Committee** Yes ☐ No ☐ N/A ☒**Explanation (if necessary):**

SWM
CM
PUR
FIN

RESOLUTION NO.

WHEREAS the City of Cedar Rapids is in possession of seventy-four (74) surplus Herman Miller 80" tall office partition panels located in the Solid Waste and Recycling Division that became available during the renovation of the City's Public Works building; and

WHEREAS the City desires to transfer the above mentioned surplus office partition panels to Mercy Medical Center located at 701 10th Street SE, Cedar Rapids, Iowa; and

WHEREAS the proposed transfer will relieve the City of Cedar Rapids, Iowa, from the obligation to store or sell the panels.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that ownership of the above-mentioned surplus office partition panels shall be transferred to Mercy Medical Center.

Passed this 22nd day of October 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Building Services Division

Presenter at meeting: Ray Nees
Email: R.Nees@cedar-rapids.org

Phone Number/Ext: 286-5857

Alternate Contact Person: Kevin Ciabatti
Email: K.Ciabatti@cedar-rapids.org

Phone Number/Ext: 286-5841

Description of Agenda Item:

Resolution amending Resolution No. 0838-07-10 which approved the schedule of housing inspection services fees accompanying Chapter 29 of the Municipal Code, Housing Code, to correct the Chapter 29 code sections referenced and update the necessary terms within the schedule. CIP/DID# 29456

Background: Subsequent to the passage of the current fee resolution, a new Chapter 29, Housing Code, was adopted. The code sections referenced by the original fee resolution and some of the terms used within the code are no longer correct. This amendment only seeks to correct the code sections referenced and to update the necessary terms, and does not make any changes to the amounts of fees and fines, nor change when fees or fines are required.

Action / Recommendation:

Approve the amendment to correct the sections of Chapter 29 that are referenced and update necessary terms within the schedule.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 10-22-13

Estimated Presentation Time: n/a

Budget Information (if applicable):

Local Preference Policy Exempt N/A
Explanation:

Recommended by Council Committee No N/A
Explanation (if necessary):

RESOLUTION NO. _____

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 0838-07-10 passed on July 13, 2010 is hereby amended to correct the Chapter 29 code sections referenced and update necessary terms in the schedule of housing inspection services fees- and

BE IT FURTHER RESOLVED that in accordance with Chapter 29 of the Cedar Rapids Municipal Code, the Schedule of Housing Inspection Services fees as previously set forth in Resolution No. 0838-07-10 passed on July 13th, 2010 is hereby amended as set forth in the attached schedule.

Passed this 22nd day of October, 2013.

_____, Mayor

Attest:

_____, City Clerk

SCHEDULE OF HOUSING INSPECTION SERVICES FEES AS AMENDED OCTOBER 22, 2013

Landlord Business Permit – One Time Fee\$50.00

Annual Rental Property/Unit Registration Fee

Single-family Dwelling or Owner-occupied Duplex \$30.00

Duplex (both units rental) \$30.00

Multiple Dwelling-3 or more units (structure plus per unit fee) \$25.00

Dwelling/rooming Unit * \$8.00

* This fee shall not apply to owner-occupied dwelling units within
Multi-family dwellings.

First Re-inspection

There shall be no fee charged for the first re-inspection of a property found in violation of the Housing Code.

Second and Subsequent Re-inspections

The following re-inspection fees shall be due the City of Cedar Rapids for the second or subsequent re-inspections of a property found in violation of the Housing Code.

Single-family Dwelling or Duplex \$100.00

Multiple Dwelling-3 or more units \$100.00

Trip Fee

The following trip fee shall be due the City of Cedar Rapids for failure of the property owner to provide a housing inspector complete access to the property for purposes of carrying out a scheduled initial inspection or re-inspection.

Single-family Dwelling, Duplex or Multiple Dwelling..... \$75.00

Penalty

Failure to obtain a Landlord Business Permit or Register Rental Property/Units per Chapter 29 shall be punishable in the amount not to exceed one thousand dollars for each calendar month after properly served notification per the International Property Maintenance Code, as amended.....\$1000.00

Housing Code Appeal

The filing fee (per structure) for an application to the Housing Code Board of Appeals is as follows:

Application (one item)..... \$30.00

Each additional application for the same structure (per item) \$5.00

Valid Complaint Inspection Fee

If the violation(s) are found valid on the scheduled inspection date.....\$100.00

Reinstatement Fee

Suspended or Revoked License.....\$250.00



Council Agenda Item Cover Sheet

☒ **Consent Agenda**

☐ **Regular Agenda**

Council Meeting Date: October 22, 2013

Submitting Department: Utilities – Water Division

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

Alternate Contact: Bruce Jacobs **Phone No.:** 5913 **E-mail:** b.jacobs@cedar-rapids.org

Description of Agenda Item:

Resolution authorizing the Utilities Department to proceed to file an application with the Federal Energy Regulatory Commission (FERC) to surrender the licensing exemption for the hydropower facility owned by the City of Cedar Rapids, FERC project P-4344. CIP/DID #

Background:

The hydropower facility was inundated in the flood of June 2008. The amount of \$13.5 million was obligated by FEMA, then later de-obligated. Two appeals were pursued between 2009 and 2012.

The second appeal to FEMA for obligation of disaster recovery funding for the hydropower facility was successful, and the entire amount of the original PW was re-obligated. The City applied to FEMA to use the funds for an alternate project, and the application was approved by FEMA.

The Utilities Department has completed the cleanup of the water, oil and sludge from the interior of the hydropower facility.

The City Council, in applying the FEMA funds to an alternate project, has indicated no intent to restore the hydropower facility to service. The Federal Energy Regulatory Commission therefore requires that the City file an application to surrender the licensing exemption for the hydropower facility. This will remove the facility from FERC jurisdiction. The facility has been secured, and the structure and inoperable equipment abandoned in place will be left as is for the foreseeable future. There is no FERC nor Iowa DNR requirement to demolish the structure.

Action / Recommendation:

The Utilities Department – Water Division staff recommends that City Council approve a resolution authorizing the Utilities Department to proceed with an application to surrender the FERC licensing exemption for the hydropower facility, FERC project no. P-4344.

Alternative Recommendation: None

Time Sensitivity: Action requested October 22, 2013

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minutes

Budget Information Process Information:

1. **Included in Current Budget Year:** Not applicable
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** Not applicable
3. **Purchasing Department used or Purchasing Guidelines followed:** Not applicable

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Not applicable

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

Explanation (if necessary): In brief discussion at Infrastructure Committee on April 16, the Committee concurred with pursuing the application to surrender the license exemption to comply with the FERC requirement.

RESOLUTION NO.

WHEREAS, the Hydropower Facility was inundated in the flood of June 2008 and has been inoperable since, and

WHEREAS, the Utilities Department has completed the cleanup of the water, oil and sludge from the interior of the Hydropower Facility. The facility has been secured, and the structure and inoperable equipment abandoned in place will be left as is for the foreseeable future. There is no FERC nor Iowa DNR requirement to demolish the structure, and

WHEREAS, the City Council, has applied the FEMA funds obligated for the restoration of the hydropower facility to an alternate project, and

WHEREAS, the City Council does not intend to restore the Hydropower Facility to service, and

WHEREAS, the Federal Energy Regulatory Commission, therefore, requires that the City file an application to surrender the licensing exemption for the Hydropower Facility, removing the facility from FERC jurisdiction, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council approve a resolution authorizing the Utilities Department to proceed with an application to surrender the FERC licensing exemption for the Hydropower Facility (FERC project no. P-4344).

Passed this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

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

Council Meeting Date: October 22, 2013

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone:** 5281 **E-mail:** Steve.He@cedar-rapids.org

Alternate Contact: Matt Jensen **Phone:** 5937 **E-mail:** m.jensen@cedar-rapids.org

Description of Agenda Item:

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Amendment No. 4 to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$103,000 for additional design services not included in the original scope of services for the J Avenue Chlorine System Improvements project (original contract was \$91,300; total contract amount with this amendment is \$284,166). CIP/DID #6250009-01

Background:

Resolution No. 1090-09-10 passed by City Council on September 28, 2010 authorized the execution of a Professional Services Agreement with HDR Engineering, Inc. for improvements to the J Avenue Water Treatment Plant chlorine feed system.

The chlorine feed system installed at the J Avenue Plant in 1982 was typical during that time period; however, with the development of new technology the current feed system no longer adheres to generally accepted engineering practices. The J Avenue Chlorine System Improvements project updates the J Avenue Water Treatment Plant to current engineering best practices for chlorine feed.

Similar improvements are needed at the NW Water Treatment Plant to improve process safety. The Utilities Department – Water Division is requesting additional design services to include design of a vacuum-type chlorine cylinder manifold system at the NW Water Treatment Plant to make it identical to the upgraded system at the J Avenue Water Treatment Plant, design of new emergency HVAC air intake louvers to optimize the scrubbing capability of the Emergency Chlorine scrubber located at the NW Water Treatment Plant, updating of Process Safety Management documents related to the chlorine system and drafting of a new Emergency Action Plan to be used in the event of a large scale chlorine leak.

The original contract amount was \$91,300; Amendment No. 1 in the amount of \$17,000 (dated 5/14/2011); Amendment No. 2 in the amount of \$7,120 (dated 4/10/2012); Amendment No. 3 in the amount of \$65,746 (dated 6/25/2013); Amendment No. 4 in the amount of \$103,000 (dated 10/22/2013); for a total contract amount including all amendments is \$284,166.

Action / Recommendation:

The Utilities Department – Water Division recommends that Amendment No. 4 to the PSA with HDR Engineering, Inc. be approved for an amount not-to-exceed \$103,000 and that the City Manager and City Clerk be authorized to execute said Amendment.

Alternative Recommendation: N/A

Time Sensitivity: Action needed on October 22, 2013

Resolution Date: 10/22/13

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

1. **Included in Current Budget Year:** No. The project is being funded from the Water Division's cash reserves and coded to 553000-625-625000-X-X-625900.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The construction of the improvements can be funded from cash reserves and is expected to be approximately \$125,000 - \$150,000.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes

Local Preference Policy

Explanation: Amendment is for a PSA that has already been executed.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids – Utilities Department executed a Professional Services Agreement with HDR Engineering, Inc. on September 28, 2010 for the J Avenue Chlorine System Improvements project (Contract No. 6250009-01), and

WHEREAS, similar improvements are needed at the NW Water Treatment Plant to improve process safety. The Utilities Department – Water Division is requesting additional design services to include design of a vacuum-type chlorine cylinder manifold system at the NW Water Treatment Plant to make it identical to the upgraded system at the J Avenue Water Treatment Plant, emergency HVAC air intake louvers to optimize the scrubbing capability of the Emergency Chlorine scrubber located at the NW Water Treatment Plant, updating of Process Safety Management documents related to the chlorine system and drafting of a new Emergency Action Plan to be used in the event of a large scale chlorine leak and

WHEREAS, HDR Engineering, Inc. has proposed to provide the additional services for an amount not to exceed \$103,000, and

WHEREAS, the Utilities Department – Water Division recommends that Amendment No. 4 to the Professional Services Agreement with HDR Engineering, Inc. for the J Avenue Chlorine System Improvements project be approved for an amount not to exceed \$103,000 and that the City Manager and City Clerk be authorized to execute said Amendment, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 4, to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$103,000 be hereby approved and that the City Manager and City Clerk be authorized to execute said Amendment. To be funded from the Utilities Department – Water Division CIP budget and coded to 553000-625-625000-X-X-6250009. The original contract amount was \$91,300 and the total contract amount with this Amendment is \$284,166.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Mark Jones

Phone Number/Ext: X4791

Email: m.jones@cedar-rapids.org

Description of Agenda Item:

Amendment No. 3 to renew Agreement for Yard Waste Carts with Rehrig Pacific Company for the Solid Waste & Recycling Division for an estimated annual amount of \$75,000 (original contract amount was \$75,000; renewal contract amount is \$75,000). CIP/DID #0910-053

Background:

Proposals were solicited in 2010 on behalf of the Solid Waste & Recycling Division for annual purchases of yard waste carts with five (5) vendors responding. Rehrig Pacific Company was awarded as the vendor to supply both 95 gallon and 65 gallon yard waste containers for an initial agreement period of November 1, 2010 through October 31, 2011, with four (4) one-year renewal options available.

Amendment No. 3 is to renew the Agreement for the period of November 1, 2013 through October 31, 2014, with one (1) one-year renewal option remaining. The Solid Waste & Recycling Division has agreed to the following increases in price:

Item Description	Old Price	New Price
95-Gallon Yard Waste Cart	\$45.57	\$47.18
65-Gallon Yard Waste Cart	\$40.50	\$42.98

The total annual expenditure is not anticipated to exceed \$75,000, budgeted in GL account # 531109-641-641000-64121.

Action / Recommendation:

Resolution authorizing execution of Amendment No. 1 to Agreement for Yard Waste Carts for a total estimated annual amount not to exceed \$75,000.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Estimated annual total of \$75,000 budgeted in GL account # 531109-641-641000-64121.

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

The buy local program applies to this contract; however, there were no proposals received from local vendors.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals for yard waste carts in 2010, on behalf of the Solid Waste & Recycling Division; and

WHEREAS, an agreement was established with Rehrig Pacific Company to provide yard waste carts on an as-needed basis; and

WHEREAS, both parties agree to a one-year renewal for the period of November 1, 2013 through October 31, 2014 with one additional one-year renewal option remaining; and

WHEREAS, pricing shall be adjusted as follows:

Item Description	Old Price	New Price
95-Gallon Yard Waste Cart	\$45.57	\$47.18
65-Gallon Yard Waste Cart	\$40.50	\$42.98

and WHEREAS, the total annual purchases are not to exceed \$75,000, budgeted in GL account # 531109-641-641000-64121; 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 Rehrig Pacific Company as described herein.

Passed this 22nd day of October, 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** October 22, 2013**Submitting Department:** Finance – Purchasing Services**Presenter at meeting:** Consent Agenda Item**Phone Number/Ext:****Email:****Alternate Contact Person:** Chuck Goss**Phone Number/Ext:** X5863**Email:** c.goss@cedar-rapids.org**Description of Agenda Item:**

Amendment No. 1 to Agreement for Lawn Care & Landscape Maintenance for the Facilities Maintenance Division with Quality Care for a total annual expenditure not to exceed \$25,695 (original contract amount was \$7,895, renewal amount is \$25,695). CIP/DID #0213-190

Background:

Bids were solicited in Spring 2013 on behalf of the Facilities Maintenance Division for Lawn Care & Landscape Maintenance for City Hall with five (5) bids submitted. Award was made to Quality Care as the lowest bidder for the initial period of April 1, 2013 through October 31, 2013.

Amendment No. 1 renews the services for City Hall and adds the following additional facilities for the 2014 season: Downtown Library, South Gateway Sign, Police Department, Police Rifle Range, and Central Fire Station. This Amendment extends the Agreement through October 31, 2014 with three (3) one-year renewal options available. The total annual expenditure for all six (6) facilities will not exceed \$25,695, budgeted in GL account #081600.

Estimated not-to-exceed amounts for each individual facility are as follows:

City Hall:	\$7,895
Library (Downtown):	\$3,200
South Gateway:	\$2,600
Police Department:	\$6,000
Police Rifle Range:	\$5,000
Central Fire Station:	\$1,000
Total not-to-exceed amount:	\$25,695

Summary of Contract:

Initial Contract	04/01/13 - 10/31/13	City Hall	Not-to-exceed \$7,895
Amendment No. 1	11/01/13 - 10/31/14	City Hall with 5 added facilities	Not-to exceed \$25,695

Action / Recommendation:

Resolution authorizing execution of Amendment No. 1 to Agreement for Lawn Care & Landscape Maintenance for a total estimated annual amount not to exceed \$25,695.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): GL Account #081600

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference policy applied when services were bid but did not affect the award.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids in Spring 2013 on behalf of the Facilities Maintenance Division for Lawn Care & Landscape Maintenance at City Hall; and

WHEREAS, responses were received from five suppliers; and

WHEREAS, award was made to Quality Care as the lowest bidder for the initial period of April 1, 2013 through October 31, 2013; and

WHEREAS, the Facilities Maintenance Division is amending the Scope of Work to include the following additional locations: Downtown Library, South Gateway, Police Department, Police Rifle Range, and Central Fire Station; and

WHEREAS, the Agreement with Quality Care with the Scope of Work amended as stated above shall be extended through October 31, 2014, with three one-year renewal options remaining; and

WHEREAS, the total annual expenditure for all six locations will not exceed \$25,695, budgeted in the Facilities Maintenance operating budget; and

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. 1 to the Agreement for Lawn Care & Landscape Maintenance with Quality Care as described herein.

Passed this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Keith Nuehring

Phone Number/Ext: X5622

Email: k.nuehring@cedar-rapids.org

Description of Agenda Item:

Amendment No. 5 to Information Technology Agreement for Cabling Materials with Van Meter Industrial, Inc. for a total annual expenditure not to exceed \$38,000 (original contract amount was \$24,000; renewal amount is \$38,000). CIP/DID #0910-067

Background:

Bids were solicited in 2010 on behalf of the Information Technology Department for cabling materials with three (3) bids submitted. Award was made to Van Meter Industrial, Inc., the lowest bidder, for an initial agreement period of November 1, 2010 through October 31, 2011.

Amendment No. 5 renews the agreement through October 31, 2014 with one (1) one-year renewal option remaining. With this renewal, additional items are added to the Agreement to be used for the new City Services Center, bringing the anticipated annual expenditure to a not-to-exceed amount of \$38,000. Cabling materials will be partially funded by FEMA PW #PWE004 with the balance from GL account #531106-101-109420.

Summary of Agreement to date:

Initial Agreement	11/01/10-10/31/11		Not to exceed \$24,000
Amendment No. 1	11/01/11-10/31/12	Renewal No. 1	Not to exceed \$9,000
Amendment No. 2	11/01/12-10/31/13	Renewal No. 2	Not to exceed \$23,000
Amendment No. 3	11/01/12-10/31/13	Add items	Not to exceed \$23,000
Amendment No. 4	11/01/12-10/31/13	Add FEMA language	Not to Exceed \$23,000
Amendment No. 5	11/01/13-10/31/14	Renewal No. 3; add items	Not to Exceed \$38,000

Action / Recommendation:

Resolution authorizing execution of Amendment No. 5 to Agreement for Cabling Materials for a total estimated annual amount not to exceed \$38,000.

Alternative Recommendation:

Time Sensitivity: Current contract expires October 31, 2013

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Applied at time of bid award in 2010 but did not affect outcome because the low bidder is local.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids in 2010 on behalf of the Information Technology Department for the purchase of Cabling Materials on an as-needed basis; and

WHEREAS, responses were received from three suppliers; and

WHEREAS, the award was made to Van Meter Industrial, Inc., as the lowest bidder for the initial Agreement period of November 1, 2010 through October 31, 2011; and

WHEREAS, Amendment No. 5 adds additional items and renews the Agreement for the period of November 1, 2013 through October 31, 2014 with one one-year renewal option remaining; and

WHEREAS, the total annual expenditure will not exceed \$38,000, partially funded by FEMA with the balance from the Information Technology Department budget; and

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. 5 with Van Meter Industrial, Inc. as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Rebecca Johnson

Phone Number/Ext: X5062

Email: r.johnson2@cedar-rapids.org

Description of Agenda Item:

Amendment No. 4 to renew Agreement for Printing & High Speed Copying with Copyworks for an estimated amount of \$100,000 (original contract amount was \$100,000; renewal contract amount is \$100,000). CIP/DID #0810-043

Background:

Proposals were solicited in 2010 for citywide printing and high speed copying services with responses submitted from eight suppliers. Award was made to Copyworks for the initial contract period of November 1, 2010 through October 31, 2011 with four one-year renewal options.

This amendment is to renew the agreement with Copyworks for a fourth year with no increase in price. The contract period for the renewal amendment is November 1, 2013 through October 31, 2014 with one (1) one-year renewal option remaining. The estimated expenditure is not to exceed \$100,000, budgeted by each department that utilizes the services provided through this Agreement.

Action / Recommendation:

Resolution authorizing execution of Amendment No. 4 to Agreement for Printing & High Speed Copying for a total estimated annual amount not to exceed \$100,000.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Printing and high speed copying are budgeted by each department that utilizes the services provided in this agreement.

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference was applied at time of award but did not affect the outcome. Copyworks is a local vendor.

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Resolution No. 1223-1010 authorized an Agreement for Printing & High Speed Copying with Copyworks on an as-needed basis for the City of Cedar Rapids; and

WHEREAS, the term of the initial agreement was November 1, 2010 to October 31, 2011 with four (4) one-year renewal options available; and

WHEREAS, Amendment No. 4 shall renew the Agreement through October 31, 2014 with no increase in price with one one-year renewal option remaining; and

WHEREAS, the total annual expenditure will not exceed \$100,000, budgeted by each department that utilizes the services provided under the Agreement; and

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 the City Clerk are hereby directed to execute Amendment No. 4 to Agreement for Printing & High Speed Copying with Copyworks as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 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. 5 to the Contract for City Services Center Furniture, Fixtures and Equipment (FF&E) Packages with Triplett Interior Solutions for additional Package 1 furnishings and painting of three file cabinets for a not-to-exceed \$7,458.15 (original contract amount was \$299,520.80; total contract amount with this amendment is \$352,159.05) (**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 for \$299,520.80. The City Manager signed Amendment No. 1 to the Contract on July 5, 2013 for the addition of glass stackers on aisle panels for \$22,527.11. 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 \$18,433.26. City Council approved Amendment No. 3 to the Contract through Resolution No. 1462-09-13 for glass panels in open office 131 and additional furnishings for the Assessor's Office for \$3,187.95. City Council approved Amendment No. 4 to the Contract through Resolution No. 1535-09-13 for forklift rental for two days for \$1,031.78.

Amendment No. 5 is for additional Package 1 furnishings and painting of three file cabinets for a not-to-exceed price of \$7,458.15.

Ryan Companies US, Inc., the Construction Manager for the City Services Center is recommending this change and the Public Works Department – Engineering Division concurs with this recommendation.

Contract summary:

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	\$ 3,187.95	Resolution No. 1462-09-13
Amendment No. 4	\$ 1,031.78	Resolution No. 1535-09-13
Amendment No. 4	<u>\$ 7,458.15</u>	Not-to-exceed
Amended Contract Amount	\$352,159.05	

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 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 for \$299,520.80; and

WHEREAS, the City Manager signed Amendment No. 1 to the Contract to add glass stackers to the workstation panels on all aisles on July 5, 2013 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, Council approved Amendment No. 3 to the Contract through Resolution No. 1462-09-13 to add glass panels in open office 131 and additional furnishings in the Assessor's Office for \$3,187.95; and

WHEREAS, Council approved Amendment No. 4 to the Contract through Resolution No. 1535-09-13 to add forklift rental for two days due to the elevators not being operational for \$1,031.78; and

WHEREAS, Amendment No. 5 is for additional Package 1 furnishings and painting of three additional file cabinets for a not-to-exceed price of \$7,458.15; and

WHEREAS, Ryan Companies US, Inc., the City's Contract Manager 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	\$ 3,187.95	Resolution No. 1462-09-13
Amendment No. 4	\$ 1,031.78	Resolution No. 1535-09-13
Amendment No. 4	<u>\$ 7,458.15</u>	Not-to-exceed
Amended Contract Amount	\$352,159.05	

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 22nd day of October, 2013



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Karen Johnson

Phone Number/Ext: 739-0401

Email: johnsonk@crlibrary.org

Description of Agenda Item:

Amendment No. 1 to renew Library Agreement for E-Reading Solutions with 3M Library Systems for an amount not to exceed \$100,000 (original contract amount was \$500,000; renewal contract amount is \$100,000) (**FLOOD**). CIP/DID #0712-034

Background:

Proposals were solicited in 2012 on behalf of the Library for E-Reading Solutions with two (2) proposals submitted. Award was made to 3M Library Systems who submitted the most responsive proposal.

The term of the initial agreement was November 28, 2012 through October 31, 2013. Amendment No. 1 renews the Agreement through December 31, 2014 with three (3) one-year renewal options available. The total expenditure for the renewal period will not exceed \$100,000, which is federally funded through FEMA on PW #PLE002.

The expiration date is being extended by one year and two months to December 31, 2014 in order to match up with the expiration date of the FEMA funding that is available for purchases made under this Contract. Purchases made under subsequent renewals beginning in 2015 will be funded from other sources.

Action / Recommendation:

Resolution authorizing execution of Amendment No. 1 to Agreement for E-Reading Solutions for a total estimated annual amount not to exceed \$100,000.

Alternative Recommendation:

Time Sensitivity: Current contract will expire October 31, 2013

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Federal funding through FEMA; PW #PLE002

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

Local preference does not apply for federally funded projects.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited proposals in 2012 for E-Reading Solutions on behalf of the Cedar Rapids Public Library; and

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

WHEREAS, the award was made to 3M Library Systems for an initial contract period of November 28, 2012 through October 31, 2013; and

WHEREAS, Amendment No. 1 renews the Contract through December 31, 2014 with three one-year renewal options remaining; and

WHEREAS, the total annual expenditure for the renewal period will not exceed \$100,000, which is federally funded through FEMA; and

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. 1 to the Agreement for E-Reading Solutions with 3M Library Systems as described herein.

Passed this 22nd day of October, 2013.



34h

Council Agenda Item Cover Sheet

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: Sven Leff
E-mail Address: s.leff@cedar-rapids.org

Phone Number/Extension: 5739

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

Resolution authorizing execution of Amendment No. 9 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$5,000 for professional services in connection with the Flood Management Structure and Outdoor Amphitheatre project (original contract amount was \$670,000; total contract amount with this amendment is \$872,000). CIP/DID #307218-03

Background:

Work on the Outdoor Amphitheater & Festival Grounds project is substantially complete. A sub-consultant to Anderson Bogert (Sink Combs Dethlefs) will provide a code review/analysis and an Egress Plan for the Amphitheater site, as required per code.

Action / Recommendation:

The Public Works and Parks and Recreation Departments recommend adoption of the resolution authorizing execution of Amendment No. 9 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$5,000.

Alternative to the Recommendation: Council could ask for additional information prior to authorizing this review.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): Fund 307 Dept ID 307000 Project 307218.

Local Preference Policy: Applies ☒ Exempt ☐

Explanation: Anderson-Bogert is a local firm in compliance with this policy

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids previously entered into a contract with Anderson-Bogert Engineers & Surveyors, Inc. for Professional Services for the Flood Management Structure and Outdoor Amphitheatre project, and

WHEREAS, there is a need to add to the CONSULTANT'S scope of work for the Phase II portion of the work. This additional work is to provide a code analysis and Egress Plan for the facility.

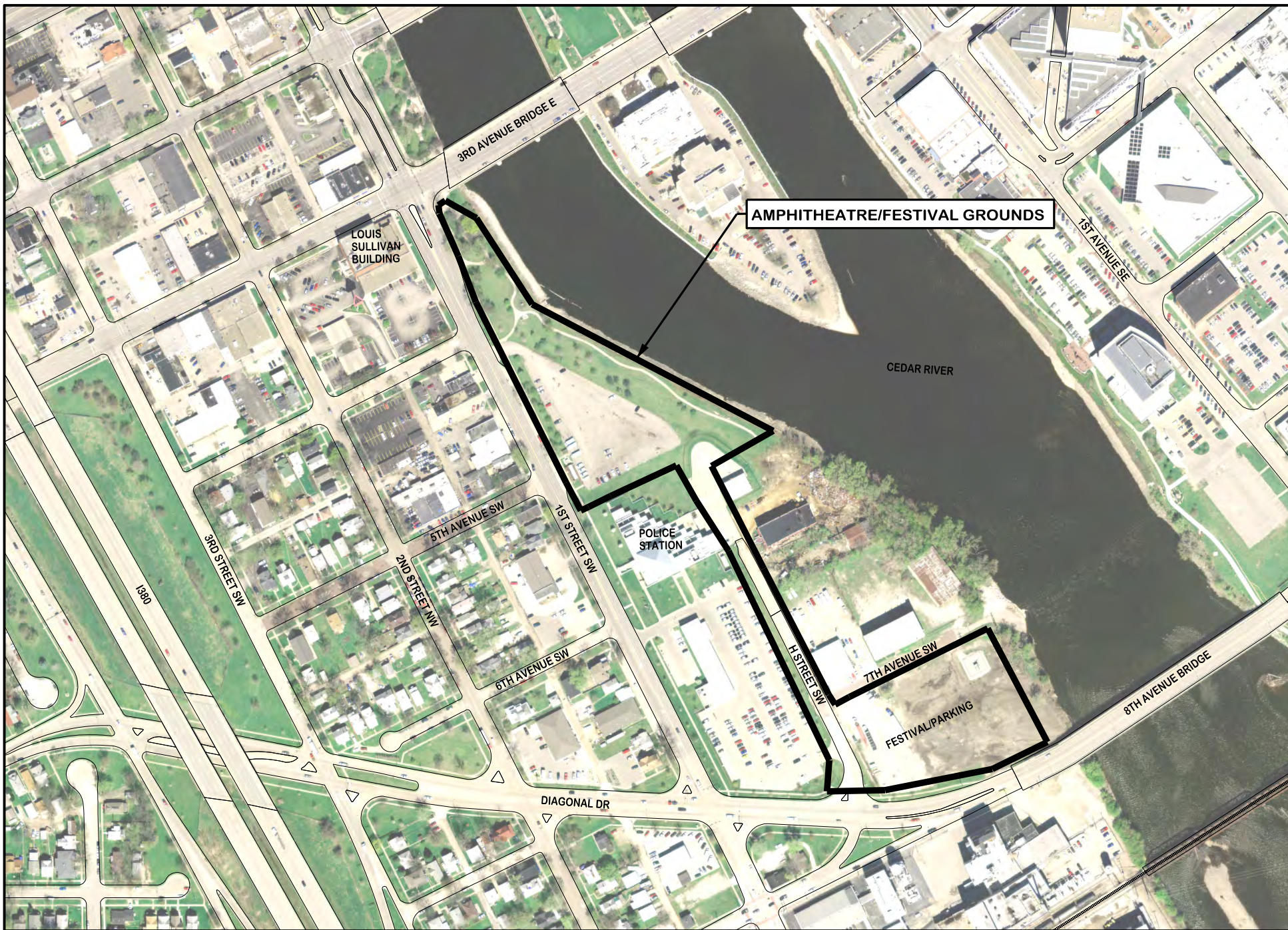
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 9 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$5,000 for the Flood Management Structure and Outdoor Amphitheatre project, Contract No. 307218-03. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$670,000
Amendment No. 1	\$0
Amendment No. 2	\$30,000
Amendment No. 3 (transfer from contingency)	\$0
Amendment No. 4	\$49,500
Amendment No. 5	\$23,100
Amendment No. 6	\$ 41,500
Amendment No. 7	\$33,000
Amendment No. 8	\$19,900
Amendment No. 9	<u>\$5,000</u>
Amended Contract Amount	\$872,000

General ledger coding for this amendment to be as follows:

Fund 307, Dept ID 307000 Project 307218	\$5,000
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Passed this 22nd day of October, 2013



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance

Presenter at meeting: Consent
Email:

Phone Number/Ext:

Alternate Contact Person: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Description of Agenda Item:

Addendum No. 4 to the management agreement between the City and Venuworks to extend the management contract of the Ice Arena until November 30, 2013. CIP/DID #563496

Background:

Current management agreement with VenuWorks to manage the Ice Arena will expire on October 28, 2013. The City would like to extend this agreement until November 30, 2013 in order to review options regarding the long term management agreement for the Ice Arena.

Terms and conditions of the existing contract will remain the same.

Action / Recommendation:

Recommend City Council approve resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

FIN
CM
AUD FILE
563496

RESOLUTION NO.

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 Addendum No. 4 for the Management Agreement with VenuWorks of Cedar Rapids, LLC, for management services for the Cedar Rapids Ice Arena.

Passed the 22nd day of October 2013.



34j

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** **Yes** **Map**

Authorizing Change Order No. 2 in the amount of \$62,048.60 with Horsfield Construction, Inc. for the Bever Avenue SE from Indiandale Road to 200 Feet East of Lost Valley Road Reconstruction project (original contract amount was \$519,440.45; total contract amount with this amendment is \$583,979.05). CIP/DID #301380-02

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. Subgrade stabilization and engineering fabric have increased because the existing soils under the street were unsuitable and would not pass the proof roll test. There was a large portion of the street that the soils had to be cored out and additional rock and geogrid put back. Portland Cement Concrete sidewalk increased because the sidewalk replacement shown on the plans was not accounted for on the bid sheet.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 submitted by Horsfield 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP 301380

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): Infrastructure Committee September 18, 2012

301380/301380-02/COUNCIL AGENDA ITEMS/COVER SHEET APPROVE CCO 1 301380-02

ENG
AUD FILE
FIN
CLK
HORSFIELD
SNYDER & ASSOC
301380-02

RESOLUTION NO.

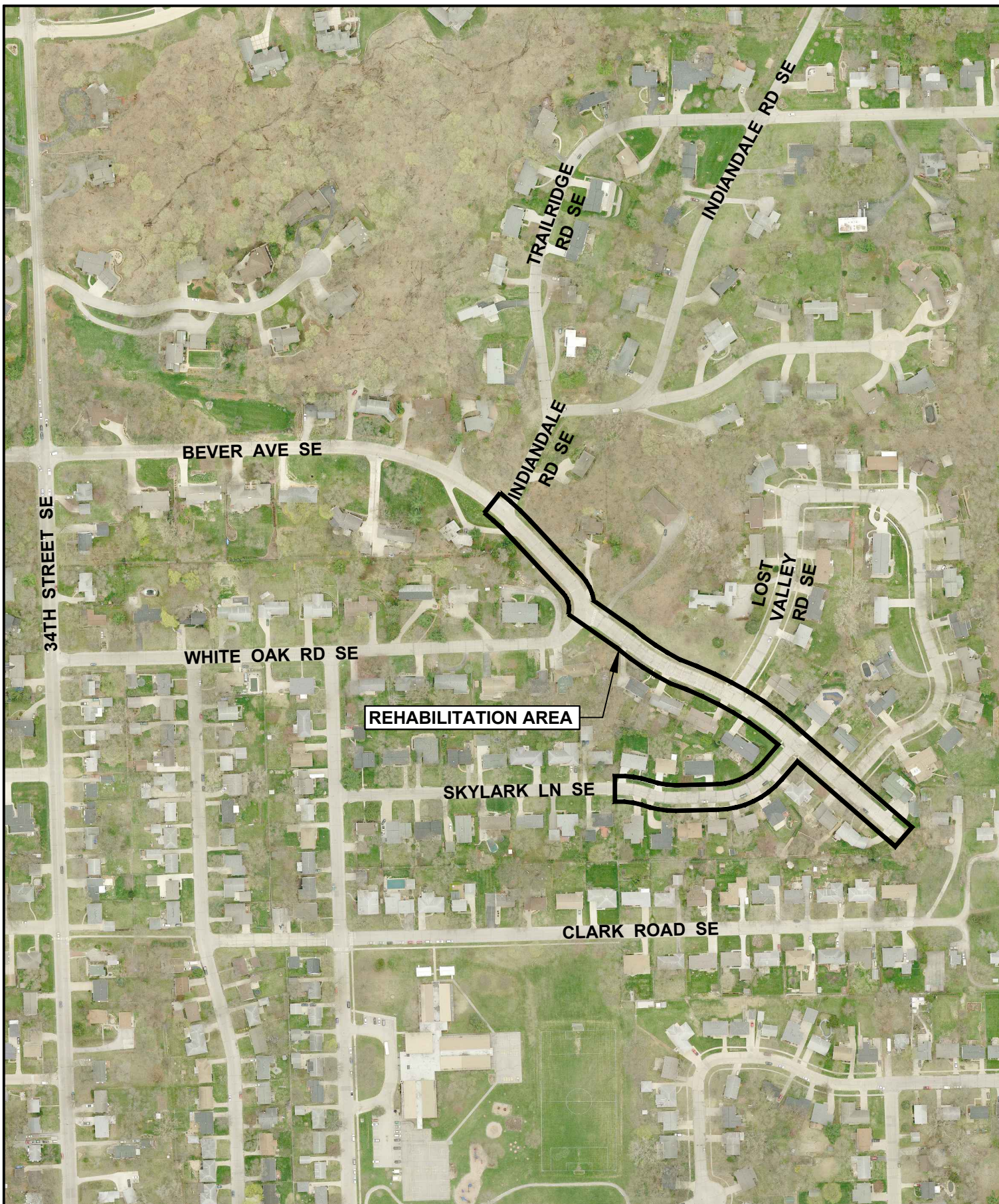
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of \$62,048.60 with Horsfield Construction, Inc. for the Bever Avenue SE from Indiandale Road to 200 Feet East of Lost Valley Road Reconstruction, Contract No. 301380-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$506,340.45
Possible Incentive	13,100.00
Change Order No. 1	2,490.00
Change Order No. 2	62,048.60
	<hr/>
Amended Contract Amount	\$583,979.05

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

\$62,048.60 301-301000-301380

Passed this 22nd day of October, 2013.





34k

Council Agenda Item Cover Sheet

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** **Yes MAP**
Authorizing Change Order No. 4 in the amount of \$990 with Vieth Construction Corporation for the Polk Elementary Sidewalks project (original contract amount was \$111,947.50; total contract amount with this amendment is \$129,517.52). CIP/DID #3012024-01

Background:

Additional pavement replacement was necessary to provide ADA compliant cross slopes at the ramp locations. These extended beyond the contract specified curb opening shown in the plans.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 4 submitted by Vieth Construction Corporation.

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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project funding is through a federal Safe Routes to School (SRTS) grant.

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

Explanation (if necessary): This project was presented and discussed at the April 17, 2012 Infrastructure Committee meeting.

ENG
AUD FILE
FIN
CLK
VIETH
IDOT
3012024-01

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. 4 in the amount of \$990 with Vieth Construction Corporation for the Polk Elementary Sidewalks project (Contract No. 3012024-01) (IDOT No. STRS-U-1187(756)—8U-57). A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$111,947.50
Change Order No. 1	2,871.00
Change Order No. 2	12,876.02
Change Order No. 3	833.00
Change Order No. 4	<u>990.00</u>
Amended Contract Amount	\$129,517.52

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

\$990.00 Fund 301, Dept ID 301000 Project 3012024

Passed this 22nd day of October, 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** ☒ **MAP**

Authorizing Change Order No. 3 in the amount of \$16,159 with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction project (original contract amount was \$7,801,500; total contract amount with this amendment is \$7,873,212). CIP/DID #635120-20

Background:

WCD = Work Change Directive

WCD #3	Adjust grades from slab on grade	\$2,913
	Cost for additional drilled pier length	\$4,992
	Supply and install 2 4" bollards at transformer pad	\$995
	Architect requested sample of exterior wall panels and backup structure	\$7,259

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Knutson Construction Services Midwest, 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: October 22, 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):

ENG
AUD FILE
FIN
CLK
KNUTSON
OPN
635120-20

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. 3 in the amount of \$16,159 with Knutson Construction Services Midwest, Inc. for the 2nd Street SE Parking Ramp at 7th Avenue – General Construction, Contract No. 635120-20. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$7,801,500
Change Order No. 1	31,593
Change Order No. 2	23,960
Change Order No. 3	<u>16,159</u>
Amended Contract Amount	\$7,873,212

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

\$16,159 635-635000-635120

Passed this 22nd day of October, 2013.





34m

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** **Yes MAP**
Authorizing Change Order No. 5 (Final) deducting the amount of \$66,498.60 with Ricklefs Excavating, Ltd. for the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project (original contract amount was \$706,176.50; total contract amount with this amendment is \$695,479.14). CIP/DID #655996-05

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 (Final) 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: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☒ Exempt ☐

Explanation: State Code Section 26.9 allows contracts relating to public utilities to be awarded by a city as it deems to be in the best interest of the city.

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

Explanation (if necessary):

ENG
AUD FILE
FIN
CLK
RICKLEFS
ANDERSON BOGERT
655996-05

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 (Final) deducting the amount of \$66,498.60 with Ricklefs Excavating, Ltd. for the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project, Contract No. 655996-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$675,176.50
Possible Incentive	31,000.00
Change Order No. 1	4,000.00
Change Order No. 2	78,539.60
Change Order No. 3	.00
Change Order No. 4	1,061.64
Change Order No. 5 (Final)	(66,498.60)
Removal of Original Incentive	(16,000.00)
Additional of Disincentive and/or Liquidated Damages	<u>(11,800.00)</u>
Amended Contract Amount	\$695,479.14

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

(\$40,718.34) 655-655000-655996
(\$25,780.26) 625-625000-625884-6252011046

Passed this 22nd day of October, 2013.



34n

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 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:

Contract for 2nd St & 7th Ave Parking Ramp Equipment project with T2 Systems, Inc. for the Public Works Department – Engineering Division for an amount not to exceed \$114,490 (**FLOOD**). CIP/DID #0313-069

Background:

Public Works Department – Engineering Division is constructing a parking ramp at 2nd St & 7th Ave SE. T2 Systems, Inc. provides and installs ticketing hardware and software for the existing parking ramps in the downtown area. The Public Works Department – Engineering Division desires to enter into a contract with T2 Systems, Inc. to provide and install ticketing hardware and software in the new parking ramp. This is a sole source purchase since all the equipment in the ramps must be compatible. The not-to-exceed price for this scope of work is \$114,490.

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): WDF008

Local Preference Policy Applies ☐ Exempt ☒

Explanation: FEMA funded project

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Department – Engineering Division is constructing a parking ramp at 2nd St & 7th Ave SE; and

WHEREAS, T2 Systems, Inc. provides and installs ticketing hardware and software for the existing parking ramps in the downtown area; and

WHEREAS, the Public Works Department – Engineering Division desires to enter into a contract with T2 Systems, Inc. to provide and install ticketing hardware and software in the new 2nd St & 7th Ave parking ramp; and

WHEREAS, this is a sole source purchase since all the equipment in the ramps must be compatible; and

WHEREAS, this project is federally funded through FEMA and the not-to-exceed price for this scope of work is \$114,490.

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 T2 Systems, Inc. as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Information Technology

Presenter at meeting: Consent
Email:

Phone Number/Ext:

Alternate Contact Person: Nic Roberts
Email: d.roberts@cedar-rapids.org

Phone Number/Ext: 5088

Description of Agenda Item:

Resolution authorizing the Information Technology Department to purchase rental Tier III data space and circuitry needs from Involta, LLC in annual amount of \$282,600.

Background:

The Information Technology Department entered into a contract for the rental of Tier III data space from Involta, LLC through August 2018. Including in the rental of space is circuitry and block of IP Addresses.

Action / Recommendation:

The Information Technology Department recommends approval of the resolution.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0

Budget Information (if applicable):

Information Technology's Operating Budget

Local Preference Policy Applies ☐ Exempt ☐

Explanation:

RESOLUTION NO.

WHEREAS, Resolution 0603-07-08 authorized the Information Technology Department to rent Tier III facility space and Resolution 1086-11-09 approved the necessary circuit to the facility from Involta, LLC., and

WHEREAS, the Information Technology Department has identified the need to continue both services to support the technology needs of the City, and

WHEREAS, the funding will come from the Information Technology's Operating Budget and allocated by use to departments, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department is hereby authorized to purchase rental Tier III facility space and circuitry needs from Involta, LLC., and PO Box 1986, Cedar Rapids, Iowa 52406 for an annual cost of \$282,600.

Passed this 22nd day of October 2013.



34p

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** **Yes** **Map**

Resolution authorizing execution of a Professional Services Agreement with Shoemaker & Haaland Professional Engineers for an amount not to exceed \$506,471 for design and engineering services in connection with the 6th Street SW from 33rd Avenue to 15th Avenue SW Rehabilitation project. CIP/DID #301695-01

Background:

This project in general includes the rehabilitation of 6th Street SW from 33rd Avenue to 15th Avenue SW. The project will be broken down into two phases. The first phase of the project will be the section of 6th Street from 33rd Avenue to just south of Wilson Avenue and will be a concrete overlay project with paved shoulders for pedestrians and bicycles. The second phase from just south of Wilson Avenue will possibly be complete reconstruction or full depth street reconstruction. The first phase is scheduled for late summer of 2014 and second phase for the 2015 construction season.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Shoemaker & Haaland Professional Engineers.

Alternative Recommendation:

The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301695 - \$450,330, 2011031 - \$56,141, construction will need to be funded in FY15.

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 that Shoemaker & Haaland Professional Engineers is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$506,471, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 301695-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for 6th Street SW from 33rd Avenue to 15th Avenue SW Rehabilitation

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 301695	\$450,330.00
Fund 625, Dept ID 625000, Project 625884-2011031	\$ 56,141.00

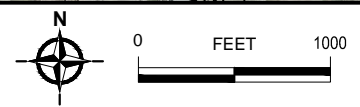
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

Passed this 22nd day of October, 2013.



PROJECT LOCATION

**6TH STREET SW FROM 33RD AVENUE TO 15TH AVENUE SW
REHABILITATION PROJECT**





34q

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Reasoner
E-mail Address: j.reasoner@cedar-rapids.org

Phone Number/Extension: 5806

Alternate Contact Person: Chris Strecker, PE
E-mail Address: c.strecker@cedar-rapids.org

Phone Number/Extension: 5820

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

Resolution accepting a Warranty Deed for the consideration of \$10 and other consideration from Water Rock, LLC for street right-of-way along the east side of Rockwell Drive NE. CIP/DID #50-11-018

Background:

The property owner submitted the Warranty Deed for dedication of right-of-way along Rockwell Drive NE adjoining former railroad right-of-way located east of Rockwell Drive NE and south of Blairs Ferry Road NE. The right-of-way is being dedicated as a result of City review of a Plat of Survey request for a portion of the former Chicago, Central & Pacific Railroad Company property now owned by Water Rock, LLC.

Action / Recommendation:

The Public Works Department recommends acceptance of the Warranty Deed from Water Rock, LLC.

Alternative to the Recommendation:

Defer action until additional information is provided to address City Council requests.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Policy not applicable to right-of-way dedications being done as part of platting of property by means of Plat of Survey.

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

Explanation (if necessary):

ENG
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TRS
ASR
WATER ROCK LLC
50-11-018
CRMFR #12412

RESOLUTION NO.

WHEREAS, Water Rock, LLC has submitted a Warranty Deed for street right-of-way along the east side of Rockwell Drive NE, south of Blairs Ferry Road NE, and

now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Warranty Deed submitted by Water Rock, LLC be and the same is hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 22nd day of October, 2013.

BLAIRS FERRY RD NE

RIGHT-OF-WAY DEDICATION

ROCKWELL DR NE

CONTINENTAL PL NE



ROCKWELL DRIVE NE
RIGHT-OF-WAY DEDICATION



0 FEET 200



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: Tom Peterson, PE, PTOE
E-mail Address: T.Peterson@cedar-rapids.org

Phone Number/Extension: 5847

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

Resolution authorizing execution of a Federal Aid Agreement in the amount of \$126,883 with the Iowa Department of Transportation (IDOT) for a Safe Routes to School Program grant in connection with the Oakland Road NE Sidewalk from Golf Street to Golfview Drive project. CIP/DID #301734-00

Background:

The total length of the sidewalk is approximately 550 feet. Resolution No. 0242-02-13, passed February 12, 2013, authorized the City to apply for this grant.

Action / Recommendation:

The Public Works Department recommends approving the resolution authorizing execution of the agreement.

Alternative to Recommendation:

Provide an alternate local funding source, such as assessments to adjacent property owners, to complete the project budget.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 301734

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project funding is through a federal Safe Routes to School (SRTS) grant.

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

Explanation (if necessary):

RESOLUTION NO.

EXECUTING AN IOWA SAFE ROUTES TO SCHOOL FEDERAL AID AGREEMENT

WHEREAS, per Resolution No. 0242-02-13, passed February 12, 2013, the Cedar Rapids City Council authorized the Public Works Department to submit applications to the Iowa Department of Transportation for Safe Routes to School grant funding for the following locations:

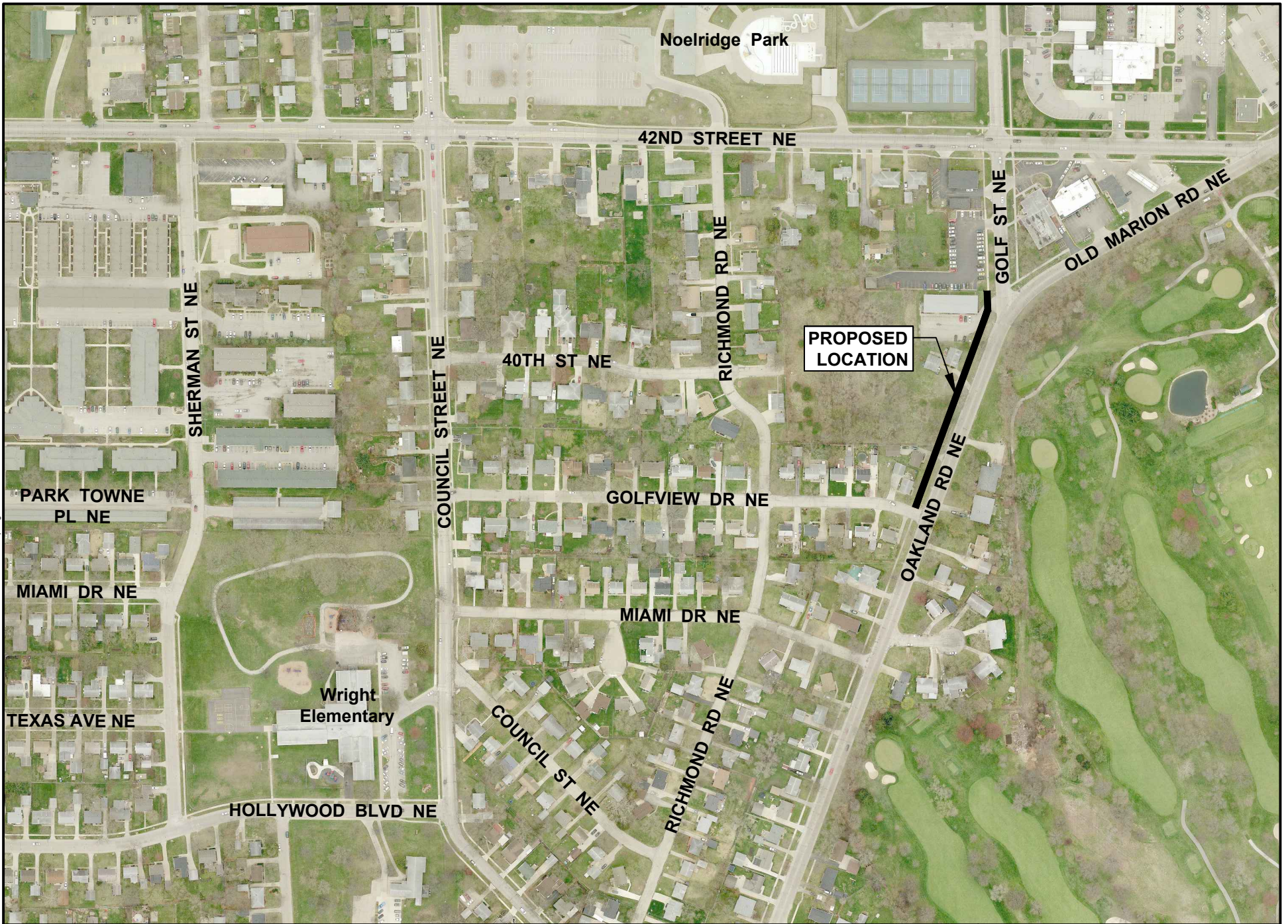
- a. Sherman Street NE from north of Park Towne Place to Hollywood Boulevard sidewalk project (Wright Elementary School)
- b. The west side of 6th Street SW from north of 21st Avenue to Wilson Avenue sidewalk project (Grant Elementary School and Wilson Middle School)
- c. The northerly side of Maplewood Drive NE from Wildwood Drive to Elmhurst Drive and the northerly side of 27th Street NE from Elmhurst Drive to Prairie Drive sidewalk project (Garfield Elementary School)
- d. The west side of Lindale Avenue NE from 29th Street to 27th Street, the northerly side of 27th Street NE from Lindale Avenue to Arthur Elementary School and the north side of 27th Street NE from B Avenue to A Avenue sidewalk project (Arthur Elementary School)
- e. Clark Road SE from 35th Street to 36th Street, Clark Road SE from Erskine Elementary School to Bever Avenue and the north side of Soutter Avenue SE at the 40th Street intersection (Erskine Elementary School)
- f. The westerly side of Oakland Road NE from Golf Street to Golfview Drive sidewalk project (Wright Elementary School and Harding Middle School)

, and

WHEREAS, on June 11, 2013, the Iowa Transportation Commission approved the application for Safe Routes to School funding for the sidewalk project on the westerly side of Oakland Road NE from Golf Street to Golfview Drive. (Wright Elementary School and Harding Middle School),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager and Deputy City Clerk are authorized to execute a Federal Aid Agreement (IDOT Agreement No. 13-SRTS-003) in the amount of \$126,883 with the Iowa Department of Transportation for a Safe Routes to School Program project in connection with the Oakland Road NE Sidewalk from Golf Street to Golfview Drive project.

Passed this 22nd day of October, 2013.





34s

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** ☒ **MAP**
Resolution authorizing execution of Iowa Clean Air Attainment Program (ICAAP) Agreement No. 2012-ICAAP-07 in the amount of \$239,200 with the Iowa Department of Transportation (IDOT) in connection with the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project. CIP/DID #3012025-00

Background:

The 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project is partially funded with federal aid Iowa Clean Air Attainment Program (ICAAP) funding. The grant is for construction of traffic signals at this intersection to improve operation and decrease vehicle emissions, thus improving air quality in Cedar Rapids. This project is in conjunction with the project to be constructed in 2014 converting 76th Avenue SW from Prairie Hawk Drive west to the Prairie High School entrance to a three-lane street.

Action / Recommendation:

The Public Works Department recommends approving the resolution authorizing execution of the Iowa Clean Air Attainment Agreement between the IDOT and the City of Cedar Rapids for the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project. Upon City approval, signed agreements will be returned to the IDOT for necessary signatures.

Alternative to Recommendation:

If the City Council decides not to approve the IDOT Agreement there are two alternative recommendations:

1. Proceed with improvements with local funding only. The project schedule would be altered to provide alternate funding in the FY15 Budget.
2. Do not proceed with the project and leave the intersection as a four-way stop.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary): Project scope and agreement was presented to the Infrastructure Committee and they voted to send agreement to Council for approval.

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids has received a grant for the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project to reduce delays and vehicle emissions, improving the air quality in the City of Cedar Rapids, and

WHEREAS, the Public Works Director / City Engineer recommends authorizing execution of the Iowa Clean Air Attainment Program (ICAAP) Agreement No. 2012-ICAAP-07 with the Iowa Department of Transportation (IDOT),

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 execute Iowa Clean Air Attainment Program (ICAAP) Agreement No. 2012-ICAAP-07 for the 76th Avenue SW and Kirkwood Boulevard SW Traffic Signalization project in the amount of \$239,200 (CIP No. 3012025-00).

Passed this 22nd day of October, 2013.





34t

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** ☒ **MAP**

Resolution authorizing the Finance Director to make payment to Linn County in the amount of \$40,485.08 for the actual cost of construction of a Portland Cement Concrete (PCC) overlay in connection with the Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive project. CIP/DID # 3012063-00

Background:

On February 22, 2013 the City Council passed Resolution 0240-02-13 authorizing execution of a 28E Agreement with Linn County to participate in the cost for construction of a Portland Cement Concrete (PCC) overlay in connection with the Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive project within the corporate limits. The 28E Agreement states the City agrees to reimburse the County for the actual cost of the project. The original estimated cost was \$27,240.18. The final cost was \$40,485.08 and includes a retaining wall built by County forces in the amount of \$14,485.08 that was necessary for the project to be completed, but not included in the initial estimate.

Action / Recommendation:

The Public Works Department recommends authorizing the Finance Director to make payment to Linn County in the amount of \$40,485.08 for the Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive project in accordance with the 28E Agreement.

Alternative to Recommendation:

None

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): CIP 3012063

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: State Bidding Requirements Apply

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Resolution 0240-02-13 authorized execution of a 28E Agreement with Linn County to participate in a project to improve Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive, and

WHEREAS, the work is substantially complete and in conjunction with the executed 28E Agreement the City will pay the actual cost of the project, and

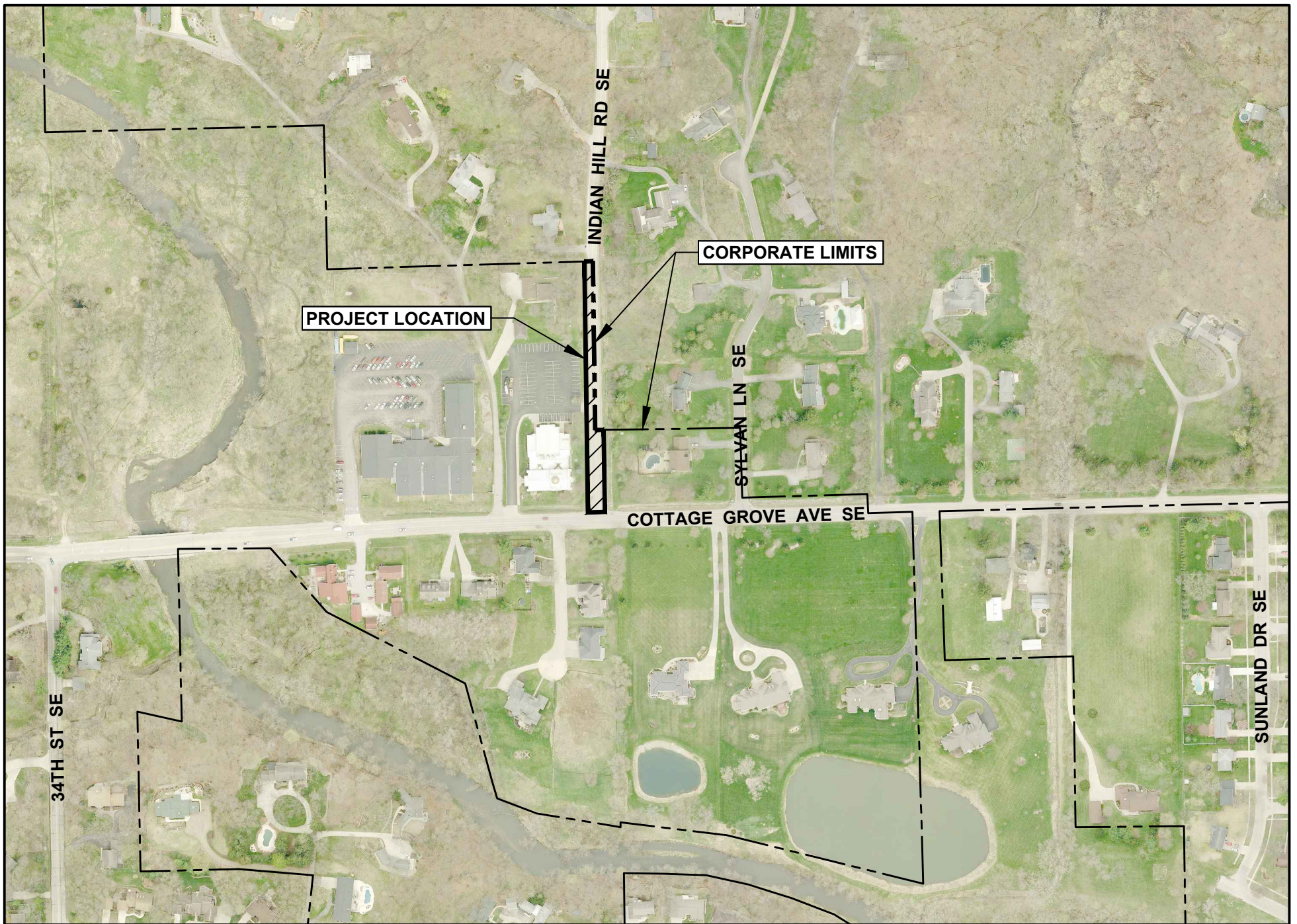
WHEREAS, the Public Works Director /City Engineer recommends the City pay for the actual cost of the project, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that based on the Public Works Director / City Engineer's recommendation, the Indian Hill Road SE from Cottage Grove Avenue to 30th Street Drive project, be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to make payment to Linn County in the amount of \$40,485.08.

The final contract price is \$40,485.08 distributed as follows:

\$40,485.08	Fund 301, Dept ID 301000 Project 3012063
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Passed this 22nd day of October, 2013.



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Fleet Services

Presenter at meeting: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Description of Agenda Item:

Fleet Services Division purchase of seven sets of Panasonic Toughbook laptop computers and associated equipment to outfit the new batch of police patrol and service cars from Keltek Incorporated, for a total amount of \$94,638.32. CIP/DID #B27172

Background: This equipment and associated components are to be used in seven new police patrol and service cars, which are budgeted fleet replacements. This purchase is being made from Keltek Incorporated, of Baxter, IA, an awarded vendor for state bid Contract #B27172 WSCA KEL for “Computers, Toughbooks – Panasonic”, as let by the Iowa Department of Administrative Services (DAS). These products are laptop computers, docking stations and other electrical equipment and associated components necessary to outfit the new police patrol and service cars.

Action / Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

Alternative Recommendation:

If not approved, the police patrol and service cars will not be equipped for public safety and emergency operations.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

FY 2014 Fund 073, Dept ID 073000

Local Preference Policy Applies ☐ Exempt ☒

Explanation: This is a purchase from existing State of Iowa Bid Contract.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of seven sets Panasonic Toughbook laptop computers and necessary equipment and components to outfit the new batch of police patrol and service cars, and

WHEREAS, Keltek Incorporated, of Baxter, Iowa, is a current holder of the state bid Contract No. B27172 WSCA KEL for the purchase of "Computers, Toughbooks – Panasonic", as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, the total purchase amount will be \$94,638.32, budgeted in FY 2014 GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said laptop computers and necessary equipment and components from Keltek Incorporated for the amount of \$94,638.32,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents, and

BE IT FURTHER RESOLVED that the Fleet Services Division is hereby authorized to purchase the laptop computers and necessary equipment and components from Keltek Incorporated as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda
Email:

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan
Email: d.hogan@cedar-rapids.org

Phone Number/Ext: 5860

Alternate Contact Person: Heather Mell
Email: h.mell@cedar-rapids.org

Phone Number/Ext: 5117

Description of Agenda Item:

Fleet Services Division purchase of one Chevrolet 1500 Silverado from Bob Brown Chevrolet in the amount of \$26,285.72. CIP/DID #0913-052

Background:

Purchasing Services solicited bids on behalf of Fleet Services for the purchase and delivery of one ½ Ton Standard Pick-up Truck with two (2) vendors responding. The low bidder, Billion Automotive, did not meet the City's specifications. Bob Brown Chevrolet met all specifications with their price of \$26,285.72.

Bids received from:

Billion Automotive	Iowa City, IA	\$24,492.00
Bob Brown Chevrolet	Urbandale, IA	\$26,285.72

Action / Recommendation:

Recommend council approve resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 073-073000-073002

Local Preference Policy Applies ☒ Exempt ☐

Explanation: Local preference applies, but did not 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 one (1) ½ Ton Standard Pick-Up Truck on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, responses were received from two vendors; and

WHEREAS, the Fleet Services Division is making the following recommendation for award to Bob Brown Chevrolet, which was the lowest responsive and responsible bidder; and

WHEREAS, the total cost is \$26,285.72.

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

Passed this 22nd day of October, 2013.



34w

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Brent Schlotfeldt

Phone Number/Ext: 5809

Email: b.schlotfeldt@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Contract for Ambroz Roof Replacement project with Cedar Service Company for Facilities Maintenance Services for an amount not to exceed \$105,309. CIP/DID #0913-045

Background:

Purchasing Services solicited bids on behalf of Facilities Maintenance for roof replacement at the Ambroz Recreation Center. Four bids were received. Facilities Maintenance is recommending award to Cedar Service Company as the lowest responsive and responsible bidder. The new roof will have a 30-year warranty.

Bids received:

Company Name	Location	Price
Cedar Service Company	Cedar Rapids	\$105,309
Dryspace, Inc.	Cedar Rapids	\$118,123
Jim Giese Commercial Roofing	Dubuque	\$163,545
Black Hawk Roof Co.	Cedar Falls	\$165,400

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 360-081308-3602107

Local Preference Policy Applies ☒ Exempt ☐

Explanation: Cedar Service Company is a certified local vendor

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for roof replacement at Ambroz Recreation Center on behalf of the City of Cedar Rapids Facilities Maintenance Services; and

WHEREAS, responses were received from four vendors; and

WHEREAS, Facilities Maintenance is making the following recommendation for award to Cedar Service Company, which was the lowest responsive and responsible bidder; and

WHEREAS, the new roof will have a 30-year warranty; and

WHEREAS, the not-to-exceed price is \$105,309.

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 Cedar Service Company as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: 10-22-13

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Kevin Ciabatti **Phone Number/Ext:** x5841
k.ciabatti@cedar-rapids.org

Email:

Alternate Contact Person: John Riggs **Phone Number/Ext:** x5981
Email: j.riggs@cedar-rapids.org

Description of Agenda Item:

Contract for Environmental Remediation and Demolition Services for Nuisance Abatement Structures project with Rathje Construction Company for the Building Services Division - Nuisance Abatement Program for an amount not to exceed \$33,484. CIP/DID #0813-039

Background:

The Work to be performed under this project is to provide all-inclusive remediation & demolition services for four (4) parcels consisting of; two (2) houses and two (2) garages.

GPN	Address	Coding	Remarks
14272-35006-00000	1012 8th St SE	355-355000-355002	House and misc. debris in yard
14153-84010-00000	1627 D Ave NE	355-355000-355002	House & foundation only to be demolished
14204-09020-00000	516 I Ave NW	355-355000-355002	Dilapidated garage and misc. debris
14201-04020-00000	1630 5 th St NW	355-355000-355002	Dilapidated garage and misc. debris

Three (3) bids were received on October 2, 2013. The bids have been carefully reviewed and it is recommended that the contract be awarded to the responsible bidder who submitted the lowest responsive bid, which was submitted by Rathje Construction Company. The cost of this demolition project is \$33,484.

Rathje Construction Company	Marion, IA	\$ 33,484
DW Zinser Company	Walford, IA	\$ 34,600
Kelly Demolition, LLC	Mt. Vernon, IA	\$ 42,450

The contract shall be effective on the date of issuance of the Notice to Proceed and shall end on November 30, 2013. The contract may be extended upon mutual agreement of the City and the Contractor.

Action / Recommendation:

That the City Council approve the resolution awarding bid and authorizing the City Manager and the City Clerk to execute a contract with Rathje Construction Company for the amount not to exceed \$33,484 for the Environmental Remediation and Demolition Services for Nuisance Abatement Structures, #0813-039.

Alternative Recommendation: None

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

Resolution Date: 10-22-13

Estimated Presentation Time: 2 minutes

Budget Information (if applicable): Nuisance Structures 355-355000-355002

Local Preference Policy Applies ☒ Exempt ☐

Explanation: Local Preference did not affect the outcome. Rathje is a certified local business.

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

Explanation (if necessary):

PUR
FIN
BSD
RATHJE
AUD FILE
0813-039

RESOLUTION NO.

WHEREAS, The City of Cedar Rapids requested bids from qualified Contractors to provide environmental remediation and demolition services for nuisance abatement structures on four parcels as listed below:

GPN	Address	Coding	Remarks
14272-35006-00000	1012 8th St SE	355-355000-355002	House and misc. debris in yard
14153-84010-00000	1627 D Ave NE	355-355000-355002	House & foundation only to be demolished
14204-09020-00000	516 I Ave NW	355-355000-355002	Dilapidated garage and misc. debris
14201-04020-00000	1630 5 th St NW	355-355000-355002	Dilapidated garage and misc. debris

AND WHEREAS, bids were received from three Contractors:

Rathje Construction Company	Marion, IA	\$ 33,484
DW Zinser Company	Walford, IA	\$ 34,600
Kelly Demolition, LLC	Mt. Vernon, IA	\$ 42,450

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Rathje Construction Company is the lowest responsive, responsible bidder on said work and it is recommended that the City accept its Bid and award the contract to Rathje Construction Company for an amount not to exceed \$33,484 and that the City Manager and the City Clerk are hereby authorized to execute Contract No. 0813-039 for the environmental remediation and demolition services as described above.

Passed this 22nd day of October 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Fleet Services

Presenter at meeting: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Description of Agenda Item:

Fleet Services Division purchase of one Toro Groundsmaster 4100-D rotary mower from MTI Distributing for use by Parks Department – Ellis Park, for a total amount of \$55,493.85. CIP/DID #4425

Background: The Toro Groundsmaster is a riding wide-deck mower used for greens keeping. This purchase is being made from the state bid Contract #4425, for Construction Equipment, Grounds Care and Mowing Equipment, as let by the Iowa Department of Transportation's Purchasing Department. These are budgeted fleet replacements for equipment which have exceeded their lifecycle and cost-efficient life. MTI Distributing (Bettendorf, Iowa) is a current holder of State bid Contract No. 4425.

Action / Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

Alternative Recommendation:

If not approved, the operating expenses for the City and end-user will continue to escalate.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Fund 073, Dept ID 073000 Project 073002

Local Preference Policy Applies ☐ Exempt ☒

Explanation: This is a purchase from existing State of Iowa Bid Contract.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of one Toro Groundsmaster 4100-D rotary mower for budgeted and scheduled fleet replacement for use by Parks Department – Ellis Park, and

WHEREAS, MTI Distributing (Bettendorf, Iowa) is a current holder of the State Bid Contract No. 4425 for Construction Equipment, Grounds Care and Mowing Equipment, as let by the Iowa Department of Transportation's Purchasing Department, and

WHEREAS, the total expenditure for said purchase will be \$55,493.85, budgeted in FY 2014 GL account Fund 073, Dept ID 073000, Project 073002, and

WHEREAS, the Fleet Services Division recommends the purchase of said mower and rollers from MTI Distribution for a total amount of \$55,493.85,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents, and

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase the named equipment from MTI Distributing as described herein.

Passed this 22nd day of October, 2013.



34z

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Finance – Fleet Services

Presenter at meeting: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Description of Agenda Item:

Fleet Services Division purchase of five sets of emergency vehicle equipment and components for police squad cars from Keltek Incorporated, for a total amount of \$34,849.70. CIP/DID #4604-14

Background: This equipment and components are to be used in five new marked black and white police squad cars which are budgeted fleet replacements. This purchase is being made from Keltek Incorporated, of Baxter, IA, an awarded vendor for state bid Contract #4604-14 for Whelen brand products, as let by the Iowa Department of Administrative Services (DAS). These products are the lighting, siren, computer docking stations and other electrical equipment and associated components necessary to outfit a police squad car.

Action / Recommendation:

The Fleet Services Division recommends approval of this resolution authorizing this purchase.

Alternative Recommendation:

If not approved, the squad cars will not be equipped for public safety and emergency operations.

Time Sensitivity: Normal

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

FY 2014 Fund 073, Dept ID 073000

Local Preference Policy Applies ☐ Exempt ☒

Explanation: This is a purchase from existing State of Iowa Bid Contract.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Fleet Services Division has solicited a quotation for the purchase of five sets of Whelen brand emergency vehicle equipment and components to be used to outfit five new marked police squad cars, and

WHEREAS, Keltek Incorporated, of Baxter, Iowa, is a current holder of the state bid Contract No. 4604-14 for the purchase of Whelen products, as let by the Iowa Department of Administrative Services (DAS), and

WHEREAS, the total purchase amount will be \$34,849.70, budgeted in FY 2014 GL account Fund 073, Dept ID 073000, and

WHEREAS, the Fleet Services Division recommends the purchase of said emergency vehicle equipment and components from Keltek Incorporated for the amount of \$34,849.70,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted subject to the terms and conditions of the bid documents, and

BE IT FURTHER RESOLVED that the Fleet Services Division is hereby authorized to purchase the necessary emergency vehicle equipment and components from Keltek Incorporated as described herein.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Paula Mitchell

Phone Number/Ext: 319 286-5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone Number/Ext: 319 286-5188

Email: c.mason@cedar-rapids.org

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

Resolution authorizing execution of a Development Agreement with Acme Electric Company, Inc. for disposition and redevelopment of City-owned property at 1008 2nd Street SE, 1012 2nd Street SE, 1024 2nd Street SE, and 208 11th Avenue SE. **(FLOOD)**. CIP/DID #865223

Background:

On August 13, 2013, the City Council authorized staff to negotiate a development agreement with Acme Electric Company, Inc., for disposition and redevelopment of the vacant City-owned properties located at 1008 2nd Street SE, 1012 2nd Street SE, 1024 2nd Street SE, and 208 2nd Street SE. Acme Electric Company submitted a proposal to relocate the historic structure at 1018 2nd Street SE to the adjacent parcels as 1024 2nd Street SE and 208 11th Avenue SE, and to construct new row houses for sale on the remaining vacant parcels. Acme was identified as the developer for the properties through a competitive process. The developer is now ready to proceed with execution of a Development Agreement, which includes the following standard terms:

- Purchase price of \$14,500 which is assessed value, plus any closing costs.
- Commitment to a minimum investment of \$1,367,000 for redevelopment of property.
- Subject to unavoidable delays, commencement of construction by April 1, 2014 and completion of construction within 240 days.
- Flood-proofing measures in compliance with City Code.
- Compatibility of use and design with existing historic neighborhood character.

The Developer has 120 days from execution of the Development Agreement to deliver flood-proofing plans and other materials that will allow the City to secure an amended deed restriction for the property from the Iowa Economic Development Authority. After the Amended Deed Restriction is obtained, closing and transfer of title can occur and construction can commence.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Table the resolution and request additional information.

Time Sensitivity:

Finalization of construction plans and securing of amended deed restrictions cannot proceed until a Development Agreement is executed.

Resolution Date: October 22, 2013

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 DEVELOPMENT
AGREEMENT WITH ACME ELECTRIC COMPANY INC FOR DISPOSITION
AND REDEVELOPMENT OF CITY-OWNED PROPERTY AT 1008 2ND
STREET SE, 1012 2ND STREET SE, 1024 2ND STREET SE, AND 208 11TH
AVENUE SE ACQUIRED THROUGH THE CITY'S VOLUNTARY PROPERTY
ACQUISITION PROGRAM

WHEREAS, the City acquired properties at 1008 2nd Street SE, 1012 2nd Street SE, 1024 2nd Street SE, and 208 11th Avenue SE through the Voluntary Property Acquisition Program; and

WHEREAS, on May 14, 2013 City Council made a motion to conduct a public hearing, a notice was published on May 17, 2013, and the public hearing was held on May 28, 2013 on the possible disposition of this property; and

WHEREAS, an informational meeting was held on May 29, 2013 for all interested proposers to discuss proposal criteria; and

WHEREAS, the City received one (1) proposal to purchase and redevelop the property from Acme Electric Company, Inc.; and

WHEREAS, an evaluation team, including City staff and representatives of neighborhood and community stakeholder groups, reviewed the proposal and concluded the proposal submitted by Acme Electric Company, Inc. was responsive and met the criteria set forth in the public notice; and

WHEREAS, the City Council has determined that the redevelopment proposal submitted by Acme Electric Company, LLC will provide a community benefit by the creation of a range of housing options in the Czech Village/New Bohemia Historic District; and the City and developer have come to mutual agreement as to the terms and conditions of the development agreement and the agreement is now ready for approval and execution on behalf of the City;

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 and directed to execute a Development Agreement with Acme Electric Company, Inc. for the purchase and redevelopment of City-owned property located at 1008 2nd Street SE, 1012 2nd Street SE, 1024 2nd Street SE, and 208 11th Avenue SE.

Passed this 22nd day of October, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Caleb Mason

Phone Number/Ext: 319 286-5188

Email: c.mason@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext: 319 286-5852

Email: p.mitchell@cedar-rapids.org

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

Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned property participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #540257

- a. Premiere Developers, Inc. for property at 807 E Avenue NW
- b. Skogman Construction Company of Iowa for property at 701 8th Street SW

Background:

The resolutions for City Council's consideration provide for the execution of Development Agreements and deeds with the above listed developers and associated City-owned properties through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developers are ready to execute the development agreements and deeds to allow construction on the homes to begin. To date, 127 such agreements and deeds for City property have been executed for the ROOTs program.

A highlight of the terms and conditions contained in the Development Agreements are as follows:

- a. The property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
- b. The developer agrees to commence construction within one year of the execution of the agreement and complete all projects prior to the end of the program in December 2014;
- c. The developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. The developer is responsible for maintaining the property in accordance with all City and state codes;
- e. The developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On November 9, 2010, by Resolution No. 1306-11-10, the City Council approved the Administrative Plan for the Single Family New Construction (SFNC) Program. The

administrative plan limits development of homes to lots within the “Neighborhood Revitalization Area” of the flood inundation area. The administrative plan further directs the use of lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the SFNC unit.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites” either owned by the City or being acquired through the Voluntary Property Acquisition Program. A team of City staff, members of the Home Builders Association, and the Neighborhood Planning Process Steering Committee evaluated the proposals based on:

- financial and performance capacity;
- experience with projects of similar scope;
- architectural design;
- compatibility with the existing neighborhood;
- green building practices; and
- marketing plan.

A total of 200 properties were identified by 23 developers through three phases of property allocation for this round of the program.

Action / Recommendation:

City staff recommends approval of the resolutions.

Alternative Recommendation:

Table the items and request additional information.

Time Sensitivity: N/A

Resolution Date: October 22, 2013

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☐ N/A ☒

Explanation: Federal grant funds

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

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH PREMIERE DEVELOPERS, INC FOR
CITY-OWNED PROPERTY AT 807 E AVENUE NW PARTICIPATING IN THE
THIRD ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 807 E Avenue NW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on July 14, 2012 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on July 24, 2012 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

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 and City Clerk are hereby authorized to execute the Development Agreement with Premiere Developers, Inc.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property 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 22nd Day of October, 2013

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH SKOGMAN CONSTRUCTION
COMPANY OF IOWA FOR CITY-OWNED PROPERTY AT 701 8TH STREET SW
PARTICIPATING IN THE THIRD ROUND OF THE SINGLE FAMILY NEW
CONSTRUCTION PROGRAM

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 701 8th Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on March 3, 2012 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on March 13, 2012 on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

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 and City Clerk are hereby authorized to execute the Development Agreement with Skogman Construction Company of Iowa

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property 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 22nd Day of October, 2013



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Community Development

Presenter at meeting: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

Alternate Contact Person: Adam Lindenlaub

Phone Number/Ext: 319 286-5064

Email: a.lindenlaub@cedar-rapids.org

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

Discussion and Resolution adopting the Ellis Boulevard Plan. CIP/DID #765429

Background:

Staff worked with JLG Architects to develop a plan for the area surrounding Ellis Boulevard from E Avenue to Ellis Lane in order to guide future development. Below is a timeline of events to date:

- April 30, 2013 – Staff presented the potential designation of a Viable Business Corridor for the Ellis Boulevard area to the Development Committee. The Development Committee was also asked to consider continuation of the Kingston Village contract with JLG to include the Ellis Boulevard Plan. The Development Committee recommended the creation of an Ellis Boulevard Plan and designation of a Viable Business Corridor.
- August 26, 2013 – The City held the first Ellis Boulevard Plan workshop at St. James United Methodist Church, a key destination in the neighborhood. The workshop was the initial stakeholder engagement event for the Ellis Boulevard planning process. Over 50 stakeholders participated in the workshop, providing input essential to the creation of the Ellis Boulevard Plan.
- September 19, 2013 - The City of Cedar Rapids held the second workshop for the Ellis Boulevard Viable Business Corridor Plan. This workshop previewed the draft plan which incorporated the feedback from the initial workshop.
- September 25, 2013 – Staff presented the final plan recommendations to the Development Committee for review. The Development Committee recommends adoption of plan.

Once adopted, the plan will be used by staff to help guide future development by:

- Establishing viable commercial corridors on the west side to allow for property disposition and redevelopment.
- Coordinating development with the existing Ellis Boulevard overlay district.
- Identifying public and private investment needs, such as district branding, signage, and streetscaping.
- Providing a guide for future land development cases for review by City Council and appointed boards and commissions.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Table and request additional information.

Time Sensitivity:

The adopted plan will be used by staff to be used to designate the area a viable commercial corridor.

Resolution Date: October 22, 2013

Estimated Presentation Time: 10 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):

Development Committee recommended adoption of Ellis Boulevard plan at its meeting on September 25, 2013.

RESOLUTION NO.

RESOLUTION ADOPTING THE ELLIS BOULEVARD PLAN

WHEREAS, the area bounded by the 8th Street NW, Ellis Lane, 6th Street NW and E Avenue NW is referred to as the plan area; and

WHEREAS, the City adopted the Framework Plan for Reinvestment and Revitalization in November, 2008 to provide a framework for future redevelopment and flood protection in the core of the community; and

WHEREAS, the Framework Plan for Reinvestment and Revitalization led to the Neighborhood Planning Process, a comprehensive planning process for flood affected areas of the community which engaged 1,270 residents of the community and was adopted by City Council in September, 2009; and

WHEREAS, the City, through the Cedar Rapids Metro Economic Alliance, has worked with JLG Architects to conduct a planning study of the area now known as Kingston Village; and

WHEREAS, the City has held two meetings with stakeholders in the Ellis Boulevard area to help develop the planning study; and

WHEREAS, the Ellis Boulevard Planning Study was undertaken to provide detailed recommendations of the Ellis Boulevard area which build upon the work undertaken by the Framework Plan for Reinvestment and Revitalization and the Neighborhood Planning Process;

NOW THEREFORE BE IT RESOLVED, by the City Council of Cedar Rapids Iowa, as follows:

1. That the goals and recommendations of the Ellis Boulevard Planning Study are found to be consistent with and within the spirit of plans previously adopted by City Council, and
2. That the Ellis Boulevard Planning Study is hereby adopted and shall be incorporated with the Neighborhood Planning Process of 2009 and shall be used by the City to as a resource to help guide future decision making in the area.

Passed this 22nd day of October, 2013.



VIABLE BUSINESS CORRIDOR

ELLIS BLVD STUDY— CEDAR RAPIDS, IA
October 22, 2013



PREVIOUS STUDIES:

- Promotes high density mixed-use development
- Promotes complete streets /walkable community
- Sustainable/flood resilient building practices
- Ellis Blvd is the commercial center/ neighborhood is oriented around the Ellis commercial center
- Incorporate context sensitive design – size/scale of structures to blend with existing development

NEIGHBORHOOD FEEDBACK FROM AUGUST 26 WORKSHOP:

- “Mix of single-family/business”
- “The neighborhood is like a little town”
- “Sustainable development and green space”
- “Street front businesses”
- “The neighborhood is historic”

NEIGHBORHOOD FEEDBACK

ELLIS BLVD STUDY– CEDAR RAPIDS, IA
October 22, 2013





Legend:

-  Ellis Blvd Study Area Boundary
-  Viable Business Corridor Study Area Boundary
-  Ellis Blvd Overlay District
-  1/4 Mile & 1/2 Mile Walking Radius
-  Railroad Tracks
-  Existing Parks
-  Proposed Flood Management Area
-  Identified for Future Redevelopment (Upon Resolution of Flood Protection)
-  Nodes of Activity

Former Landmarks

- | | |
|---------------------|-----------------------|
| ① Boys & Girls Club | ④ Kappa Ann Riverboat |
| ② A&W Restaurant | ⑤ Chirp's Restaurant |
| ③ Jack Henry Spa | |

Current Landmarks

- | | |
|--|----------------------------------|
| ⑥ Ellis Park | ⑮ Pierson's Florist |
| ⑦ Harrison Elementary School | ⑯ Hubbard Building |
| ⑧ St. James Methodist Church | ⑰ Johnson Gas |
| ⑨ Flamingo Restaurant | ⑱ Olivet Church |
| ⑩ Time Check Park | ⑲ St. Patrick's Church |
| ⑪ Diamond V Mills | ⑳ Guppies Gas Station |
| ⑫ Matthew 25 Urban Farm | ㉑ McKinnon Barber Shop |
| ⑬ Ellis Trail | ㉒ UP Railroad Bridge |
| ⑭ Northwest Neighborhood Resource Center | ㉓ Mother Mosque of North America |

Future Landmarks

- ㉔ Future Recreation Center
- ㉕ Future Park Area



PLACE MAKING NEIGHBORHOOD FEEDBACK

ELLIS BLVD STUDY— CEDAR RAPIDS, IA
October 22, 2013



Ellis Park

Legend:

-  Ellis Blvd Study Area Boundary
-  Viable Business Corridor Study Area Boundary
-  Ellis Blvd Overlay District
-  1/4 Mile & 1/2 Mile Walking Radius
-  Railroad Tracks
-  Existing Parks
-  Proposed Flood Management Area
-  Identified for Future Redevelopment (Upon Resolution of Flood Protection)
-  Existing Industrial Area
-  Intensity of Use
High
Low
-  Identified Gateway to Ellis Boulevard/
Improve Pedestrian Connection
-  Identified Future Gateway to Ellis Boulevard
-  Proposed Street Connection

Unique Places

- ① Time Check Park
- ② Future Recreation Center
- ③ Future Greenway

PLACE MAKING RECOMMENDATIONS

RECOMMENDATIONS

ELLIS BLVD STUDY— CEDAR RAPIDS, IA
October 22, 2013



LOW

→ HIGH



Fig. 1

- 1-2 Stories
- Typically single-family/detached garage
- Setback from street



Fig. 2

- 2-3 Stories
- Townhome/Row-houses
- Housing entrance is located at-grade
- Setback from street

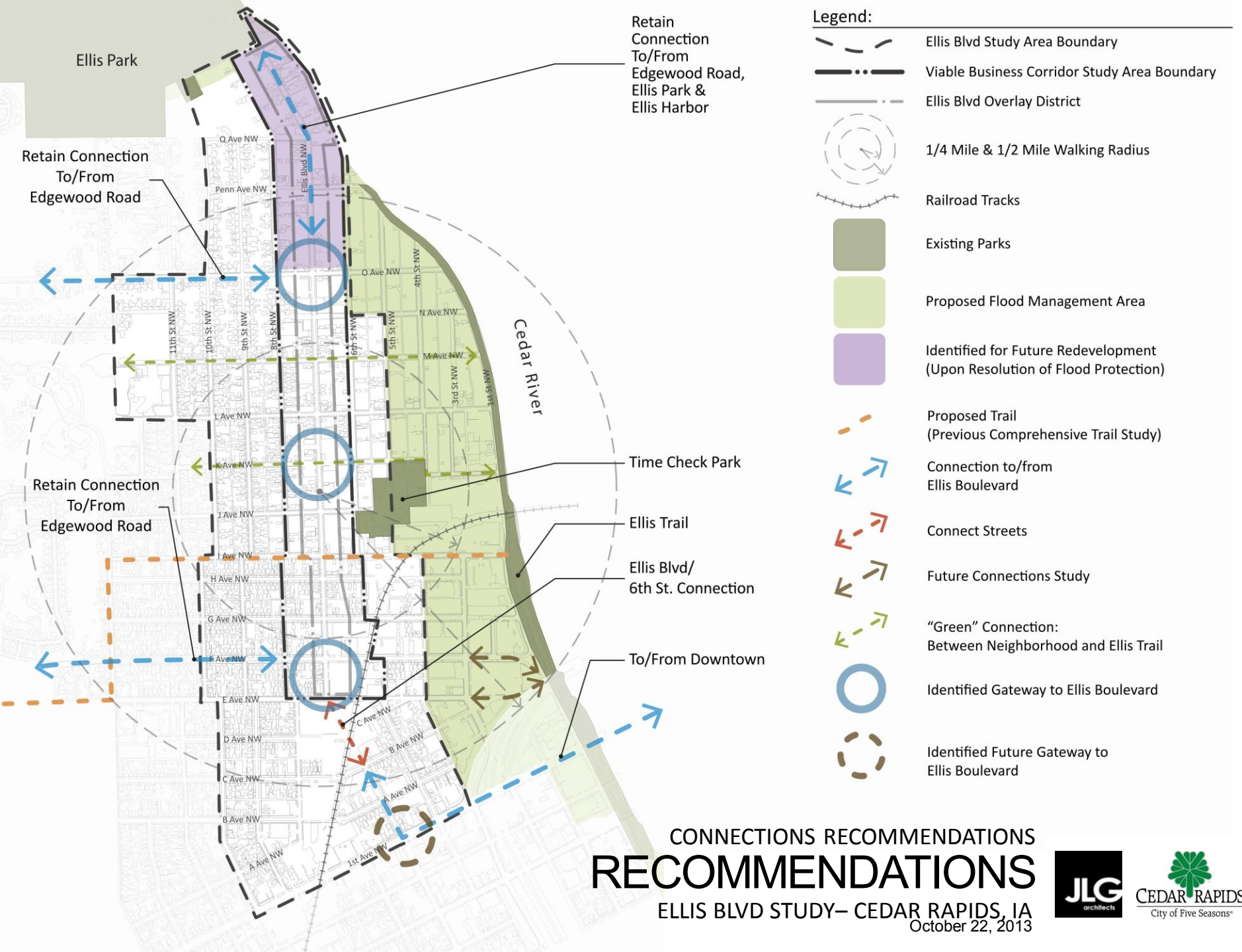


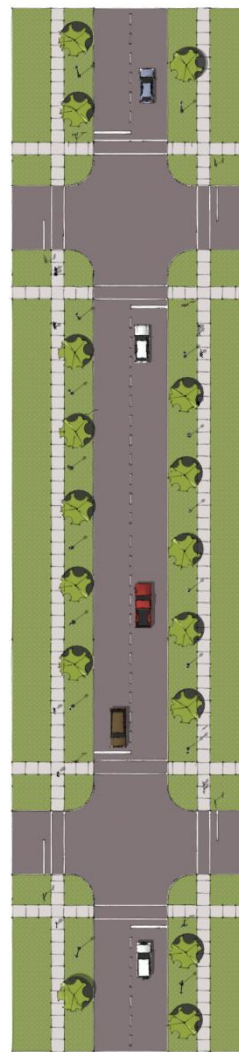
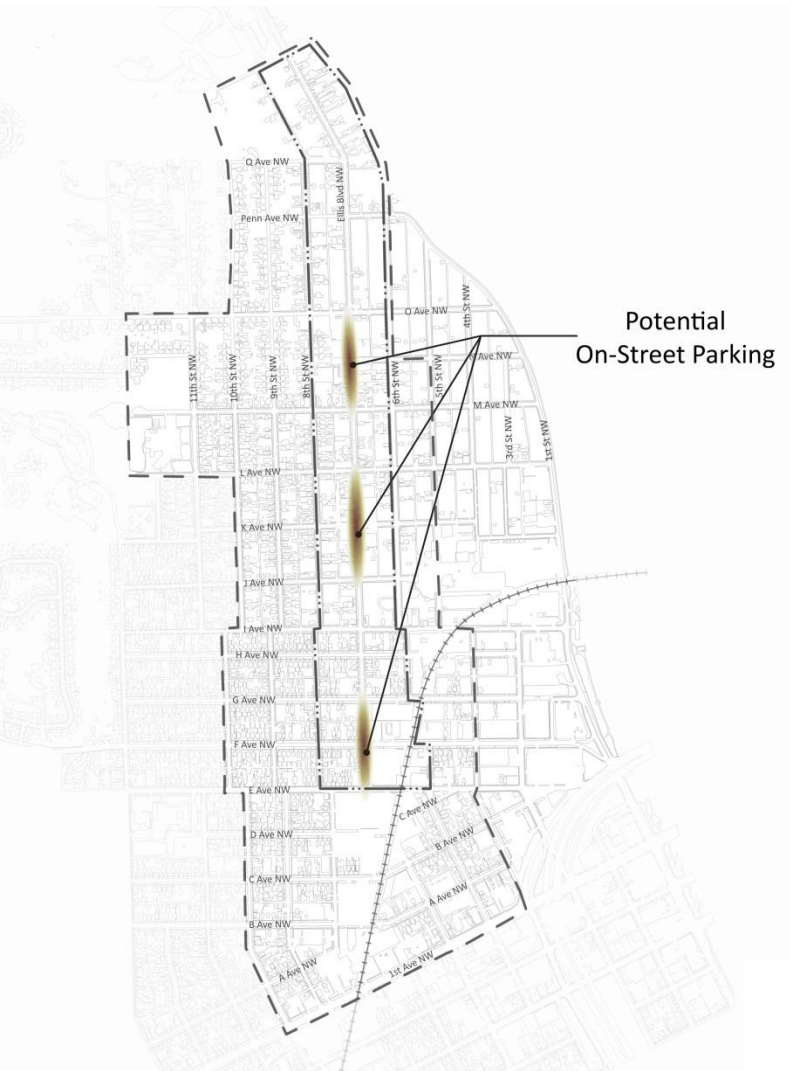
Fig. 3

- 2-3 Stories
- Commercial at-grade/Housing above
- 0' setback from property line

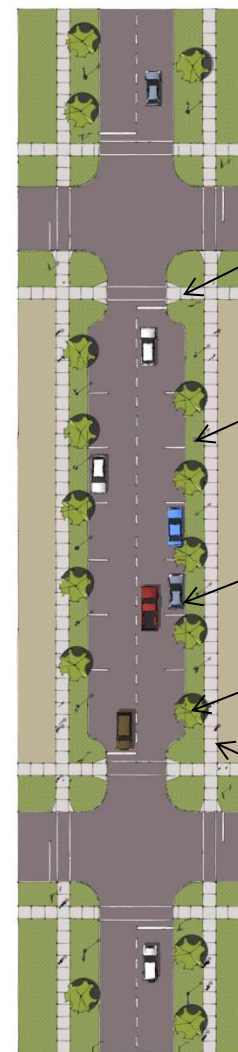
BUILDING FORM: INTENSITY OF USE
RECOMMENDATIONS
ELLIS BLVD STUDY— CEDAR RAPIDS, IA
October 22, 2013







STREETSCAPE
BETWEEN NODES



RECOMMENDED STREETSCAPE
AT NODES OF ACTIVITY

STREETSCAPES RECOMMENDATIONS

ELLIS BLVD STUDY— CEDAR RAPIDS, IA
October 22, 2013



PREVIOUS STUDIES:

- Promotes high density mixed-use development
- Promotes complete streets /walkable community
- Sustainable/flood resilient building practices
- Ellis Blvd is the commercial center/ neighborhood is oriented around the Ellis commercial center
- Incorporate context sensitive design – size/scale of structures to blend with existing development

NEIGHBORHOOD FEEDBACK FROM AUGUST 26 WORKSHOP:

- “Mix of single-family/business”
- “The neighborhood is like a little town”
- “Sustainable development and green space”
- “Street front businesses”
- “The neighborhood is historic”

NEIGHBORHOOD FEEDBACK

ELLIS BLVD STUDY– CEDAR RAPIDS, IA
October 22, 2013



Fig. 1 “Harriet Phillips Bungalow” by Daniel Case. Digital Image. 19 September 2008. Web 17 September 2013. <http://en.wikipedia.org/wiki/File:Harriet_Phillips_Bungalow.jpg>.

Fig. 2 “Norwalk, CT townhouses demonstrate “smaller infill sites enhance economic and social health” Digital Image. 24 June 2010. Web 17 September 2013. <<http://townhousecenter.org/2012/06/24/norwalk-ct-townhouses-demonstrate-smaller-infill-sites-enhance-economic-and-social-health/>>.

Fig. 3 “This small-scale mixed-use building, and its ground floor commercial tenant are typical of the independent business found in the neighborhoods surrounding downtown Grand Rapids.” Digital Image. 6 October 2010. Web 17 September 2013. <<http://livingurbanism.wordpress.com/>



Council Agenda Item Cover Sheet

Council Meeting Date: October 22, 2013

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

Alternate Contact Person: Joe Mailander
Email: 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 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:

Actions	Comments
City staff review	<ul style="list-style-type: none">• City staff reviewed the application and recommended revisions, which were made.
City Planning	<ul style="list-style-type: none">• The City Planning Commission reviewed the application on August 15,

Commission review	2013 and unanimously recommended approval. There was one objection to the proposed rezoning. A portion of the minutes are enclosed as Attachment A.
City Council consideration	<ul style="list-style-type: none"> • A Public Hearing was held August 27, 2013. • Three readings of the Ordinance are required by State law before approval is final. • Approval will be subject to the conditions stated in the Ordinance.

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

Budget Information (if applicable): N/A

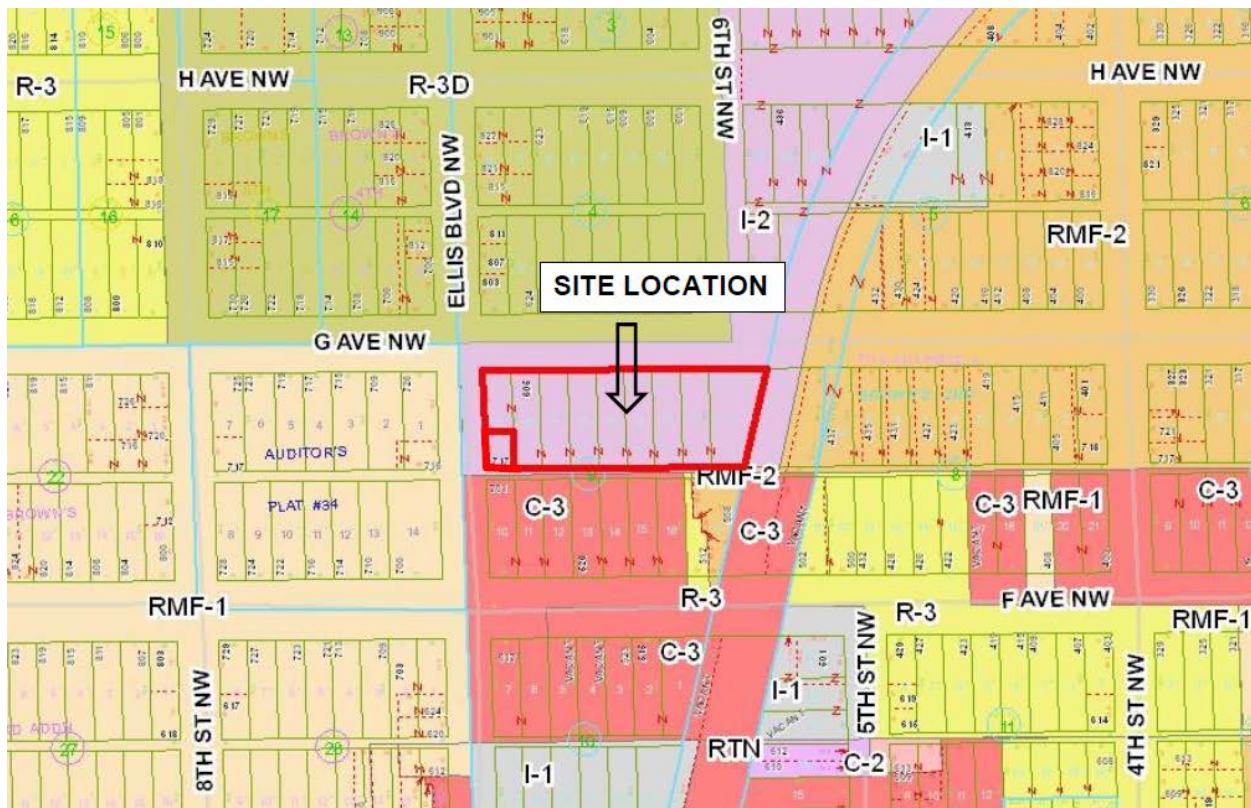
Local Preference Policy Applies ☐ Exempt ☒

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)