

*“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, November 5, 2013 at 12:00 noon 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 – American Diabetes Month (Stephanie Hamilton, Eastern Iowa Manager)
 - ❖ Presentation – Cedar Rapids Public Library Return on Investment (Bob Pasicznyuk, Library Director)

PUBLIC HEARINGS

1. A public hearing will be held 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. (Rita Rasmussen)
 - a. Resolution authorizing execution of a Purchase Agreement in the amount of \$15,720 and execution of a Quit Claim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. CIP/DID #52-14-001
2. A public hearing will be held 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. (Rita Rasmussen)
 - a. Resolution authorizing execution of a Purchase Agreement in the amount of \$5,910 and execution of a Quit Claim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. CIP/DID #52-14-002

3. A public hearing will be held 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. (Rita Rasmussen)
 - a. Resolution authorizing execution of a Purchase Agreement in the amount of \$10,590 and execution of a Quit Claim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. CIP/DID #52-14-003
4. A public hearing will be held to consider the disposition of a combined parcel of 5.44 acres of vacant City-owned land located westerly of Edgewood Road NE and extending to 80th Street as requested by the State of Iowa. (Rita Rasmussen)
 - a. Resolution authorizing execution of a Purchase Agreement in the amount of \$5,440 and execution of a Quit Claim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. CIP/DID #52-14-004
5. A public hearing will be held to consider route and fare changes to the City bus service. (Brad DeBrower)
 - a. Resolution authorizing the Transit Division to implement bus route and fare changes to the City bus service in conjunction with the re-opening of the Ground Transportation Center on or around December 2, 2013. CIP/DID #977816
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 76th Avenue SW Improvements – from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project (estimated cost is \$4,120,000). (Doug Wilson)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 76th Avenue SW Improvements – from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project. CIP/DID #301208-02
7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project (estimated cost is \$185,000). (Doug Wilson)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project. CIP/DID #301847-01
8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Hoover Trail Park project (estimated cost is \$65,000). (Steve Krug)
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Hoover Trail Park project. CIP/DID #307222-01

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.**

9. Motion to approve minutes.

10. Motions setting public hearing dates for:

- a. November 19, 2013 – to consider a change of zone for property at 2663 Mt. Vernon Road SE from O-S, Office/Service Zone District and R-3, Single Family Residence Zone District to C-2, Community Commercial Zone District as requested by Sharp Investments, LLC and Mount Vernon Bank and Trust Company; CIP/DID #RZNE-005376-2013
- b. November 19, 2013 – to consider amending the Future Land Use Map in the City's Comprehensive Plan from Institutional/Public to Low Density Residential and to consider a change of zone for property at 3200 Pioneer Avenue SE from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by the Cedar Rapids Community School District and the Affordable Housing Network, Inc.; CIP/DID #FLUMA-005395-2013
- c. November 19, 2013 – to consider a change of zone for property at 600 and 616 1st Street SE from PUB, Public Zone District to C-4, Central Business Zone District as requested by The Fountains, LLC and the City of Cedar Rapids; CIP/DID #RZNE-005512-2013
- d. November 19, 2013 – to consider a change of zone for property at 1410 Tower Lane NE from O-S, Office/Service Zone District to RMF-2, Multiple Family Residence Zone District as requested by Capital Commercial Division, LLC; CIP/DID #RZNE-005870-2013
- e. November 19, 2013 – to consider a change of zone for property at 3725 Center Point Road NE from O-S, Office/Service Zone District to R-3, Single Family Residence Zone District as requested by Patrick O. Williams Jr.; CIP/DID #RZNE-005883-2013
- f. November 19, 2013 – to consider a change of zone for four City-owned properties at 1302 Ellis Boulevard NW, 1310 Ellis Boulevard NW, 948 N Street SW and 1791 Mallory Street SW from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for proposed ROOTs lots as requested by the City of Cedar Rapids (**FLOOD**); CIP/DID #RZNE-006088-2013
- g. November 19, 2013 – to consider the vacation of a 60-foot wide road reservation and utility easement located at 6821 and 6901 Cottage Ridge Court NE as requested by Cottage Ridge, L.L.C.; CIP/DID #41-14-016

- h. November 19, 2013 – to consider the disposition of excess City-owned properties at 502 F Avenue NW, 1019 11th Street NW and 1791 Mallory Street SW acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the third round of Single Family New Construction Program (**FLOOD**); CIP/DID #540257
 - i. November 19, 2013 – to consider the disposition of excess City-owned property at 438 4th Avenue SW acquired through the Voluntary Property Acquisition program (**FLOOD**); CIP/DID #983049
 - j. November 19, 2013 – to consider the disposition of excess City-owned properties at 821 and 825 Shaver Road NE acquired through the Voluntary Property Acquisition program (**FLOOD**); CIP/DID #983050
 - k. November 19, 2013 – to consider the disposition of nine excess City-owned properties at 606 J Avenue NW, 610 J Avenue NW, 1106 6th Street NW, 1108 6th Street NW, 1110 6th Street NW, 1116 6th Street NW, 1111 Ellis Boulevard NW, 1113 Ellis Boulevard NW, and 1101 Ellis Boulevard NW acquired through the Voluntary Property Acquisition program (**FLOOD**); CIP/DID #983051
 - l. November 19, 2013 – to consider the disposition of excess City-owned properties at 301 and 305 2nd Avenue SW and inviting redevelopment proposals (**FLOOD**); CIP/DID #983052
 - m. December 3, 2013 – to consider the annexation of properties north of Blairs Ferry Road NE and west of Milburn Road NE as requested by Galilee Baptist Church of Cedar Rapids, Russell and Marjorie L. Morris, Salem United Methodist Church of Cedar Rapids and La Vonne E. Hudson; CIP/DID #ANNX-004331-2013
 - n. December 3, 2013 – to consider the annexation of properties at 4501 42nd Street NE, 4000 Georgia Avenue NE, 3930 Georgia Avenue NE, 4544 Willowbrook Drive NE, 4524 Willowbrook Drive NE, 4423 Willowbrook Drive NE, 4525 Willowbrook Drive NE, 4545 Willowbrook Drive NE, 4555 Willowbrook Drive NE, 3895 Georgia Avenue NE, 3805 Georgia Avenue NE, 4535 Woodview Drive NE, 4645 Woodview Drive NE and 4711 Woodview Drive NE as requested by Ruth B. Lamb, Mark I. and Marlene J. Benest, Thomas D. and JoAnn M. Schumacher, Hartz Family Joint Revocable Trust, Herbert and Donnabelle Trustees, Richard J. and Lois E. Koftan, Jeffrey A. Danzer and Kimberly K. Morrison, Marlene L. Hill, James G. and Jennifer S. Anderson, Donald E. Gorton, Thomas R. and Lou Ann Weber, John L. and Colleen S. Buriianek, Carol C. Currans, Janice L. Mudd and Carrol A. Roy. CIP/DID #ANNX-005808-2013
11. Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 19, 2013 and advertising for bids by publishing notice to bidders for the 18th Street SW, South of Wilson Avenue SW, Culvert and Water Main Replacement project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 27, 2013 (estimated cost is \$165,000). CIP/DID #304360-01
12. Motion filing plans, specifications, form of contract, estimated cost and setting public hearing date for November 19, 2013 and advertising for bids by publishing a notice to bidders for the Prairie Drive NE from 29th Street to Franklin Avenue Portland Cement Concrete (PCC) Sidewalk project, with bid opening scheduled for January 22, 2014 at the Iowa Department of Transportation (IDOT) (estimated cost is \$155,000). CIP/DID #301385-01
13. Motion approving the beer/liquor/wine applications of: CIP/DID #982801
- a. Aldi #61, 5425 Blairs Forest Boulevard NE;
 - b. Aldi #62, 1860 Edgewood Road SW;
 - c. The Cooler, 4920 Johnson Avenue NW (new – formerly office space);
 - d. Fareway Store #963, 4220 16th Avenue SW;

- e. Hy-Vee Food Store #1, 1843 Johnson Avenue NW;
 - f. Mahoney's, 1602 E Avenue NE;
 - g. Tornado's Grub & Pub, 315 14th Avenue SE;
 - h. Willy Woodburns Cafe, 232 16th Avenue SW.
14. Resolutions (3) approving payment of bills and payroll. CIP/DID #982799
15. Resolutions appointing and thanking the following individuals: CIP/DID #629963
- a. Appointing Emily Bowman (effective through June 30, 2016) to the Civil Rights Commission; CIP/DID #629963
 - b. Vote of thanks to Grant Stevens for serving on the Visual Arts Commission. CIP/DID #572855
16. Resolution approving special event application for Rockwell Collins landing of a helicopter (on Rockwell property) on November 6, 2013. CIP/DID #963727
17. Resolution determining the necessity and setting dates of a public hearing for December 3, 2013 and consultation with affected taxing entities to be held on the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area. CIP/DID #283396
18. Resolution determining the necessity and setting dates of a public hearing for December 3, 2013 and consultation with affected taxing entities to be held on the proposed Amendment No. 2 to the Amended and Restated Urban Renewal Plan for the Southwest Urban Renewal Area. CIP/DID #669673
19. Resolutions approving assessment actions:
- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 29 properties; CIP/DID #982892
 - b. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 18 properties. CIP/DID #964744
20. Resolution of intent to assess the property owner at 1223 Rose Street SE for failure to make monthly installment payments for the costs incurred to install water and sewer service lines. CIP/DID #688396
21. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:
- a. Sanitary sewer in Riviera Second Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$13,270; CIP/DID #47-13-002
 - b. Storm sewer in Riviera Second Addition – Phase 1 and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$19,938.50; CIP/DID #47-13-002
 - c. Portland Cement Concrete pavement in Riviera Second Addition – Phase 1 (Breyer Street) and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$25,000; CIP/DID #47-13-002

- d. Water system improvements installed in Country Ridge 2nd Addition and 2-Year Maintenance Bond submitted by Bowker Mechanical Contractors in the amount of \$90,864, and reserving the right to re-inspect and require maintenance for the public water system improvements until the remaining street construction is completed and final grade is established; CIP/DID #2010050-01
 - e. Water system improvements installed in RL French 1st Addition and 2-Year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$81,713. CIP/DID #2005036-01
22. Resolutions accepting projects, approving Performance Bonds and/or authorizing issuance of final payments:
- a. 24th Avenue and Otis Avenue SE (South of) from Blakely Boulevard to Cole Street Manhole Rehabilitation project with Pirc-Tobin Construction, Inc. (original contract amount was \$43,504.57; final contract amount is \$44,664.57); CIP/DID #655998-01
 - b. FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project, final payment in the amount of \$34,773.96 to Ricklefs Excavating, Ltd. (original contract amount was \$706,176.50; final contract amount is \$695,479.14). CIP/DID #655996-05
23. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned properties participating in the third round of the Single Family New Construction Program **(FLOOD)**. CIP/DID #540257
- a. Premiere Developers, Inc. for property at 928 7th Street SW;
 - b. V&B Enterprises, L.C. for property at 1500 J Street SW;
 - c. V&B Enterprises, L.C. for property at 1510 J Street SW.
24. Resolution accepting the Repair of Water Service Lines for FY13 project, approving the 2-Year Maintenance Bond and authorizing final (retainage) payment in the amount of \$11,852.24 to Schrader Excavating & Grading Co. (original contract amount was \$235,000; the final contract amount is \$264,684.47). CIP/DID #521108-13
25. Resolution authorizing the installation of stop signs at the intersection of Thunderbird Road SE and Tomahawk Trail SE, stopping Thunderbird Road SE for Tomahawk Trail SE. CIP/DID #60-14-031
26. Resolution accepting work and fixing amount to be assessed for the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project. CIP/DID #301752-00
27. Resolution accepting work and fixing amount to be assessed for the Edgewood Road SW from Bayberry Drive SW to 33rd Avenue SW Extension project. CIP/DID #301473-00
28. Resolution adopting the boundaries of the Ellis Boulevard Corridor Viable Business District **(FLOOD)**. CIP/DID #765429
29. Resolution approving coordination of services with the Medical Self-Supported Municipal Improvement District Commission. CIP/DID #665560
30. Resolution authorizing the abatement and demolition of one commercial parcel under the Community Development Block Grant (CDBG) Program **(FLOOD)**. CIP/DID #330250-01

31. Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Amendment No. 4 to renew Contract for Auto Parts Program with Sadler Power Train for Fleet Services for an estimated annual amount of \$105,000 (original contract amount was \$250,000; renewal contract amount is \$105,000); CIP/DID #0909-060
- b. Amendment No. 4 to renew Contract for Auto Parts Program with Carquest Auto Parts for Fleet Services for an estimated annual amount of \$100,000 (original contract amount was \$250,000; renewal contract amount is \$100,000); CIP/DID #0909-060
- c. Amendment No. 2 to the Professional Services Agreement with Ryan Companies US, Inc. specifying an increased amount not to exceed \$14,956 and a release of contingency of \$17,909 for construction management services in connection with the Fire Station #3 project (original contract amount was \$165,044; total contract amount with this amendment is \$180,000); CIP/DID #308141-10
- d. Amendment No. 1 to renew Agreement for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division with General Traffic Controls, Inc. for an annual amount not to exceed \$75,000 (original contract amount was \$75,000; renewal amount is \$75,000); CIP/DID #0912-072
- e. Amendment No. 1 to contract for Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project with D.W. Zinser Company to reflect a discovery item and accepting project and Performance Bond and authorizing issuance of payment in the amount of \$6,583.90 (original contract amount was \$131,178; final contract amount is \$131,678) (**FLOOD**); CIP/DID #0613-289
- f. Amendment No. 4 to contract for Utility Disconnect Services for Flood Damaged Structures project with BWC Excavating, LC to reflect the difference between the estimated quantities and actual quantities and accepting maintenance bond and authorizing issuance of payment in the amount of \$1,414.50 (original contract amount was \$13,591.51; final contract amount is \$45,031.74) (**FLOOD**); CIP/DID #1011-070F
- g. Amend Resolution No. 1478-09-13 to correct the contract dollar amount to \$557,702.76 for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building project with Advance Builders Corp. (original contract amount was \$532,000; total contract amount with this amendment is \$557,702.76); CIP/DID #615190-02
- h. Amend Resolution No. 1479-09-13 to correct Change Order No. 1 dollar amount to \$30,541.44 and total contract amount to \$1,349,541.44 for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement project with WRH, Inc. (original contract amount was \$1,319,000; total contract amount with this amendment is \$1,349,541.44); CIP/DID #3303100093-02
- i. Change Order No. 3 in the amount of \$44,364.41 with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II project (original contract amount was \$941,580.60; total contract amount with this amendment is \$1,006,588.41); CIP/DID #2011025-03
- j. Change Order No. 6 (Final Revised) deducting the amount of \$17,055.53 with Ricklefs Excavating Ltd. for the C Avenue NE Water Main Replacement – 32nd Street NE to 40th Street NE project (original contract amount was \$418,772.50; total contract amount with this amendment is \$470,245.98); CIP/DID #2011021-02
- k. Change Order No. 2 in the amount of \$19,552.85 with Pirc-Tobin Construction, Inc. for the 6th Street SW Sidewalk and Ditch Improvements project (original contract amount was \$228,611; total contract amount with this amendment is \$257,254.75); CIP/DID #301597-03

- l. Change Order No. 4 in the amount of \$20,892.80 with Rathje Construction Company for the Bever Avenue SE Rehabilitation from Memorial Drive SE to 34th Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,571,421.91); CIP/DID #301696-01
- m. Change Order No. 2 (Final Revised) in the amount of \$2,688 with Curtis Contracting Corp. for the 1st Avenue East from the Cottage Grove Place Entrance to Thompson Drive SE Sidewalk Extension project (original contract amount was \$55,536.70; total contract amount with this amendment is \$69,816.65); CIP/DID #301697-02
- n. Change Order No. 7 in the amount of \$7,374.23 with Pirc-Tobin Construction, Inc. for the 2nd Avenue SW from 3rd Street to 6th Street Pavement Reconstruction and Water Main Improvements project (original contract amount was \$1,432,536.53; total contract amount with this amendment is \$1,561,558.42); CIP/DID #301869-01
- o. Change Order No. 10 in the amount of \$453.75 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp Program – Contract No. 1 project (original contract amount was \$189,177.50; total contract amount with this amendment is \$263,109.33); CIP/DID #3017012-01
- p. Change Order No. 9 in the amount of \$3,348.35 with Rathje Construction Company for the E Avenue NW – Phase I Ellis Boulevard to 3rd Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,757,558; total contract amount with this amendment is \$3,800,182.67); CIP/DID #304037-04
- q. Change Order No. 5 in the amount of \$36,199 with Zinser Grading & Excavating, LLC for the E Avenue NW – Phase II 13th Street to Ellis Boulevard Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,037,467.35; total contract amount with this amendment is \$3,086,416.83); CIP/DID #304037-06
- r. Change Order No. 16 in the amount of \$18,744 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing and Testing – Groups 1 and 3, Traffic signal Interconnect Groups 1 and 2 project (original contract amount was \$1,148,668; total contract amount with this amendment is \$1,966,684.06); CIP/DID #354004-05
- s. Change Order No. 5 in the amount of \$20,094.74 with S.M. Hentges & Sons, Inc. for the Cedar River Sanitary Sewer Crossing Improvements project (original contract amount was \$5,394,964; total contract amount with this amendment is \$5,437,783.04); CIP/DID #655080-03
- t. Change Order No. 3 in the amount of \$130,312 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation project (original contract amount was \$250,296.50; total contract amount with this amendment is \$577,297.10); CIP/DID #305125-02
- u. Change Order No. 7 in the amount of \$94,626 with Miron Construction Company, Inc. for the Cedar Rapids Central Fire Station project (original contract amount was \$13,591,254; total contract amount with this amendment is \$13,913,688) (**FLOOD**); CIP/DID #FDE010-21
- v. Change Order No. 11 in the amount of \$51,608.07 with Hawkeye Electric Company for the Cedar Rapids Public Library Project – Electrical, Telecommunications, Electronic Safety & Security project (original contract amount was \$3,093,185; total contract amount with this amendment is \$3,375,191.57) (**FLOOD**); CIP/DID #PLE001-22

- w. Change Order No. 2 in the amount of \$5,604 with D.W. Zinser Company for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Demolition & Abatement project (original contract amount was \$489,000; total contract amount with this amendment is \$515,480); **(FLOOD)**; CIP/DID #PWE006-22
- x. Change Order No. 7 in the amount of \$18,134.94 with Maxwell Construction, Inc. for the 2nd Street SE From 9th Avenue to the Sinclair Site Sanitary Sewer Reconstruction project (original contract amount was \$2,791,496.24; total contract amount with this amendment is \$2,889,450.18) **(FLOOD)**; CIP/DID #SSD005-02
- y. Change Order No. 10 in the amount of \$8,398.75 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project (original contract amount was \$501,121.24; total contract amount with this amendment is \$581,295.19) **(FLOOD)**; CIP/DID #SSD103-04
- z. Change Order No. 6 in the amount of \$2,438.55 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project (original contract amount was \$506,000; total contract amount with this amendment is \$625,432.07) **(FLOOD)**; CIP/DID #VME001-06
- aa. Change Order No. 6 in the amount of \$13,916.21 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #4 – Carpentry, Doors, Hardware and Specialties project (original contract amount was \$488,000; total contract amount with this amendment is \$622,407.57) **(FLOOD)**; CIP/DID #VME001-06
- bb. Change Order No. 4 in the amount of \$11,138 with Pearson Wall Systems, Inc. for the Veterans Memorial Phase III – Bid Package #6 – Framing, Plaster, Paint, Partitions, Fabric Panels and Ceilings project (original contract amount was \$1,453,800; total contract amount with this amendment is \$1,464,906) **(FLOOD)**; CIP/DID #VME001-06
- cc. Change Order No. 1 in the amount of \$11,331 with Grazzini Brothers & Company for the Veterans Memorial Phase III – Bid Package #7 – Flooring project (original contract amount was \$77,850; total contract amount with this amendment is \$89,181) **(FLOOD)**; CIP/DID #VME001-06
- dd. Change Order No. 4 deducting the amount of \$60,745.57 with Lindstrom Environmental, Inc. for the Veterans Memorial Hazardous Material Abatement project (original contract amount was \$19,020; total contract amount with this amendment is \$486,063.43) **(FLOOD)**; CIP/DID #VME001-02
- ee. Payment in the amount of \$163,417.66 to Linn County for the actual cost of construction of a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road project; CIP/DID #3012064-00
- ff. Purchase Order in the amount of \$95,691.60 with Dave Schmitt Construction in connection with the Parking Lot East of 1736 16th Avenue SW and North of 1740 16th Avenue SW Sanitary Sewer Repair project; CIP/DID #655990-00
- gg. Awarding and approving contract in the amount of \$27,372, plus incentive up to \$2,000, bond and insurance of Hardscape Solutions of Iowa, Inc. for the 2013 Downtown Streetscape Paver Brick Repair Program project (estimated cost is \$64,000); CIP/DID #321500-01
- hh. Grant Amendment Agreement with the Vision Iowa Board (Cedar Rapids Riverfront Amphitheater and Festival Park) to extend the project completion date to January 31, 2014; CIP/DID #307218
- ii. Rescinding Resolution No. 1738-12-12 and authorizing execution of a corrective Special Warranty Deed conveying City-owned property to Premiere Developers, Inc. for property at 520 8th Street NW **(FLOOD)**; CIP/DID #565513

- jj. Rescinding Resolution No. 1526-09-13 and authorizing execution of a corrective Special Warranty Deed conveying City-owned property to NewBo Development Group for property at 1320 Ellis Boulevard NW **(FLOOD)**; CIP/DID #565513
- kk. City of Cedar Rapids Historic Preservation Commission Work Plan for 2014; CIP/DID #691376
- ll. City of Cedar Rapids City Planning Commission Work Plan for 2014; CIP/DID #572803
- mm. City of Cedar Rapids Visual Arts Commission Work Plan for 2014; CIP/DID #625453
- nn. Fleet Services purchase of one 40' aerial bucket truck from Junge Center Point in the amount of \$103,251; CIP/DID #0913-060
- oo. Contract for incinerator stack replacement project with Modern Sheet Metal for the Water Pollution Control Facility for an amount not to exceed \$93,690; CIP/DID #0913-054
- pp. Rental Agreement with Koch Brothers for the rental of five Lanier digital copiers for the following city departments; Police, Safety and Wellness, and Transit; CIP/DID #0913-047
- qq. Agreement for the purchase of an Organic Carbon Analyzer for the Utilities Department with Skalar, Inc. in the amount of \$35,965. CIP/DID #0913-050

REGULAR AGENDA

- 32. Report on bids for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (estimated cost is \$86,000). (Dave Wallace)
 - a. Resolution awarding and approving contract in the amount of \$73,290.63 plus incentive up to \$6,000, bond and insurance of Iowa State Contractors, Inc. for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project. CIP/DID #304285-01
- 33. Report on bids for the WPC Cryogenic Plant Upgrades project (estimated cost is \$2,500,000). (Steve Hershner)
 - a. Resolution awarding and approving contract in the amount of \$3,049,000, bond and insurance of WRH, Inc. for the WPC Cryogenic Plant Upgrades project. CIP/DID #615180-03
- 34. Report on bids for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels. (John Riggs)
 - a. Resolution awarding and approving contract for the amount not to exceed \$212,400, bond and insurance of D.W. Zinser Company for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (estimated cost is \$230,000) **(FLOOD)**. CIP/DID #0813-038

ORDINANCES

(Second and possible Third Readings)

35. 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.
 - a. Resolution authorizing the disposition of 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 and accepting an easement for public storm sewer, water main and public utilities over the vacated right-of-way as requested by TrueNorth Real Estate, L.C. CIP/DID 41-13-044
36. 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.
 - a. Resolution authorizing the disposition of 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 and accepting an easement for communication lines and sanitary sewer as requested by Mercy Medical Center. CIP/DID 41-14-012

(First Reading)

37. Ordinance deleting Chapter 68 of the Municipal Code, Airport, and replacing it with a new Chapter 68 providing for rules for the operation and management of the airport. CIP/DID #982868

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 PUBLIC HEARING AND POSSIBLE RESOLUTION

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

A public hearing 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.

Resolution authorizing execution of a Purchase Agreement in the amount of \$15,720 and execution of Quitclaim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. 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

RESOLUTION NO.

RESOLUTION AUTHORIZING THE DISPOSITION OF CITY-OWNED
PROPERTY TO THE STATE OF IOWA

WHEREAS, the State of Iowa, c/o Office of Right of Way, IDOT, 800 Lincoln Way Ames, IA 50010, is exercising its right to purchase a combined parcel of 15.72 acres of vacant City-owned land for the construction of the westward extension of Iowa Highway 100, and

WHEREAS, on October 26, 2013 the City published a notice to hold a Public Hearing, and

WHEREAS, on November 5, 2013 a Public Hearing was held and the City Council recommended the disposition of said parcel to the State of Iowa, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, OWNER of the real property known and described as:

See Attached Exhibit A

has agreed to convey said vacant City-owned land generally located westerly of Edgewood Road NE and extending to 80th Street for a total consideration of \$15,720, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the consideration paid by the State of Iowa for the land by fee title be accepted, and

BE IT FURTHER RESOLVED that the associated Purchase Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreement, and

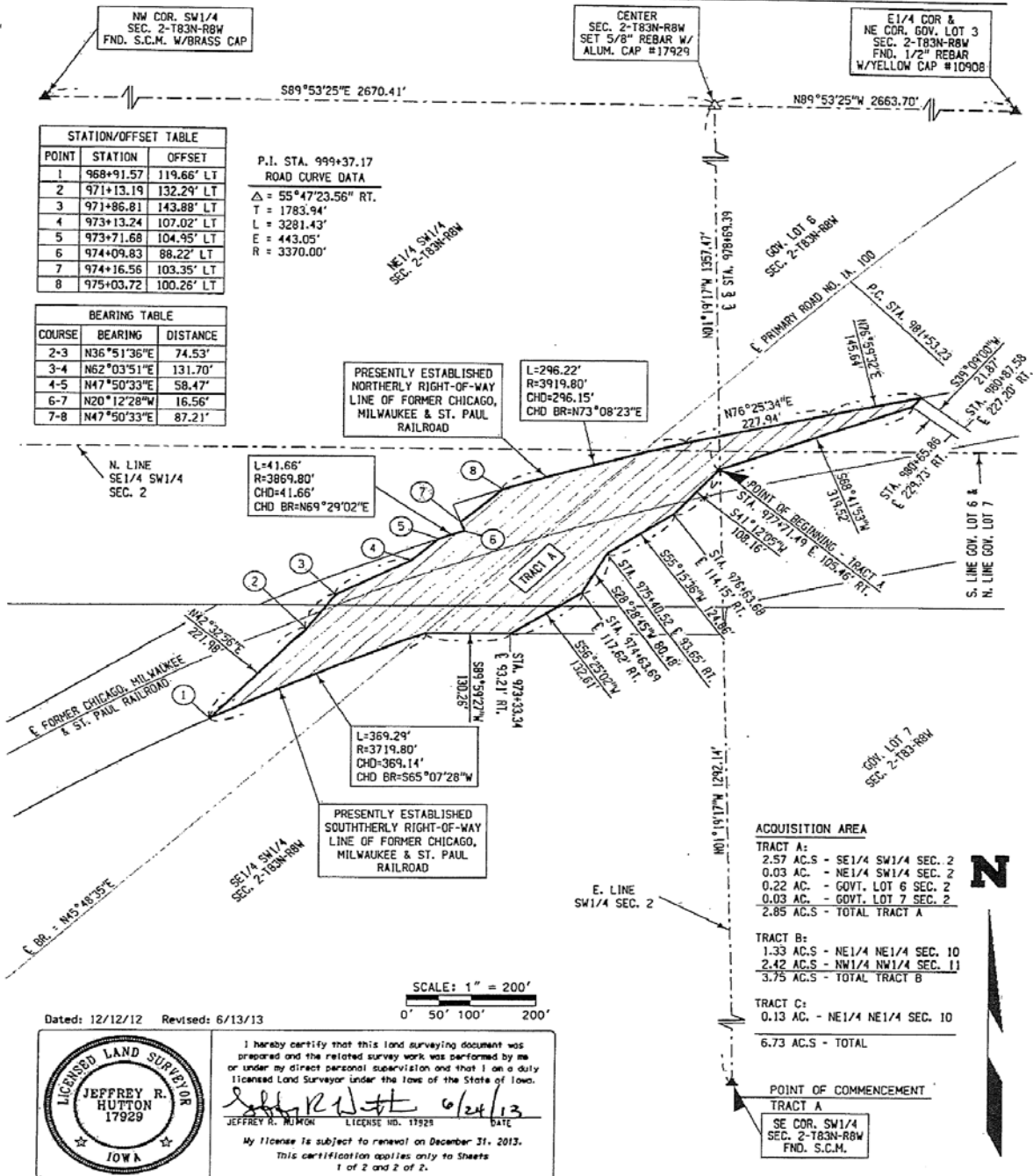
BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Quitclaim Deed and that the Quitclaim Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

Exhibit A
Iowa Department of Transportation
ACQUISITION PLAT

Page 1 of 3

COUNTY LINN STATE CONTROL NO. _____
 PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 89
 SECTION 2, 10 & 11 TOWNSHIP 83N RANGE 8W
 ROW-FEE 6.73 AC EASE _____ AC EXCESS-FEE _____ AC
 ACCESS RIGHTS _____
 ACQUIRED FROM _____

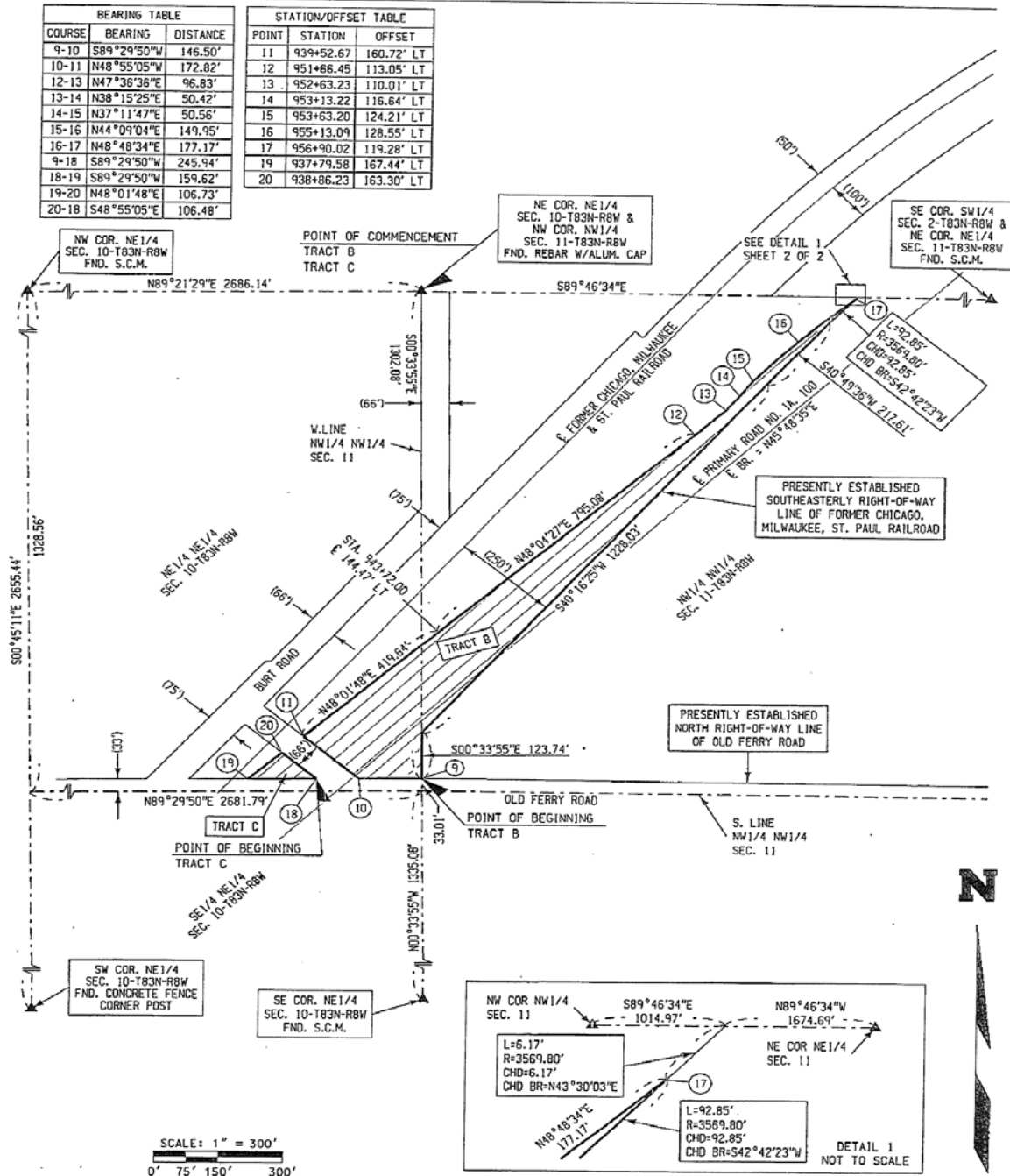


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Iowa Department of Transportation
ACQUISITION PLAT

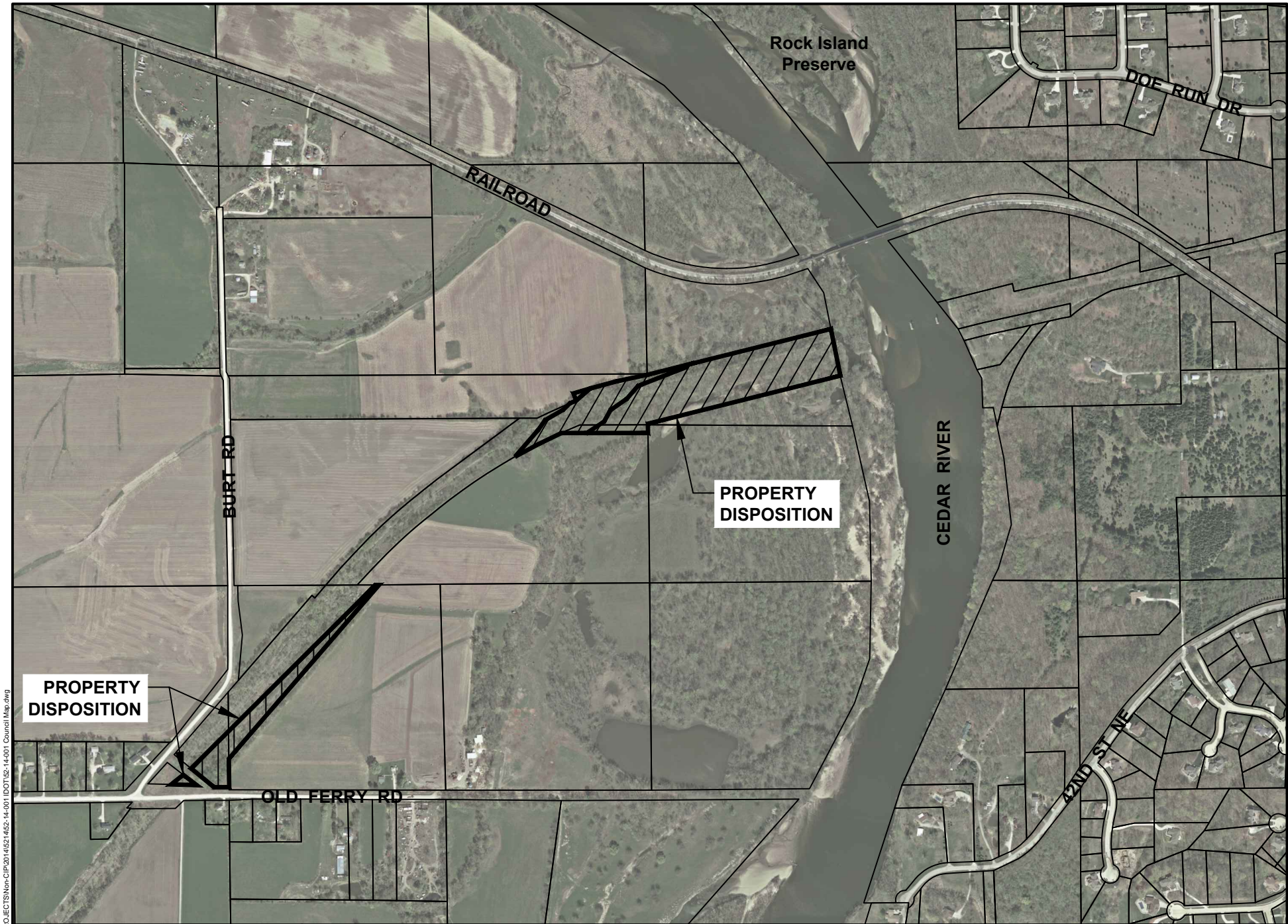
Page 2 of 3

COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 89
SECTION 2, 10 & 11 TOWNSHIP 83N RANGE 8W
ROW-FEE 6.73 AC EASE _____ AC EXCESS-FEE _____ AC
ACCESS RIGHTS _____
ACQUIRED FROM _____



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



Council Agenda Item Cover Sheet PUBLIC HEARING AND POSSIBLE RESOLUTION

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

A public hearing 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.

Resolution authorizing execution of a Purchase Agreement in the amount of \$5,910 and execution of Quitclaim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. 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

RESOLUTION NO.

RESOLUTION AUTHORIZING THE DISPOSITION OF CITY-OWNED
PROPERTY TO THE STATE OF IOWA

WHEREAS, the State of Iowa, c/o Office of Right of Way, IDOT, 800 Lincoln Way Ames, IA 50010, is exercising its right to purchase a combined parcel of 5.91 acres of vacant City-owned land for the construction of the westward extension of Iowa Highway 100, and

WHEREAS, on October 26, 2013 the City published a notice to hold a Public Hearing, and

WHEREAS, on November 5, 2013 a Public Hearing was held and the City Council recommended the disposition of said parcel to the State of Iowa, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, OWNER of the real property known and described as:

See Attached Exhibit A

has agreed to convey said vacant City-owned land generally located westerly of Edgewood Road NE and extending to 80th Street for a total consideration of \$5,910, and

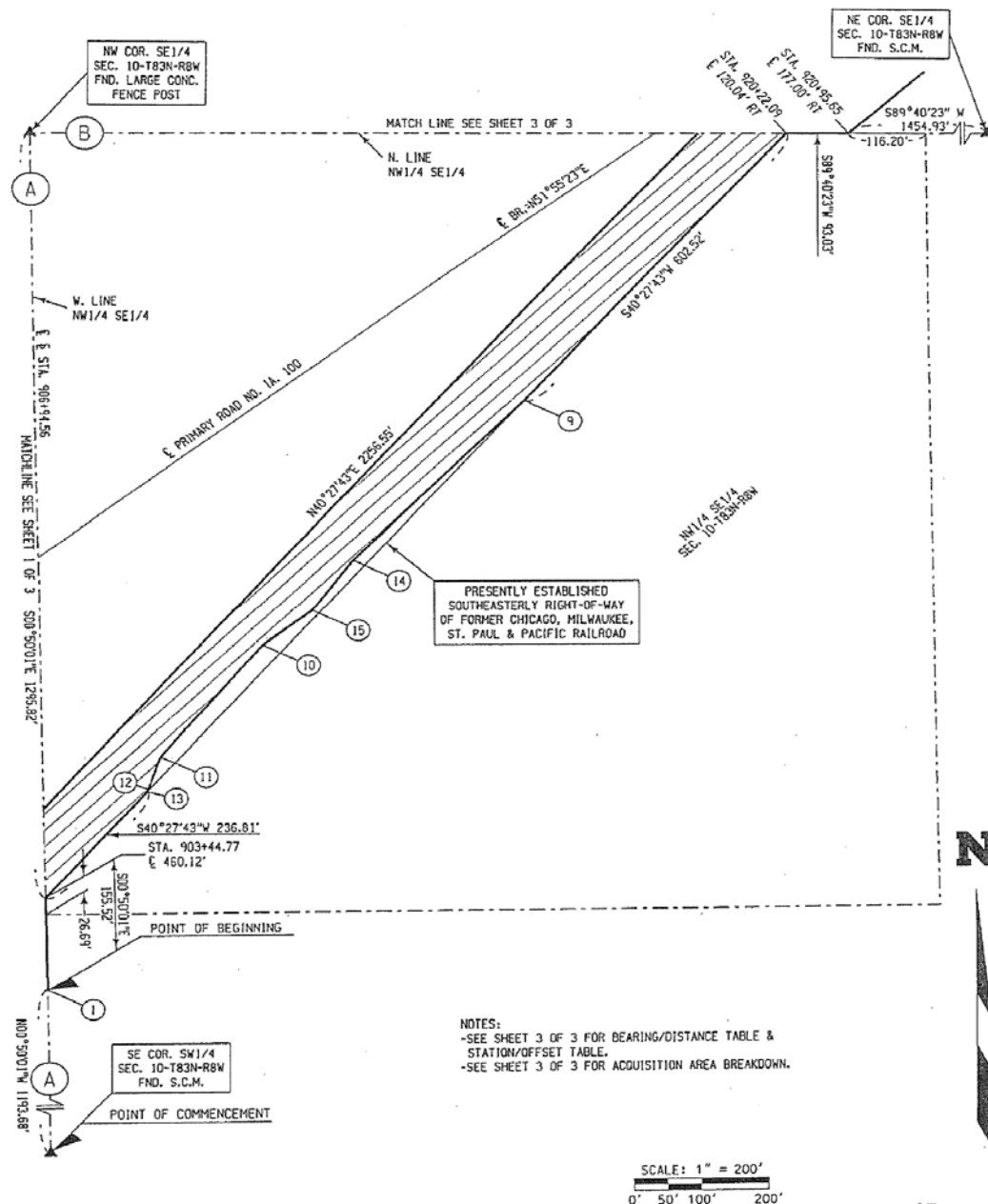
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the consideration paid by the State of Iowa for the land by fee title be accepted, and

BE IT FURTHER RESOLVED that the associated Purchase Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreement, and

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Quitclaim Deed and that the Quitclaim Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

* INCLUDES 1.16 ACRES WITHIN PRESENTLY ESTABLISHED RIGHT OF WAY



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DATE: 7/2/2013 4:25:22 PM

Page 5 of 7

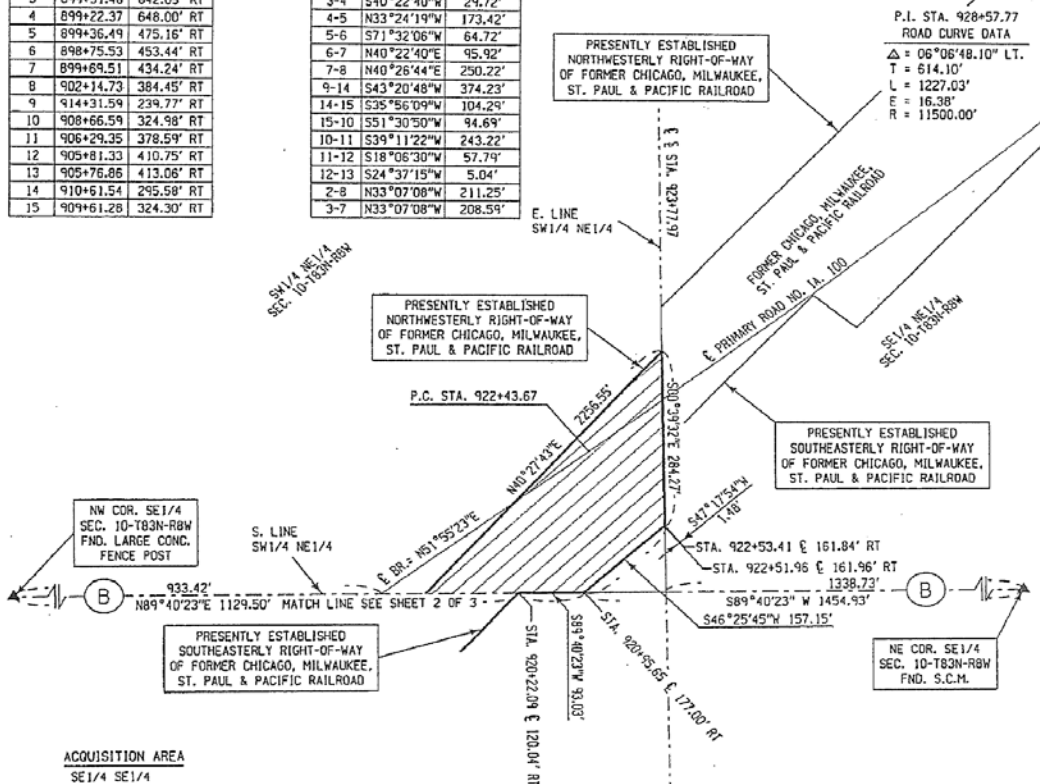
Iowa Department of Transportation ACQUISITION PLAT

COUNTY LINN STATE CONTROL NO. _____
 PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 89A
 SECTION 10 TOWNSHIP 83N RANGE 8W
 ROW-FEE 6.75 * AC EASE _____ AC EXCESS-FEE _____ AC
 ACCESS RIGHTS _____
 ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA

* INCLUDES 1.16 ACRES WITHIN PRESENTLY ESTABLISHED RIGHT OF WAY

POINT	STATION	OFFSET
1	902+50.65	583.92' RT
2	901+96.47	594.90' RT
3	899+51.48	642.05' RT
4	899+22.37	648.00' RT
5	899+36.49	475.16' RT
6	898+75.53	453.44' RT
7	899+69.51	434.24' RT
8	902+14.73	384.15' RT
9	914+31.59	299.77' RT
10	908+66.59	324.98' RT
11	906+29.35	378.59' RT
12	905+81.33	410.75' RT
13	905+76.86	413.06' RT
14	910+61.54	295.58' RT
15	909+61.28	324.30' RT

COURSE	BEARING	DISTANCE
1-2	S40°27'43"W	55.28'
2-3	S41°01'48"W	249.49'
3-4	S40°22'40"W	29.72'
4-5	N33°24'19"W	173.42'
5-6	S71°32'06"W	64.72'
6-7	N40°22'40"E	95.92'
7-8	N40°28'44"E	250.22'
9-14	S43°20'48"W	374.23'
14-15	S35°56'09"W	104.29'
15-10	S51°30'50"W	94.89'
10-11	S39°11'22"W	243.22'
11-12	S18°06'30"W	57.79'
12-13	S24°37'15"W	5.04'
2-8	N33°07'08"W	211.25'
3-7	N33°07'08"W	208.59'



ACQUISITION AREA

SE1/4 SE1/4
 1.66 AC.S - TOTAL R.O.W.
 - 1.15 AC.S - EXIST. R.O.W.
 0.51 AC.S - NEW R.O.W.

NE1/4 SW1/4
 0.32 AC. - TOTAL R.O.W.
 - 0.01 AC. - EXIST. R.O.W.
 0.31 AC. - NEW R.O.W.

NW1/4 SE1/4
 3.38 AC.S - TOTAL R.O.W.
 3.38 AC.S - NEW R.O.W.

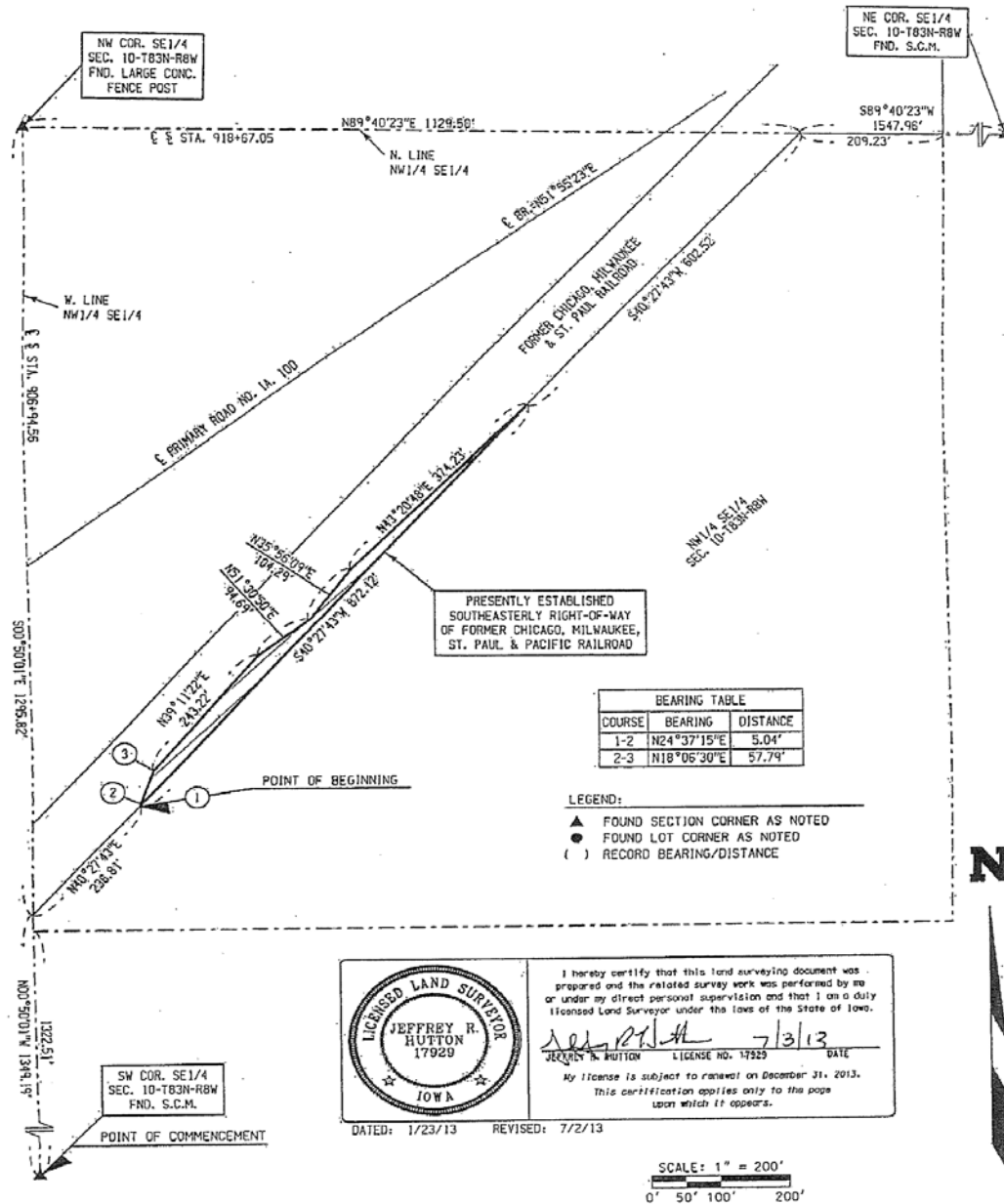
SE1/4 NE1/4
 1.39 AC.S - TOTAL R.O.W.
 1.39 AC.S - NEW R.O.W.

PARCEL 89A
 6.75 AC.S - TOTAL R.O.W.
 - 1.16 AC.S - EXIST. R.O.W.
 5.59 AC.S - NEW R.O.W.

SCALE: 1" = 200'
 0' 50' 100' 200'

Iowa Department of Transportation ACQUISITION PLAT

COUNTY LINN STATE CONTROL NO. _____
 PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 89A
 SECTION 10 TOWNSHIP 83N RANGE 8W
 ROW-FEE _____ AC EASE _____ AC EXCESS-FEE 0.32 AC
 ACCESS RIGHTS _____
 ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA



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**PROPERTY DISPOSITION (5.91 ACRES)
FUTURE EXTENSION OF HIGHWAY 100**



0 FEET 800

Council Agenda Item Cover Sheet PUBLIC HEARING AND POSSIBLE RESOLUTION

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

A public hearing 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.

Resolution authorizing execution of a Purchase Agreement in the amount of \$10,590 and execution of Quitclaim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. 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

RESOLUTION NO.

RESOLUTION AUTHORIZING THE DISPOSITION OF CITY-OWNED
PROPERTY TO THE STATE OF IOWA

WHEREAS, the State of Iowa, c/o Office of Right of Way, IDOT, 800 Lincoln Way Ames, IA 50010, is exercising its right to purchase a combined parcel of 10.59 acres of vacant City-owned land for the construction of the westward extension of Iowa Highway 100, and

WHEREAS, on October 26, 2013 the City published a notice to hold a Public Hearing, and

WHEREAS, on November 5, 2013 a Public Hearing was held and the City Council recommended the disposition of said parcel to the State of Iowa, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, OWNER of the real property known and described as:

See Attached Exhibit A

has agreed to convey said vacant City-owned land generally located westerly of Edgewood Road NE and extending to 80th Street for a total consideration of \$10,590, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the consideration paid by the State of Iowa for the land by fee title be accepted, and

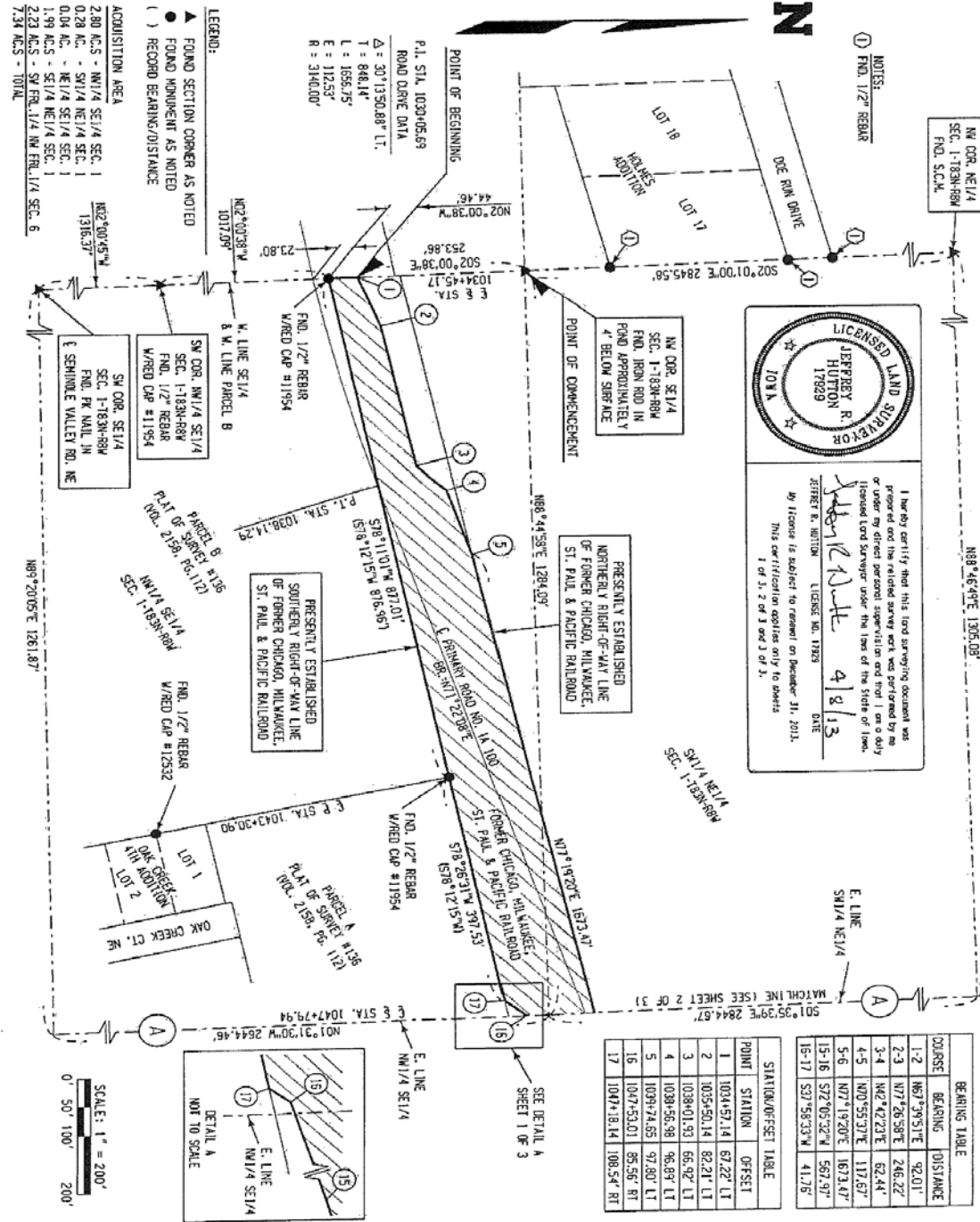
BE IT FURTHER RESOLVED that the associated Purchase Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreement, and

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Quitclaim Deed and that the Quitclaim Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

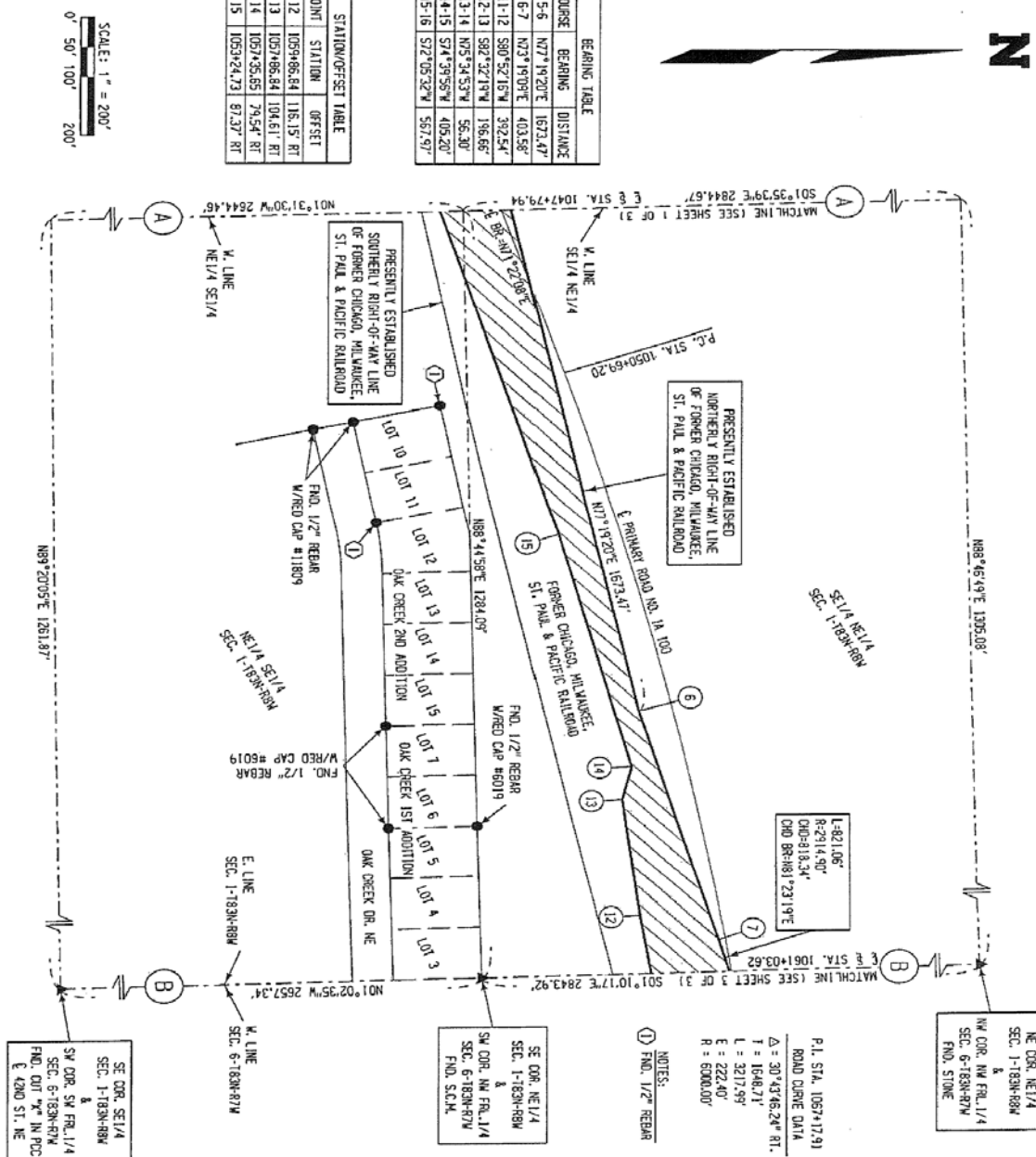
Passed this 5th day of November, 2013.

Iowa Department of Transportation ACQUISITION PLAT

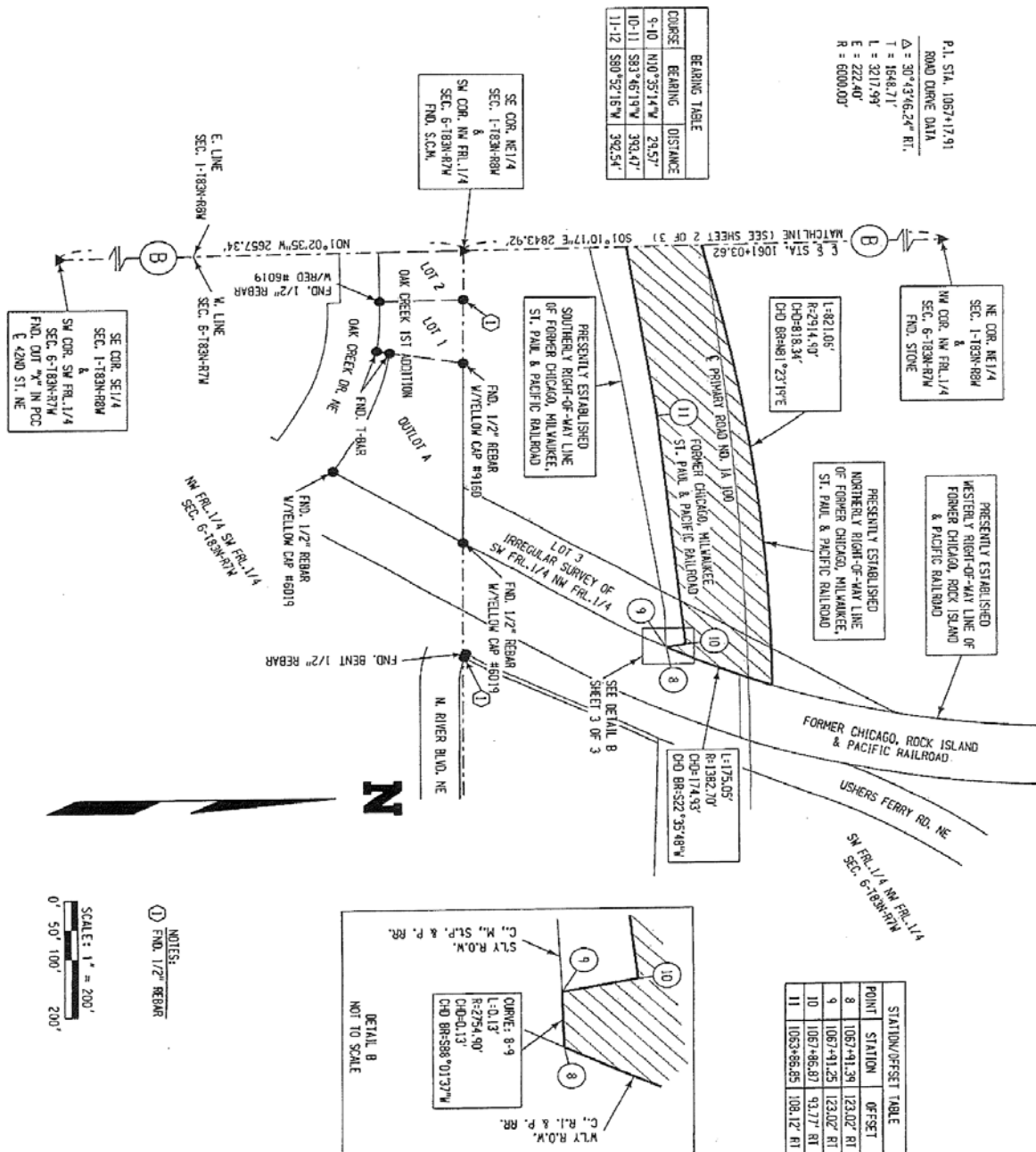
COUNTY LINN STATE CONTROL NO. _____
 PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102A
 SECTION 1(R8W) & 6(R7W) TOWNSHIP 83N RANGE 7W & 8W
 ROW-FEE 7.34 AC EASE _____ AC EXCESS-FEE _____ AC
 ACCESS RIGHTS _____
 ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA



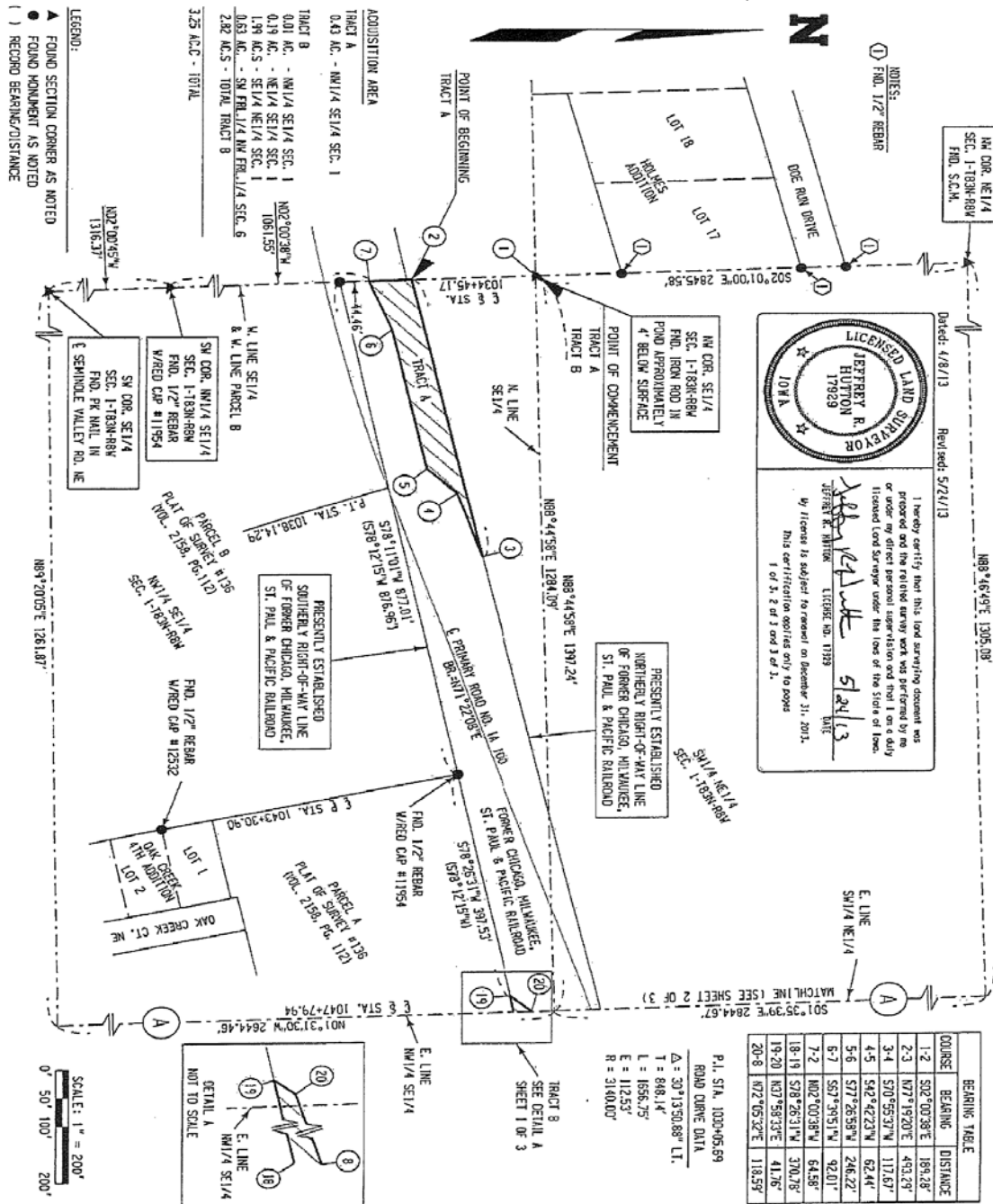
BEARING TABLE			
COURSE	BEARING	DISTANCE	
5-6	N77.1° E 20'E	163.1' AT	
6-7	N72.1° 03' E	40.58'	
11-12	S60.52° E 16.5'	39.54'	
12-13	S82.32° 19' E	198.66'	
13-14	N75.34° 33' E	96.30'	
14-15	S74.33° 56' E	40.20'	
15-16	S72.05° 32' E	50.97'	



COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102A
SECTION 1(R8W) & 6(R7W) TOWNSHIP 83N RANGE 7W & 8W
ROW-FEE 7.34 AC EASE _____ AC EXCESS-FEE _____ AC _____
ACCESS RIGHTS _____
ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA

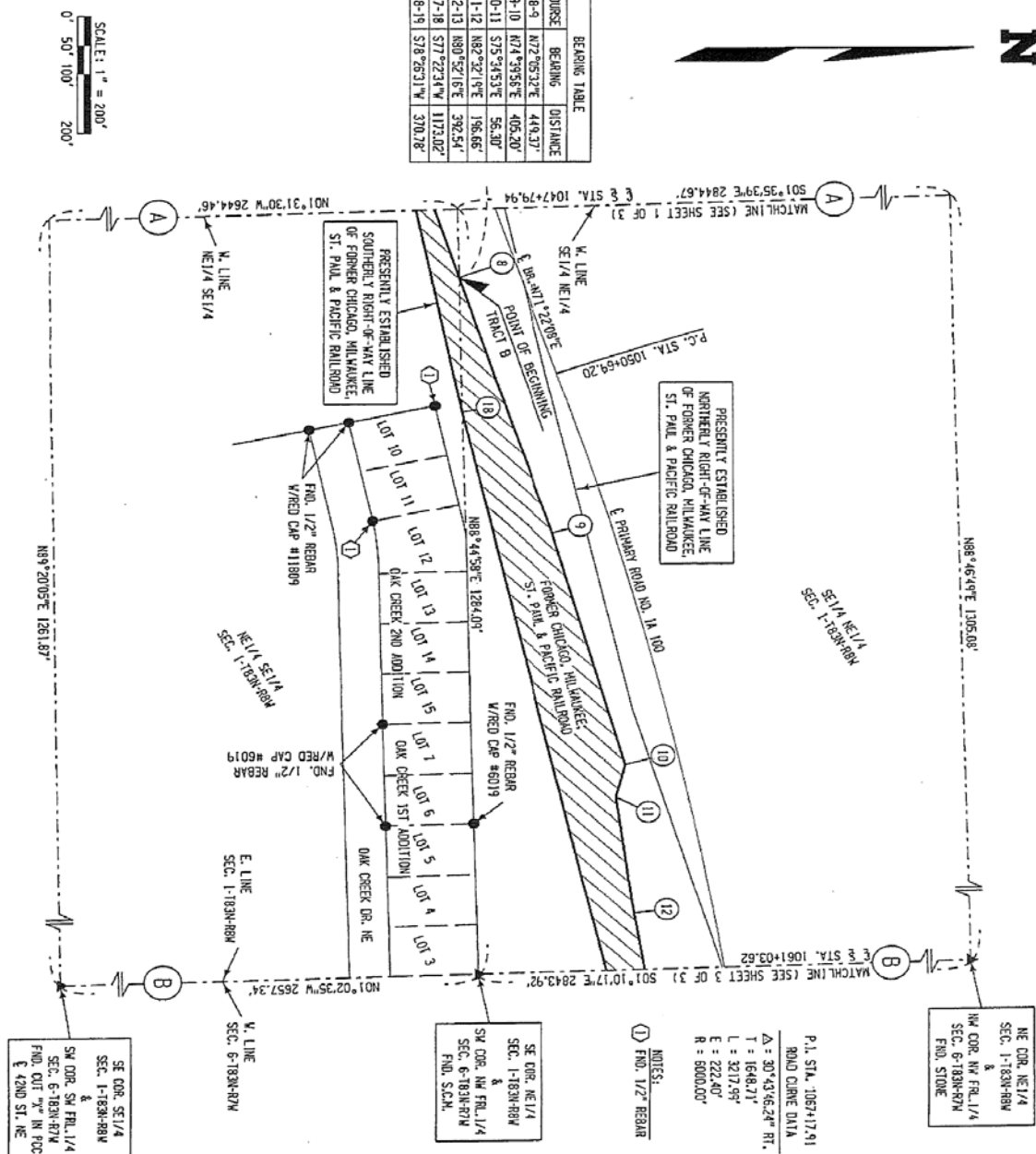


COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102A
SECTION 1(R8W) & 6(R7W) TOWNSHIP 83N RANGE 7W & 8W
ROW-FEE _____ AC EASE _____ AC EXCESS-FEE 3.25 AC _____
ACCESS RIGHTS _____
ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA



COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102A
SECTION 1(R8W) & 6(R7W) TOWNSHIP 83N RANGE 7W & 8W
ROW-FEE _____ AC EASE _____ AC EXCESS-FEE 3.25 AC _____
ACCESS RIGHTS _____
ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA

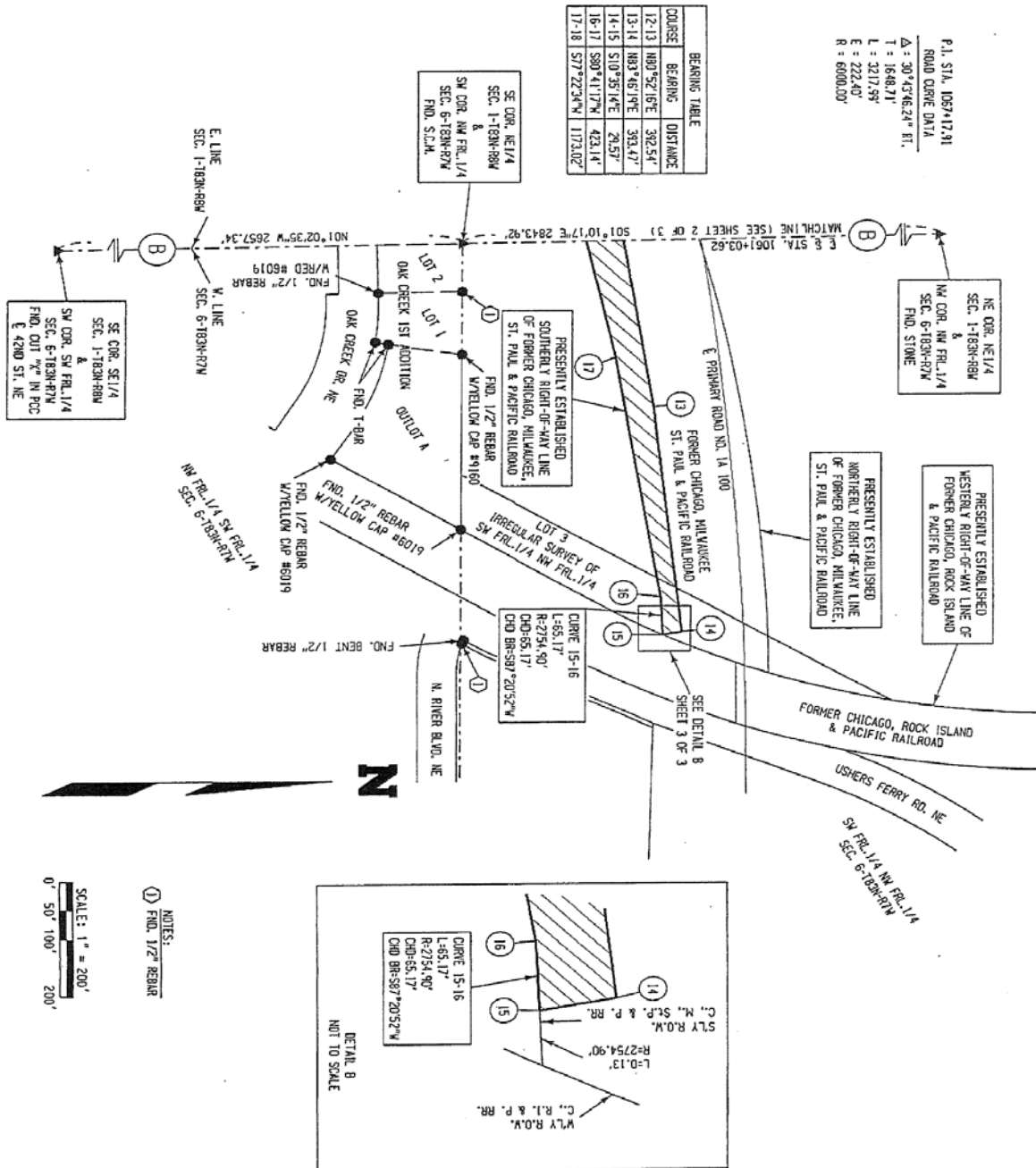
BEARING TABLE		
COURSE	BEARING	DISTANCE
8-9	N72°56.32'E	449.31'
9-10	N74°33.56'E	405.20'
10-11	S75.34.53'E	56.30'
11-12	N82°32.19'E	156.66'
12-13	N80°52.16'E	392.54'
13-18	S77°22.34'W	1173.02'
18-19	S78°26.31'W	370.78'

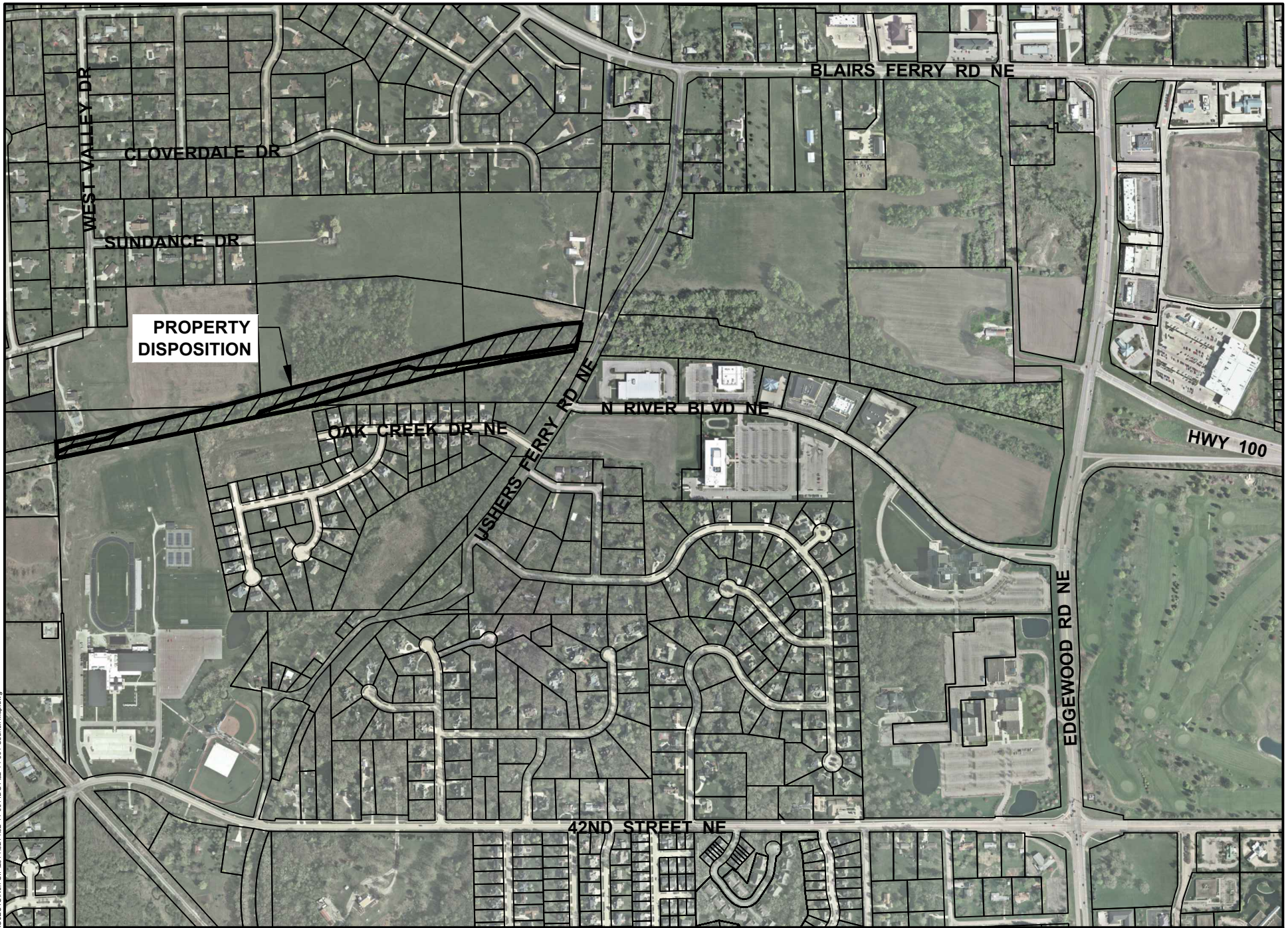


Iowa Department of Transportation
ACQUISITION PLAT

Page 6 of 6

COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102A
SECTION 1(R8W) & 6(R7W) TOWNSHIP 83N RANGE 7W & 8W
ROW-FEE _____ AC EASE _____ AC EXCESS-FEE 3.25 AC
ACCESS RIGHTS _____
ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA





Cadd File Name: W:\PROJECTS\Non-CIP\2014\521452-14-001\DOT\52-14-001 Council Map.dwg



PROPERTY DISPOSITION (10.59 ACRES)
FUTURE EXTENSION OF HIGHWAY 100



Council Agenda Item Cover Sheet PUBLIC HEARING AND POSSIBLE RESOLUTION

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

A public hearing 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.

Resolution authorizing execution of a Purchase Agreement in the amount of \$5,440 and execution of Quitclaim Deed to the State of Iowa in connection with the future extension of Highway 100 for property located westerly of Edgewood Road NE and extending to 80th Street. 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

RESOLUTION NO.
RESOLUTION AUTHORIZING THE DISPOSITION OF CITY-OWNED
PROPERTY TO THE STATE OF IOWA

WHEREAS, the State of Iowa, c/o Office of Right of Way, IDOT, 800 Lincoln Way Ames, IA 50010, is exercising its right to purchase a 5.44 acre parcel of vacant City-owned land for the construction of the westward extension of Iowa Highway 100, and

WHEREAS, on October 26, 2013 the City published a notice to hold a Public Hearing, and

WHEREAS, on November 5, 2013 a Public Hearing was held and the City Council recommended the disposition of said parcel to the State of Iowa, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, OWNER of the real property known and described as:

See Attached Exhibit A

has agreed to convey the vacant City-owned land generally located westerly of Edgewood Road NE and extending to 80th Street for a total consideration of \$5,440, and

WHEREAS, the City requires that said parcel shall be combined with adjacent property so as to constitute a single zoning lot, and

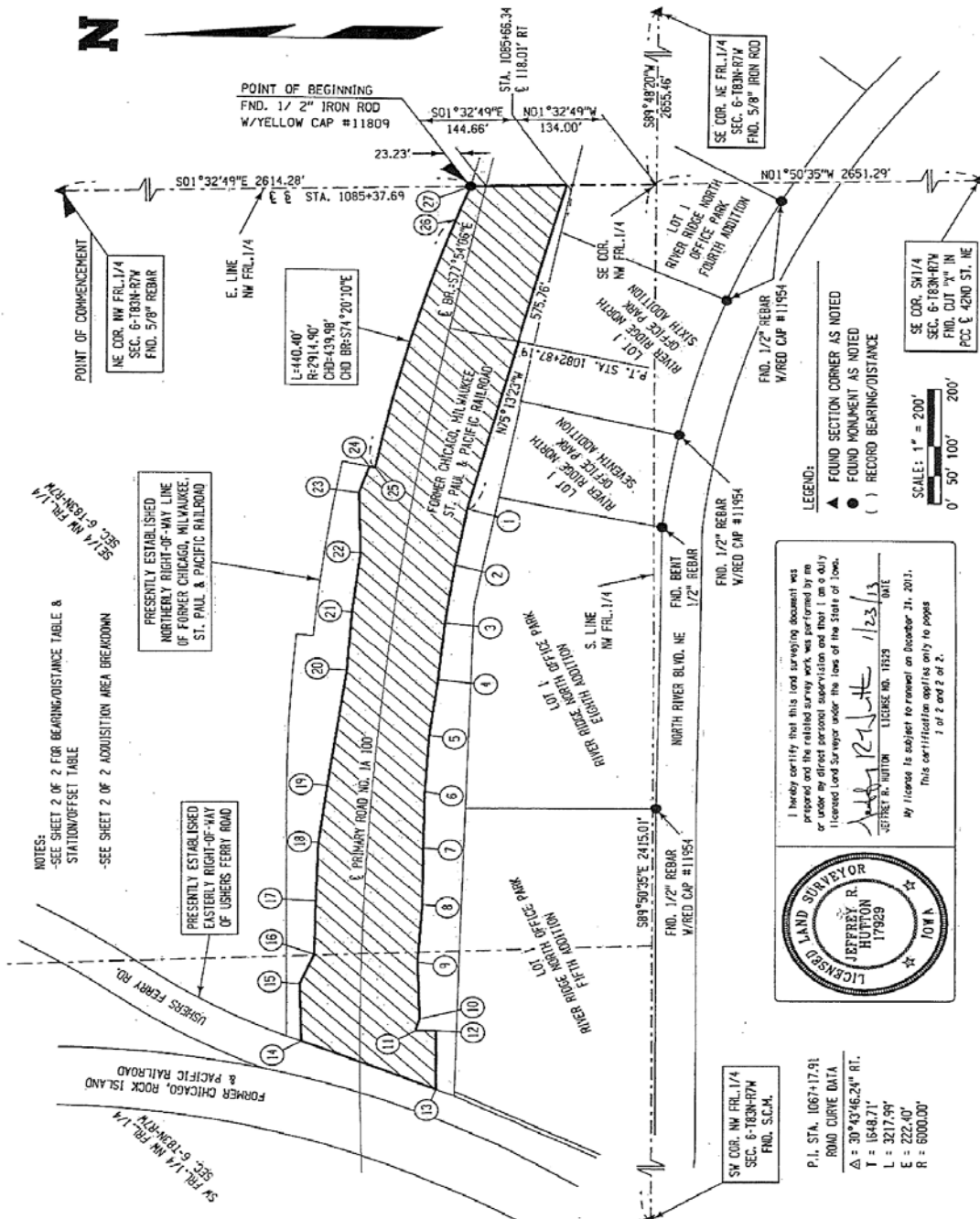
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the consideration paid by the State of Iowa for the land by fee title be accepted, and

BE IT FURTHER RESOLVED that the associated Purchase Agreement be accepted and that the City Manager and City Clerk are hereby authorized to execute said agreement, and

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Quitclaim Deed and that the Quitclaim Deed be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

COUNTY LINN STATE CONTROL NO. _____
PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102B
SECTION 6 TOWNSHIP 83N RANGE 7W
ROW-FEE 5.44 AC EASE _____ AC EXCESS-FEE _____ AC _____
ACCESS RIGHTS _____
ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA



Iowa Department of Transportation
ACQUISITION PLAT

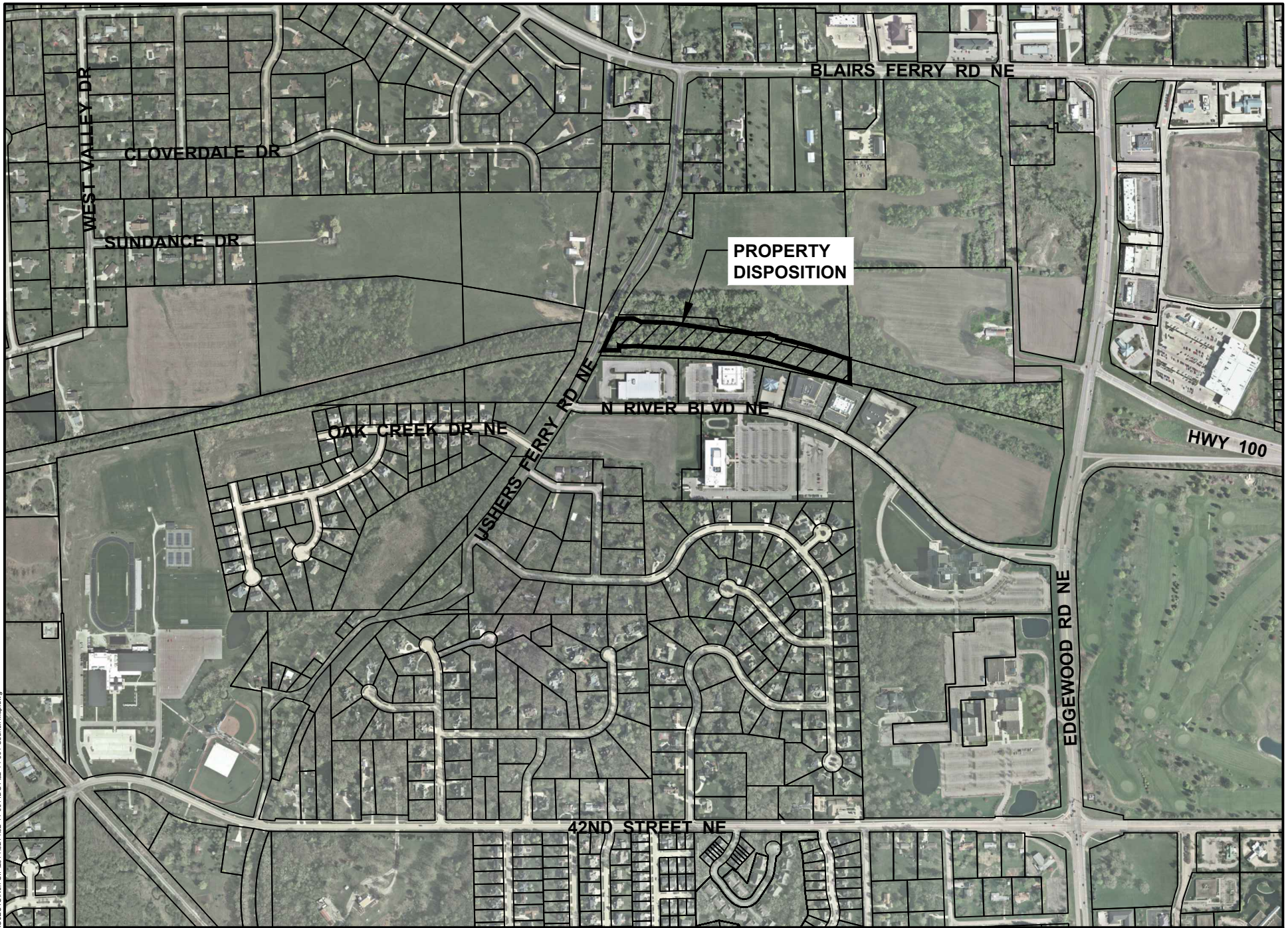
COUNTY LINN STATE CONTROL NO. _____
 PROJECT NO. NHSN-100-1(40)--2R-57 PARCEL NO. 102B
 SECTION 6 TOWNSHIP 83N RANGE 7W
 ROW-FEE 5.44 AC EASE _____ AC EXCESS-FEE _____ AC
 ACCESS RIGHTS _____
 ACQUIRED FROM CITY OF CEDAR RAPIDS, IOWA

ACQUISITION AREA

0.81 AC. - SW FRL 1/4 NW FRL 1/4
 4.63 AC.S - SE 1/4 NW FRL 1/4
 5.44 AC.S - TOTAL

BEARING TABLE		
COURSE	BEARING	DISTANCE
1-2	N79°18'46"W	98.69'
2-3	N80°51'33"W	98.71'
3-4	N84°10'12"W	98.70'
4-5	N82°25'27"W	98.74'
5-6	N86°22'07"W	98.73'
6-7	N88°29'49"W	98.74'
7-8	N89°23'57"W	98.66'
8-9	N86°02'42"W	98.62'
9-10	S88°13'51"W	98.68'
10-11	N73°22'41"W	21.86'
11-12	S00°25'57"W	30.86'
12-13	N90°00'00"W	102.15'
13-14	N22°40'04"E	218.33'
14-15	N88°37'32"E	100.26'
15-16	S66°54'31"E	55.66'
16-17	S88°53'58"E	91.88'
17-18	S87°33'34"E	101.22'
18-19	S82°30'10"E	101.36'
19-20	S81°54'45"E	202.29'
20-21	S85°49'05"E	101.11'
21-22	S82°20'02"E	101.04'
22-23	N88°31'37"E	102.83'
23-24	S71°10'28"E	48.57'
24-25	S11°20'08"W	8.77'
26-27	S70°00'28"E	62.33'

STATION/OFFSET TABLE		
POINT	STATION	OFFSET
1	1079+86.90	83.69' RT
2	1078+86.89	80.36' RT
3	1077+86.89	78.05' RT
4	1076+86.89	79.80' RT
5	1075+86.89	76.89' RT
6	1074+86.88	79.13' RT
7	1073+86.88	83.40' RT
8	1072+86.88	87.57' RT
9	1071+86.88	84.32' RT
10	1070+86.87	89.28' RT
11	1070+65.56	83.23' RT
12	1070+65.56	114.08' RT
13	1069+61.43	113.97' RT
14	1070+46.31	87.27' LT
15	1071+45.04	90.94' LT
16	1071+96.09	70.40' LT
17	1072+86.88	72.02' LT
18	1073+86.88	73.05' LT
19	1074+86.88	66.83' LT
20	1076+86.89	57.38' LT
21	1077+86.89	62.08' LT
22	1078+86.89	62.31' LT
23	1079+86.89	80.56' LT
24	1080+34.21	72.66' LT
25	1080+33.96	63.89' LT
26	1084+70.47	31.13' LT
27	1085+32.21	22.57' LT



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PROPERTY DISPOSITION (5.44 ACRES)
FUTURE EXTENSION OF HIGHWAY 100





Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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:

Resolution authorizing the Transit Division to implement bus route and fare changes to the city bus service in conjunction with the re-opening of the Ground Transportation Center on or around December 2, 2013. CIP/DID #977816

Background:

Minor bus route changes will be implemented on all city bus routes when transit service is returned to the Ground Transportation Center. 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.

The Transit Division is proposing a fare restructuring that will increase the adult cash full fare from \$1.25 to \$1.50, and cash half 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, 31 Day Passes will decrease from \$24 to \$20 for seniors and passengers with disabilities. Student cash fares would decrease from \$1.00 to \$0.75. Student 31-day passes would decrease from \$30 to \$20. A new income-based program will be created to allow low-income adults to qualify for the half-price fares. In addition, the proposal would include free rides on Saturdays for all passengers. 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 2nd.

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.

RESOLUTION NO.

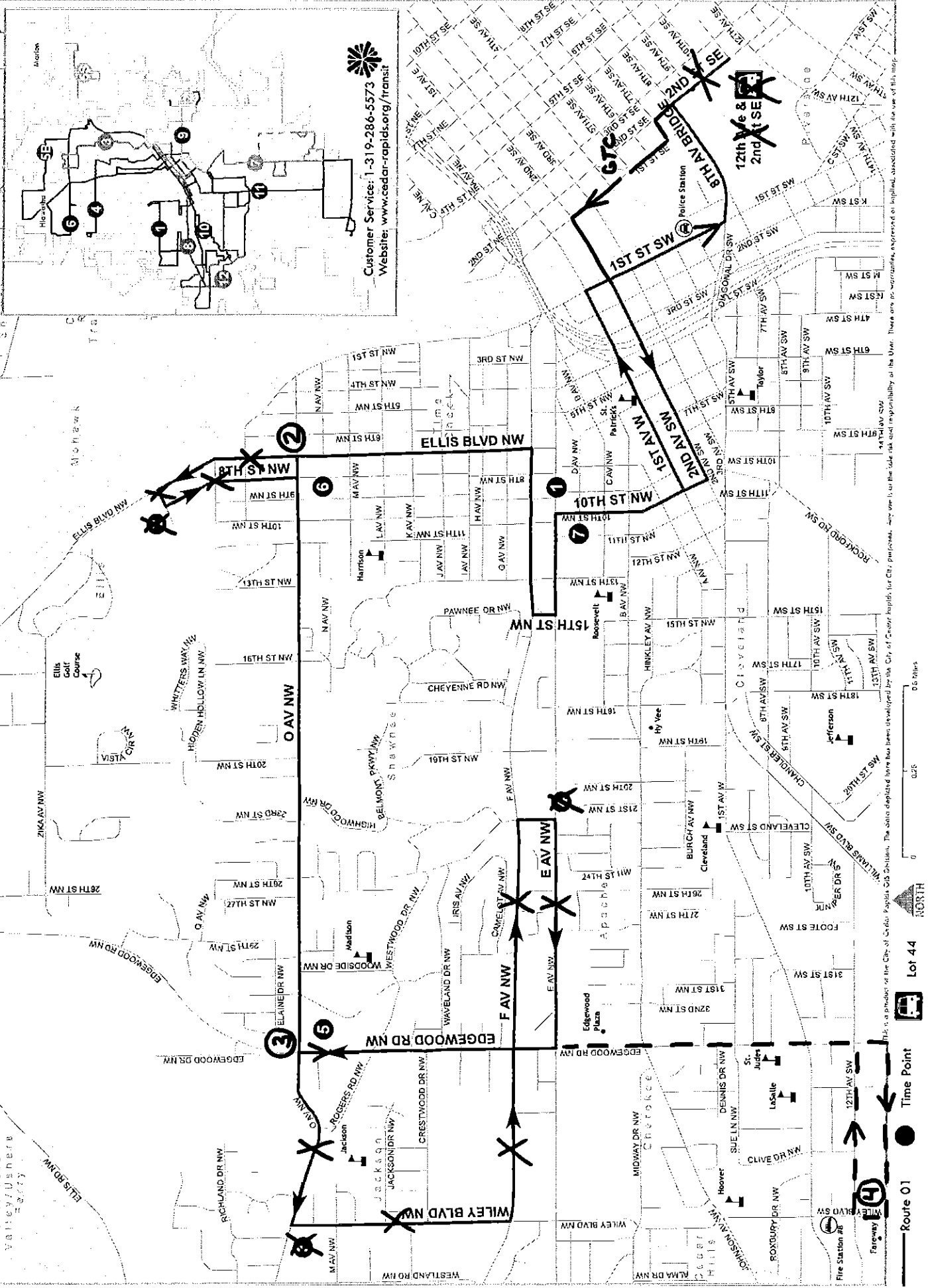
WHEREAS, a public hearing was held on November 5, 2013 to provide information and gather public input regarding proposed bus route and fare changes; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Transit Division is authorized to make the proposed bus route changes and the fare changes (as shown on the attached fare structure) to the city bus service in conjunction with the re-opening of the Ground Transportation Center on or around December 2, 2013.

Passed this 5th day of November, 2013.

Cedar Rapids Transit
FY14 Fare Structure for November 5, 2013 Resolution

Fare Category	Fare
Adult Cash	\$1.50
Student Cash	\$0.75
Senior Cash	\$0.75
Disabled Cash	\$0.75
Income Based Cash	\$0.75
Children (age 5 & under)	Free
Day Passes	\$3.00
Adult 31-Day Pass	\$40.00
Student 31-Day Pass	\$20.00
Senior 31-Day Pass	\$20.00
Disabled 31-Day Pass	\$20.00
Income Based 31-Day Pass	\$20.00
Adult 10-Ride Pass	\$15.00
Student 10-Ride Pass	\$7.50
Senior 10-Ride Pass	\$7.50
Disabled 10-Ride Pass	\$7.50
Income Based 10-Ride Pass	\$7.50
Non-Profit Single Ride Tickets (Blue Tickets)	\$0.75
Paratransit Fare	\$3.00
Saturday Fixed-Route Service	Free



**Cedar Rapids Transit
FY14 Fare Proposal**

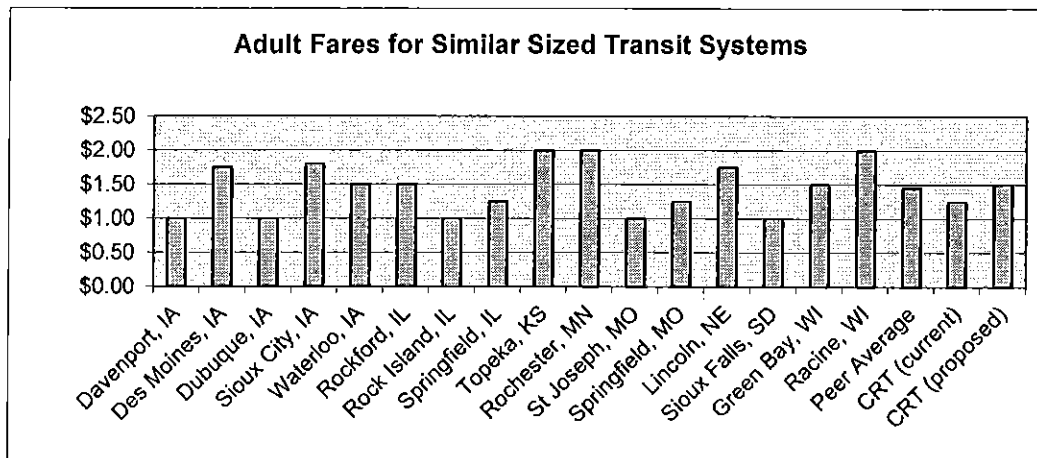
Type of Fare:	Existing Fare:	Proposed Fare:	Change	
31 Day Adult	\$36.00	\$40.00	\$4.00	
31 Day Low Income	\$36.00	\$20.00	-\$16.00	New
31 Day Disabled	\$24.00	\$20.00	-\$4.00	
31 Day Senior	\$24.00	\$20.00	-\$4.00	
31 Day Student	\$30.00	\$20.00	-\$10.00	
10 Ride Adult	\$12.50	\$15.00	\$2.50	
10 Ride 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

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: 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**

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 76th Avenue SW Improvements - from Edgewood Road SW to east of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project (estimated cost is \$4,120,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the 76th Avenue SW Improvements - from Edgewood Road SW to east of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project. 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 RR 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 resolution to adopt plans, specifications, form of contract and estimated cost 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: Must be acted upon November 5, 2013 to maintain the project schedule, and which must occur ahead of the project's November 20, 2013 bid opening.

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 301208

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Not applicable

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on October 22, 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 Improvements – from Edgewood Road SW to East of the Cedar Rapids and Iowa City (CRANDIC) Railroad Crossing project (Contract No. 301208-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

Passed this 5th day of November, 2013.



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

Public Hearing and Resolution

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**

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project (estimated cost is \$185,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project. 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 resolution to adopt plans, specifications, form of contract and estimated cost 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 ammended and funds from this project applied to another project.

Time Sensitivity: Must be acted upon November 5, 2013 to maintain the project schedule, and which must occur ahead of the project's November 13, 2013 bid opening.

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301847

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, on October 22, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Montclair Drive NW from Owen Street to Jacolyn Drive Storm Sewer and Intersection Improvements project (Contract No. 301847-01) 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.

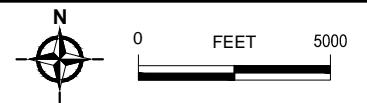
Passed this 5th day of November, 2013.



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



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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)

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Hoover Trail Park project (estimated cost is \$65,000). CIP/DID #307222-01

- a. Resolution adopting plans, specifications, form of contract and estimated cost for the Hoover Trail Park project. CIP/DID #301847-01

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: November 5, 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.

RESOLUTION NO.

WHEREAS, on October 22, 2013 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Hoover Trail Park project (Contract No. 307222-01) 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 5th day of November, 2013.



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting a public hearing for November 19, 2013 to consider a change of zone for property at 2663 Mt. Vernon Road SE from O-S, Office/Service Zone District and R-3, Single Family Residence Zone District to C-2, Community Commercial Zone District as requested by Sharp Investments, LL and Mount Vernon Bank and Trust Company. CIP/DID #RZNE-005376-2013

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on October 10, 2013 and recommended for approval unanimously on an 8 to 0 vote. There were two objectors and one proponent present.

The applicant is requesting rezoning to allow for redevelopment of the property. The building on the site was most recently used as a restaurant, but had been vacant for one year. The areas requested for rezoning are the parking areas to the south and west of the existing building. If approved, the existing building would be demolished to make way for a new commercial building, which the applicant has indicated would be an automotive parts store.

It should be noted the applicant held a neighborhood meeting on Thursday September 26, 2013 and there were not major issues or concerns. The neighborhood did have concerns regarding storm water run-off and a variance being requested to reduce the 15' interior side buffer yard where the proposed parking and building would encroach.

The Preliminary Site Development Plan consists of the following improvements:

- Total site area of 36,590 s. f.
- Total area of proposed new commercial building is 6,800 s. f.
- Total proposed parking is 28 spaces including 2-handicap spaces-required is 23 spaces.
- Access from will be in the same location off Memorial Drive SE.
- Screen fencing and landscaping are proposed along the west and south property lines adjacent to the single-family residential uses.
- Storm water management will be provided at the southwest corner of the site.
- The applicant is providing additional right-of-way along both Memorial Drive and Mt. Vernon Road SE for a 50' half-street right-of-way.

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 Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on October 10, 2013 and recommended unanimous approval on an 8 to 0 vote. A portion of the minutes are enclosed as Attachment A. There were no objectors present at the meeting.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing and First Reading of the Ordinance are scheduled for November 19, 2013. Two additional 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 setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

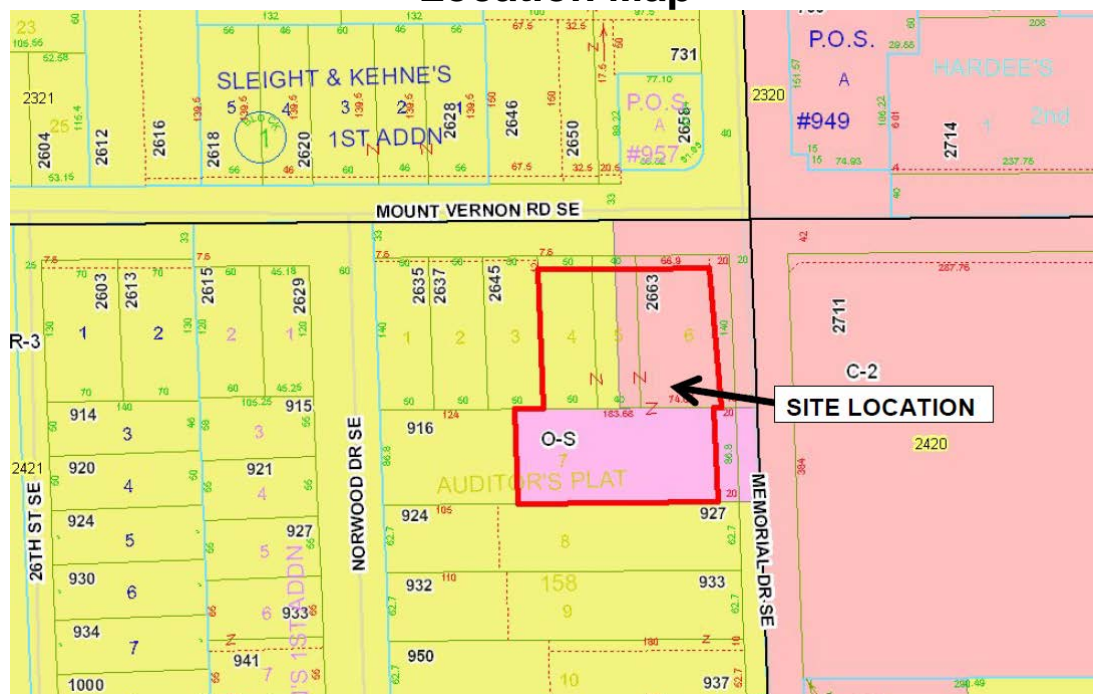
Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

Location Map



**Minutes of the
CITY PLANNING COMMISSION MEETING**
Thursday, October 10, 2013
3:00 PM
City Hall Council Chambers
101 First Street SE, Cedar Rapids, IA 52401

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

Development Services Staff: Vern Zakostelecky, Planner
 Joseph Mailander, Manager
 Dave Houg, Plats & Zoning Conditions Coordinator

Community Development Staff: Seth Gunnerson, Planner
 Betty Sheets, 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 eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from September 19, 2013 and called for additions or corrections. Commissioner Overland stated with no additions or corrections, the minutes from September 19, 2013 stand approved.

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: 2663 Mt Vernon Road SE (Rezoning)

Recommendation for approval of a rezoning request from O-S, Office/Service Zone District, C-2, Community Commercial Zone District and R-2, Single Family Residence Zone District to C-2, Community Commercial Zone District as requested by Sharp Investments LLC (Applicant) and Mount Vernon Bank and Trust Company (Titleholder)

Case No: RZNE-005376-2013 Case Manager: Vern Zakostecky

Mr. Zakostecky stated this is a rezoning at the southeast corner of Mount Vernon Road and Memorial Drive. The former Vernon Inn restaurant had been vacant for more than a year and will be demolished for a new building to be built. The applicant plans to place an auto parts store on the site. A meeting with the neighbors was held on September 26, 2013 at the Ambroz Center. There were no major objections. The applicant is requesting a variance for a portion of the 15 foot interior side buffer yard on the west side of the building. Mr. Zakostecky showed an aerial photo and site plan, however no renderings were shown as the applicant does not want to reveal who the business will be. The applicant will be required to produce renderings when submitting an Administrative Site Development Plan.

Commissioner Overland called for questions of Mr. Zakostecky. No questions were presented.

Commissioner Overland called for a representative of the applicant.

Dave Ryan, President of Mount Vernon Bank and Trust Company stated that the bank is interested in selling the property they have owned since July 2012. Also the rezoning impacts another property that is owned by the bank next to and west of the subject property.

Commissioner Overland called for questions of the applicant.

Commissioner Dalhby asked if he had been present at the neighborhood meeting. Mr. Ryan stated he had not been present.

Commissioner Overland called for members of the public who wished to speak.

Tim Oberbroeckling, 925 26th Street SE stated he owns houses in the neighborhood and that he fears more commercial will be built after this. He stated CPC should follow the City Council's action on a previous request for rezone this property and recommend denial.

Robin Kash, 1806 Grande Avenue SE stated that stormwater management was not indicated what kind it was. Developers should be required to install permeable paving and increase steps to manage our stormwater to the maximum extent.

Susie Sovers, 924 Norwood Drive SE stated her concern was the water drainage. She lives behind the site and has had severe water drainage issues. The City has told her that action would be taken to alleviate the problem, but that had not been done yet.

Karl Ortmeyer, 927 Memorial Drive SE stated he was in support of this development and also provided a letter of support of the project.

Commissioner Overland asked Mr. Zakostelecky to comment on the stormwater situation.

Mr. Zakostelecky stated he would respond to the stormwater issue as well of the sprawl down Mt Vernon Road. This property has been used as commercial and shown as such for a long time on the future land use map. The previous request took out three houses going west of this property and one house to the south. The only way the residential property would be changed is if a property owner came in with a two part application asking for the Comprehensive Plan Future Land Use Map and the zoning to be changed. The Future Land Use Map shows Low Density Residential down to the Hy-Vee Drug Store. There is no plan to do commercial and the Comprehensive Plan stresses only commercial at the intersection of two major streets.

As for the stormwater issue, there is nothing on site now that detains water and based on Engineering staff review, the pervious areas are not increasing. There will be lots of green space and a large bio-swale. There is no storm sewer to connect to unless the developer could go through the property to the southwest. The proposal would provide infiltration and natural drainage.

Commissioner Overland called for a motion to approve the rezoning. Commissioner Thoms made a motion to approve the rezoning from O-S, Office/Service Zone District and R-2, Single Family Residence Zone District to C-2, Community Commercial Zone District. Commissioner Halverson seconded the motion.

Commissioner Overland called for discussion on the motion.

Commissioner Pankey commented on the sprawl and stated the use that was being proposed was preferable than other uses that could be proposed. Commissioner Pankey also stated that the condition of the existing building is such that it definitely needed to be torn down.

Mr. Zakostelecky stated that these issues will be further addressed during review of an application for Administrative Site Development Plan approval.

Commissioner Knox-Seymour asked that the neighbor be contacted and address her concerns about the water situation in her property. The City needs to make sure her issues have been addressed.

Mr. Zakostelecky agreed that the City would work with the neighbor to determine what was promised and try and resolve the situation. He further felt strongly that the bio-swale would assist in resolving the drainage issues.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 5:00 p.m.

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting Public Hearings for November 19, 2013 to consider amending the Future Land Use Map in the City's Comprehensive Plan from Institutional/Public to Low Density Residential and to consider a change of zone for property at 3200 Pioneer Avenue SE from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Two Zone District as requested by the Affordable Housing Network, Inc. and the Cedar Rapids Community School District. CIP/DID # FLUMA-005395-2013 & RZNE-005395-2013

Background:

The request for a Future Land Use Map Amendment and rezoning of this property was reviewed by the City Planning Commission on October 10, 2013 and unanimously recommended for approval on an 8 to 0 vote. There were several citizens from the neighborhood that voiced objection to the proposed development.

The applicant is requesting rezoning to allow for redevelopment of the Monroe Elementary School into an affordable housing complex. The proposed redevelopment includes retrofitting the existing school into 19-apartments and a community space for the complex. The redevelopment of the property also would include the addition of 24-detached rental housing units to the north and east of the existing school.

The Preliminary Site Development Plan consists of the following:

- Rezoning to PUD-2, Planned Unit Development Two Zone District
- Redevelop the existing school to 19-unit apartments and a Community space & the addition of 24-detached rental housing units.
- Total number of housing units is 43.
- Density is 7,790 sq. ft. of land area per unit.
- Total site is 7.69 acres.
- Existing accesses to Pioneer Ave. SE would be utilized.
- Sidewalks would be provided throughout the development.
- Existing accessory buildings would be removed.
- Hard surface play court between the access drives.
- Stormwater management areas at several locations on the site.

A requirement of the PUD-2 Zoning District approval is to enter into a development agreement

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

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

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

- Possible combination of some of the single units to duplexes.
- Reduction in buffer-yard screening requirements.

The applicant held a neighborhood open house at the school on September 26, 2013 and there were a number of concerned citizens. The following is a list of concerns expressed by the neighborhood:

1. Will there be enough parking? What will the impact be on on-street parking?
2. Concerns with stormwater run-off and impact on neighborhood.
3. Will the proposed development negatively impact property values in the neighborhood?
4. No yards for children to play in for the apartment proposed in the existing school.
5. Problems with tenants in neighboring apartments and fear this development will be the same.
6. Units will be rental, not owner occupied and will not be taken care of.
7. More traffic in the neighborhood.
8. Decreased stability for existing homes in the neighborhood/conversion to rentals.
9. Decrease in the health of the neighborhood including pride & safety.
10. Erosion concerns during construction.
11. Want fence between project & home.
12. Crime will go up.
13. View & privacy will be lost.
14. How will the property be managed & maintained?
15. Better uses for the school such as daycare, rest home, etc.
16. Too many units/too dense.

City Planning Commission FLUMA Findings:

City Planning Commission recommended unanimous approval FLUMA based on the following:

- Provides alternative housing choices for the southeast quadrant.
- The proposed development is lower density than most of the neighborhood.
- Would provide a good buffer between existing apartments to the south and the single-family residential to the north.
- Excellent re-use of the school rather than demolishing and redeveloping the entire site.
- Classic example of good in-fill development.
- Good use located on City bus route.
- The proposed use and development would have a lower impact on the site rather than demolishing the school and completely redeveloping 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 Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed both applications on October 10, 2013 and recommended approval of both by an 8 to 0 vote. A portion of those minutes are included as Attachment A. There were several objectors and this is not a flood related item.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing and First Reading of the Ordinance are scheduled for November 19, 2013 at the City Council meeting to consider these applications & allow for public input. Approval of the Future Land Use Map Amendment would require a majority City Council vote on a resolution. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final. Approval of the rezoning will be subject to the conditions stated in the attached Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

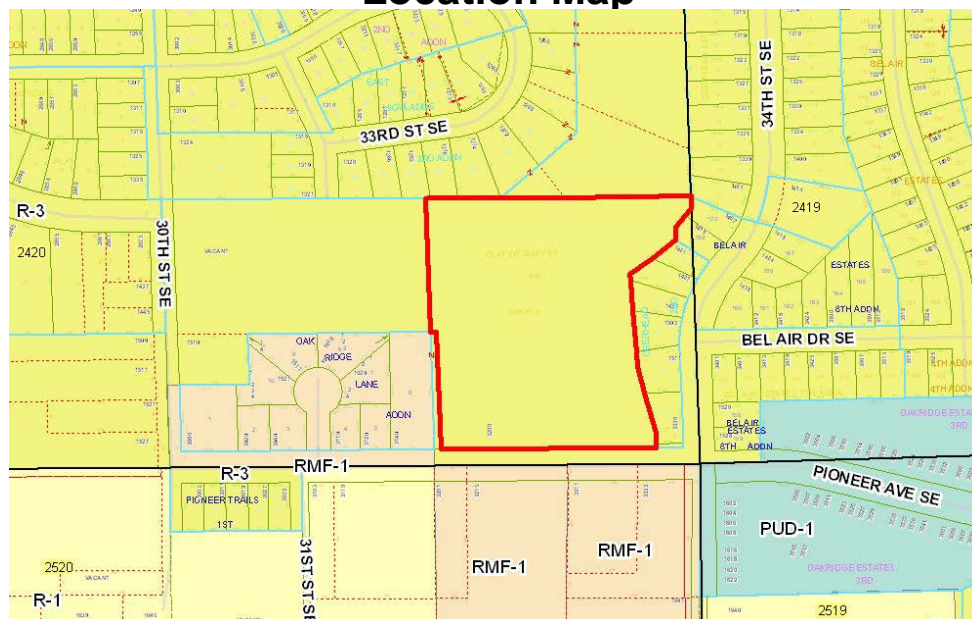
Local Preference Policy Applies ☐ Exempt ☐

Explanation:

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

Explanation (if necessary):

Location Map



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CITY PLANNING COMMISSION MEETING**
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Samantha Dahlby
Carletta Knox-Seymour
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Virginia Wilts

Development Services Staff: Vern Zakostelecky, Planner
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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 eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from September 19, 2013 and called for additions or corrections. Commissioner Overland stated with no additions or corrections, the minutes from September 19, 2013 stand approved.

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: 3200 Pioneer Avenue SE (FLUMA and Rezoning)

- a) Request for an amendment to the Future Land Use Map in the City's Comprehensive Plan from Institution and Public to Low Density Residential as requested by Affordable Housing Network, Inc. (Applicant) and Cedar Rapids Community School District (Titleholder).

Case No: FLUMA-005395-2013 Case Manager: Vern Zakostelecky

- b) Recommendation for approval of a rezoning from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Zone District as requested by Affordable Housing Network, Inc. (Applicant) and Cedar Rapids Community School District (Titleholders).

Case No: RZNE-005398-2013 Case Manager: Vern Zakostelecky

Mr. Zakostelecky stated he would address both the Future Land Use Map Amendment as well as the Rezoning. It is the Monroe Elementary School that has been vacant and the Cedar Rapids Community School District is selling the property to Affordable Housing Network for affordable housing. The rezone request is to the PUD-2 Zoning District. The applicant is proposing converting the school into 19 apartment units with a community center and building 23 individual houses on the site. Mr. Zakostelecky provided a site plan, aerial photo, elevations and floor plans. There will be a hard surface play court and improved stormwater management and additional landscaping. The applicant held an open house at Monroe School for the neighbors. Some of the concerns were:

- Parking
- Stormwater run off
- Property values
- No yard for the children to play
- Tenant problems with existing apartment
- Rental and not owner occupied and won't be taken care of
- More traffic in neighborhood
- Decreased ability to sell house or rentals
- Safety and crime in neighborhood
- Fence between project and neighborhood
- Crime going up
- View losing and privacy
- How property will be maintained
- Suggestions of better uses
- Concern about density
- Loss of trees

Commissioner Overland called for questions of Mr. Zakostelecky.

Commissioner Knox-Seymour voiced her concern that there was not enough landscaping.

Mr. Zakostelecky stated that they were not providing full screening and there is a distance separation from existing housing in the area.

Commissioner Overland called for a representative of the applicant.

Joe Locke, 1101 Crestview Drive SE, Executive Director, Affordable Housing Network, Inc. Mr. Locke stated that AHNI is the largest non-profit organization for affordable housing and owns and manages over 800 single and multifamily housing units in Cedar Rapids. He stated there is the need for three and four bedroom homes and apartments for working class families. The Monroe Elementary School can easily support three and four bedroom apartments and houses and is adjacent to a City park. AHNI enlisted expert help from Hall & Hall Engineering, Novak Design Group, Olmstead Construction, OPN Architects and Skogman Homes. The development will be named “Monroe Villas” and have recordable security cameras, 24/7 staff, on site staff. Tenants will need to pass a criminal background check, landlord check and pass a credit check. In turn the tenant will be asked to pay their rent, follow the rules and be a good neighbor or face the consequences.

Corey Houchin-Witt, Director of Real Estate Development, Affordable Housing Network Inc. 5400 Kirkwood Boulevard SW. Mr. Houchin-Witt stated he would touch on three topics, some of which resulted from concerns voiced by neighbors at the September 26, 2013 meeting. The three items are property management, impact of affordable housing on property values and amenities of the development.

- Property Management: AHNI has a rigorous applicant screening process with criminal background including drug offenders, violent or sex offenders screening process, drug screening, and previous landlord checks for three years, credit check and with this property ascertain the tenant’s ability to pay rent. Low Income Housing Tax Credit program: ascertain the applicant’s ability to pay rent. The rental rates: 3 bedroom, \$625 and 4 bedroom, \$700. No operating subsidies, steady income by employment. Focus is on working families
- What happens when there are problems with tenants? Tenants are required to abide by house rules. 6 month lease term and then a month to month lease term. Allows AHNI to issue 30 day notices. When tenants do cause problems AHNI can give a 3 day or 30 day notice and have an attorney on staff.
- Property Maintenance: Detached single-family homes which are managed by AHNI include lawn care, snow removal and all maintenance. AHNI has a large property maintenance staff of 15 full time plus 7 full time tenant relations staff. AHNI has a reserve for maintenance of \$17,000 plus \$40,000 revenue will be reserved. Upfront \$140,000 operating for maintenance.
- Affordable housing on property values: Affordable housing can have a positive impact on property values. Mr. Houchin-Witt stated several studies have been done on affordable house. The development will be a revenue generating property. Property will not be allowed to take advantage of property tax relief.
- Amenities of the Development: playground on site, community garden, full size basketball court and community room with computer learning center. Amenities also available to the neighborhood. Each unit will have washer dryer, storage lockers and are 1100 to 1700 sq ft in size.

Loren Hoffman, Landscape Architect, Hall & Hall Engineers stated he wanted to elaborate on some comments from the neighborhood meeting. General land use, site plan and what PUD

zoning does. PUD zoning is a development agreement/contract with the City and the development has to be followed. Parking includes two parking spaces for each tenant, but the applicant will revisit the plan and possibly add more parking to alleviate concerns. Screening concerns for the multi-units will include adding more trees. Buildings in close proximity to the perimeter of the site will get additional landscape. Site has infrastructure in place. Extensive sidewalk system, more walkability and connectivity to City park.

Commissioner Thoms asked if on the north side of the development will homes be developed into the tree line. Mr. Huffman stated that the units do not encroach into the tree line.

Commissioner Dalhby asked for more detail on how site is staffed and was concerned that the play yard seems to be too close to Pioneer Avenue.

Commissioner Knox-Seymour asked for more detail on the staff and if there was any potential criminal activity.

Mr. Locke stated that staffing ratios are in accordance with the number of units. Staffing would be up to 40 hour work week or slightly less. More staff will be added to the existing staff to accommodate the work load. AHNI manages over 800 units throughout the City. There currently is no plan to have resident manager on site but have staff on call 24/7. As far as the criminal activity, AHNI relies upon the City Police. On call staff handles maintenance.

Commissioner Tertinger asked if there was plan for dealing with criminal activity.

Mr. Locke stated for criminal activity the tenant would be asked to call 911 and then the on-call number.

Mr. Hoffman stated that the playground was best situated in the front so that other neighbors could also use the playground rather than tucked behind the school building. Perhaps fencing along Pioneer would be added. It would also be lighted.

Commissioner Pankey asked if the playground would be lighted and would it be disruptive to other neighbors.

Mr. Locke stated other properties have all night lighting and has not been an on-going issue.

Commissioner Wilts asked about the trees in the back, will the trees be secured when construction begins. Has the Fire Department reviewed the plan to assure adequate access to the development?

Mr. Huffman stated that fencing will be placed around the trees to protect the trees.

Mr. Zakostelecky stated that the Fire Department reviewed the plan and feels there are no concerns about getting in and out.

Commissioner Halverson asked the applicant to speak to selling the property. How will the property be managed?

Mr. Locke stated that at Wellington Heights, a different endeavor, 68 houses have been purchases, rehabbed 40 and sold 6. This multi-family housing development will not be sold, in fact the Tax credit program required the developer own the project for a minimum of 30 years.

Commissioner Overland called for questions of the applicant. No questions were presented.

Commissioner Overland called for members of the public who wished to speak.

Karen Humbert, 3014 14th Avenue SE; with the Monroe Neighborhood Group. The petition has 284 signatures which are in protest of the Monroe School project which is 49% of the neighbors who live within 300 feet of the property.

Jay Wurtele, 3201 Pioneer Avenue SE; Kerry Shaner, 1323 34th Street SE; Jeffrey Ginn, 1286 33rd Street SE; Gary Grommon, 2825 Seely Avenue SE; Michael Otter, 3210 Wood Avenue SE; Marlene Wilson, 2804 14th Avenue SE; Dennis Orr, 3019 Pioneer Avenue SE expressed their concerns as follows:

- Value of property
- Increased traffic including speeding
- 34th Street is curvy, speeders and accidents on this street already and will increase due to more traffic due to this project
- Parking problems
- Increase in vandalism presently
- Wildlife poaching
- Police do patrol area
- Opposed to low income property
- Revenue generated by another contractor that could generate greater tax dollars
- Notification by Courtesy Cards should be greater distance away on a project this size
- Won't have a place to walk his dog anymore
- Looks like a trailer court and concerned that the plan will change to something different
- Streets lead to Mt Vernon Road and not very good access
- Concern about the amount of money for maintenance of project
- Apartments are already located in the area
- Suggest a shelter in the park
- What will the project look like in 5 years – tenants not take care of units and will lower the value of property
- Could not contact with anyone from the existing apartment complex, but believe these apartments are not full and there is no demand for apartments in this area
- Additional landscaping does not provide security or safety
- Nonprofit plan will cost residence a lot of money and a lot of time
- Increase in traffic, increase in crime and property values will decrease
- Concerned about no on-staff resident manager

Commissioner Overland asked Mr. Zakostelecky to address some of the concerns that the citizens had especially the traffic concerns. Mr. Zakostelecky stated Traffic Engineering reviewed the plan and had no traffic concerns. Based on the number of units this site could support is not a huge amount of traffic.

Commissioner Overland asked if the annual maintenance fund and plan for the units would be addressed.

Mr. Houchin-Witt stated that \$17,000 plus is a reserve and do not expect it to be capped, the annual maintenance budget will be \$40,000 a year for ongoing maintenance and especially when starting out the school building will be gutted and rebuilt with new construction techniques, energy efficiency, and the low income tax credit program requires durable materials that allow for better maintenance that can stand up to wear and tear. Low Income Tax Credit program administered by IRS and has more stringent rules with annual inspections, to assure the buildings are maintained and kept up to code or the own could jeopardize tax credits.

Commissioner Overland called for a motion to recommend approval of an amendment to the Future Land Use Amendment first. Commissioner Thoms made a motion to recommend approval of the request for an amendment to the Future Land Use Map in the City's Comprehensive Plan from Institution/Public to Low Density Residential. Commission Halverson seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

Commissioner Overland called for a motion to recommend approval of the rezoning request. Commissioner Thoms made a motion to recommend approval of the request to rezone from R-3, Single Family Residence Zone District to PUD-2, Planned Unit Development Zone District. Commissioner Halverson seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 5:00 p.m.

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting a public hearing for November 19, 2013 to consider a change of zone for property at 600 and 616 1st Street SE from PUB, Public Zone District to C-4, Central Business Zone District as requested by The Fountains, LLC and the City of Cedar Rapids. CIP/DID #RZNE-005512-2013

Background:

The applicant is requesting rezoning to allow for redevelopment of the property. The building on the site is 4-stories and was most recently used as a furniture store, but has been vacant prior to the Flood of 2008. The building was damaged as a result of the flood and the applicant is proposing to renovate the building with a mix of commercial/office uses on the first 2-floors and 5-condominium housing units on the 3rd and 4th floor. The building site is zoned C-4, Central Business Zone District and the parking lot southerly of the building is zone PUB, Public Zone District.

The Preliminary Site Development Plan consists of the following improvements:

- Total site area of 42,000 sq ft
- Existing building foot print is 10,635 sq ft
- Total area of proposed building expansion is 1,154 sq ft
- Total proposed parking is 77 spaces including:
 - 3-handicap spaces-2 being van accessible.
 - 14 spaces under the existing building.
 - 63 surfacing parking spaces.
- Access from will be in the same location off 7th Avenue SE.
- Storm water management is not required.

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 Commission review	<ul style="list-style-type: none"> The City Planning Commission will be reviewing the application on October 10, 2013 and recommended approval unanimously on an 8 to 0 vote. A portion of the minutes are enclosed as Attachment A.

City Council consideration	<ul style="list-style-type: none"> • A Public Hearing and First Reading of the Ordinance are scheduled for November 19, 2013. • Two additional readings of the Ordinance are required by State law before approval is final. • Approval will be subject to the conditions stated in the Ordinance.
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Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

Location Map



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 Richard Pankey
 Allan Thoms
 Mike Tertinger
 Virginia Wilts

Development Services Staff: Vern Zakostelecky, Planner
 Joseph Mailander, Manager
 Dave Houg, Plats & Zoning Conditions Coordinator

Community Development Staff: Seth Gunnerson, Planner
 Betty Sheets, 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 eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from September 19, 2013 and called for additions or corrections. Commissioner Overland stated with no additions or corrections, the minutes from September 19, 2013 stand approved.

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: 600 and 616 1st Street SE (Rezoning)

Recommendation for approval of a rezoning from PUB, Public Zone District to C-4, Central Business Zone District as requested by The Fountains, LLC (Applicant/Titleholder).

Case No: RZNE-005512-2013 Case Manager: Vern Zakostelecky

Mr. Zakostelecky state the applicant is requesting rezoning to allow for redevelopment of the property. The building on the site is 4-stories and was most recently used as a furniture store, but has been vacant prior to the Flood of 2008. The building was damaged as a result of the flood and the applicant is proposing to renovate the building with a mix of commercial/office uses on the first 2-floors and 5-condominium housing units on the 3rd and 4th floor. The building site is zoned C-4, Central Business Zone District and the parking lot southerly of the building is zoned PUB, Public Zone District.

The Preliminary Site Development Plan consists of the following improvements: Total site area of 42,000 s. f.; existing building foot print is 10,635 s. f.; total area of proposed building expansion is 1,154 s. f.; total proposed parking is 77 spaces including: 3-handicap spaces-2 being van accessible, 14 spaces under the existing building, 63 surfacing parking spaces; access from will be in the same location off 7th Ave. SE and storm water management is not required. Site plans, aerial photo and building renderings were provided.

Commissioner Overland called for questions of Mr. Zakostelecky. No questions were presented.

Commissioner Overland called for a representative of the applicant. No applicant was available.

Commissioner Overland called for members of the public who wished to speak.

Commissioner Overland called for a motion to recommend approval of the rezoning. Commissioner Tertinger made a motion to recommend approval of the rezoning from PUB, Public Zone District to C-4, Central Business Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion.

Commissioner Thoms was disappointed the applicant was not in attendance as he was able to review this project at the Enterprise Zone Commission meeting and saw this as a real opportunity for downtown. Commissioner Overland also reflected that this was a great downtown project.

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 5:00 p.m.

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting a Public Hearing for November 19, 2013 to consider a change of zone for property at 1410 Tower Lane NE from O-S, Office-Service Zone District to RMF-2, Multiple Family Residence Zone District as requested by Capital Commercial Division, LLC. CIP/DID # RZNE-005870-2013

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on October 31, 2013 and the result for the City Planning Commission review and recommendation will be included in the Council cover sheet for the public hearing.

The applicant is requesting rezoning to allow for development of an apartment complex. The property is currently undeveloped and was initially rezoned to the O-S Zoning District in 1999. The previous property owner has been unable market the site for office uses.

The Preliminary Site Development Plan consists of the following:

- Total site area is 1.85 acres (80,586 s. f.).
- Total building area footprint is 14,562 s. f. including 3-3 story apartment buildings and 4,695 s. f. for a 20-stall garage.
- Total hard surface are proposed including buildings is 40,689 s. f.
- Total open space- proposed is 39,897 s. f. (49.5% of total site area).
- Total parking required is 83 spaces-provided are 62 spaces including 2-handicap spaces.
- Access will be from an existing private access drive that currently serves the multi-family development to the southwest.
- Storm water management for the new improvements will be provided on the south side of the site.
- The applicant held a neighborhood meeting on October 28, 2013 to share the development plans for the property.

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 Commission review	<ul style="list-style-type: none">• The City Planning Commission reviewed the application on October 31, 2013 and the result of the City Planning Commission review and recommendation will be included in the Council cover sheet for the public hearing.
City Council consideration	<ul style="list-style-type: none">• A Public Hearing and First Reading of the Ordinance are scheduled for August 27, 2013.• Two additional 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 setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

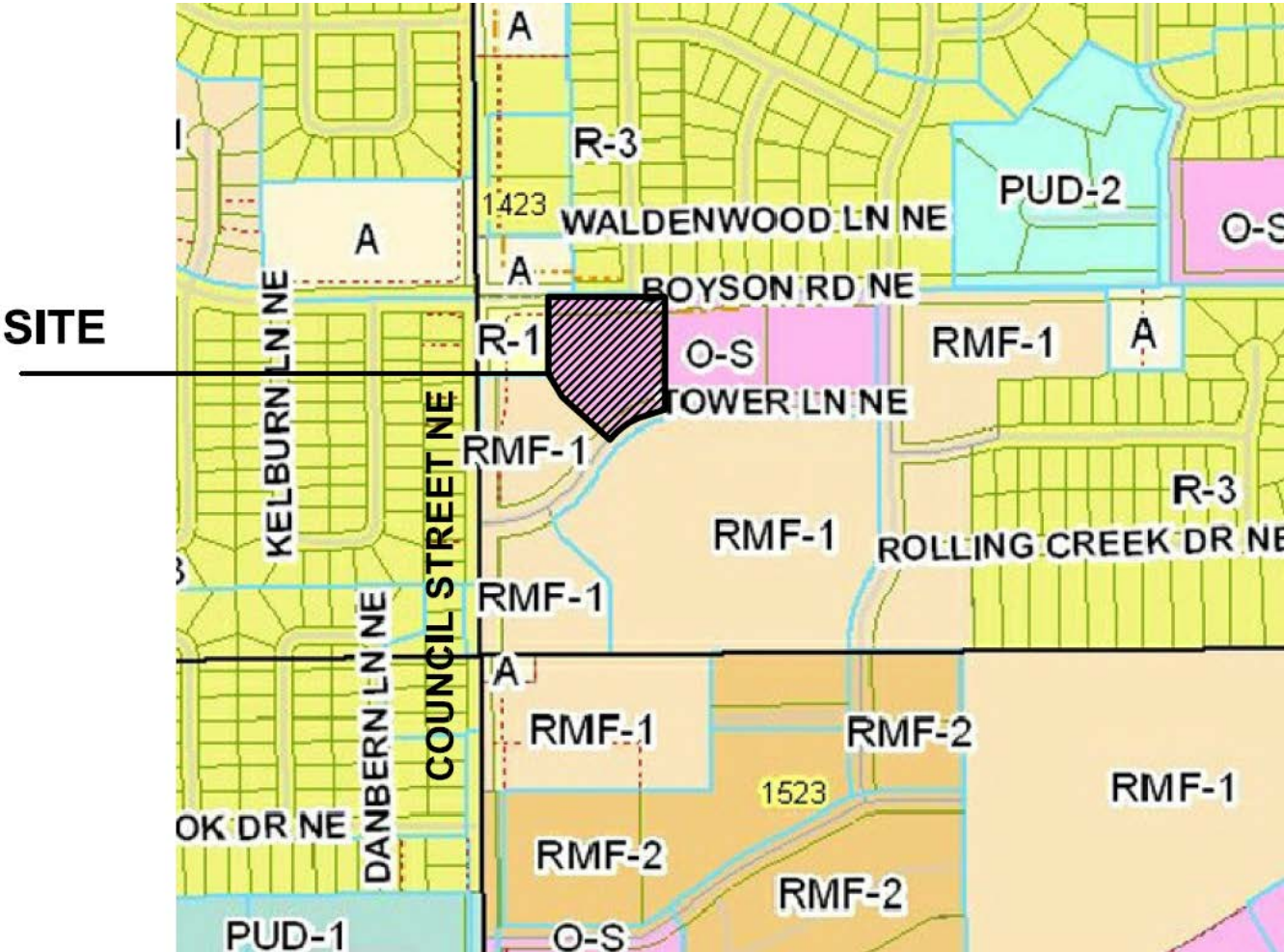
Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

Location Map





Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Development Services

Presenter at meeting: Vern Zakostelecky

Phone Number/Ext: 319 286-5043

Email: v.zakostelecky@cedar-rapids.org

Alternate Contact Person: Joe Mailander

Phone Number/Ext: 319 286-5822

Email: j.mailander@cedar-rapids.org

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

Motion setting a public hearing for November 19, 2013 to consider a change of zone for property at 3725 Center Point Road NE from O-S, Office/Service Zone District to R-3, Single Family Residence Zone District as requested by Patrick O. Williams, Jr., Company, Titleholder CIP/DID # RZNE-005883-2013

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on October 31, 2013 and the result for the City Planning Commission review and recommendation will be included in the Council cover sheet for the public hearing.

The applicant is requesting rezoning to allow the existing structure to be converted back to a single family home. If rezoned, the home would be rented to 4 or few individuals at any given time.

The Preliminary Site Development Plan consists of the following:

- Total site area is .90 acres (39,230 s. f).
- Total building area is 2,730 s. f. including the existing house and garage.
- Total hard surface area proposed including building is 10,412 s. f.
- Total open space proposed is 28,818 s. f. (73.5% of total site area).
- Total parking required is 2 spaces-provided are 7 spaces including 1 handicap spaces and existing garage.
- Access will remain the same from Center Point Rd.NE.
- Storm water management is not required since there are no significant changes proposed for the property.

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 Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on October 31, 2013.

City Council
consideration

- A Public Hearing and First Reading of the Ordinance are scheduled for November 19, 2013.
- Two additional 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 setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

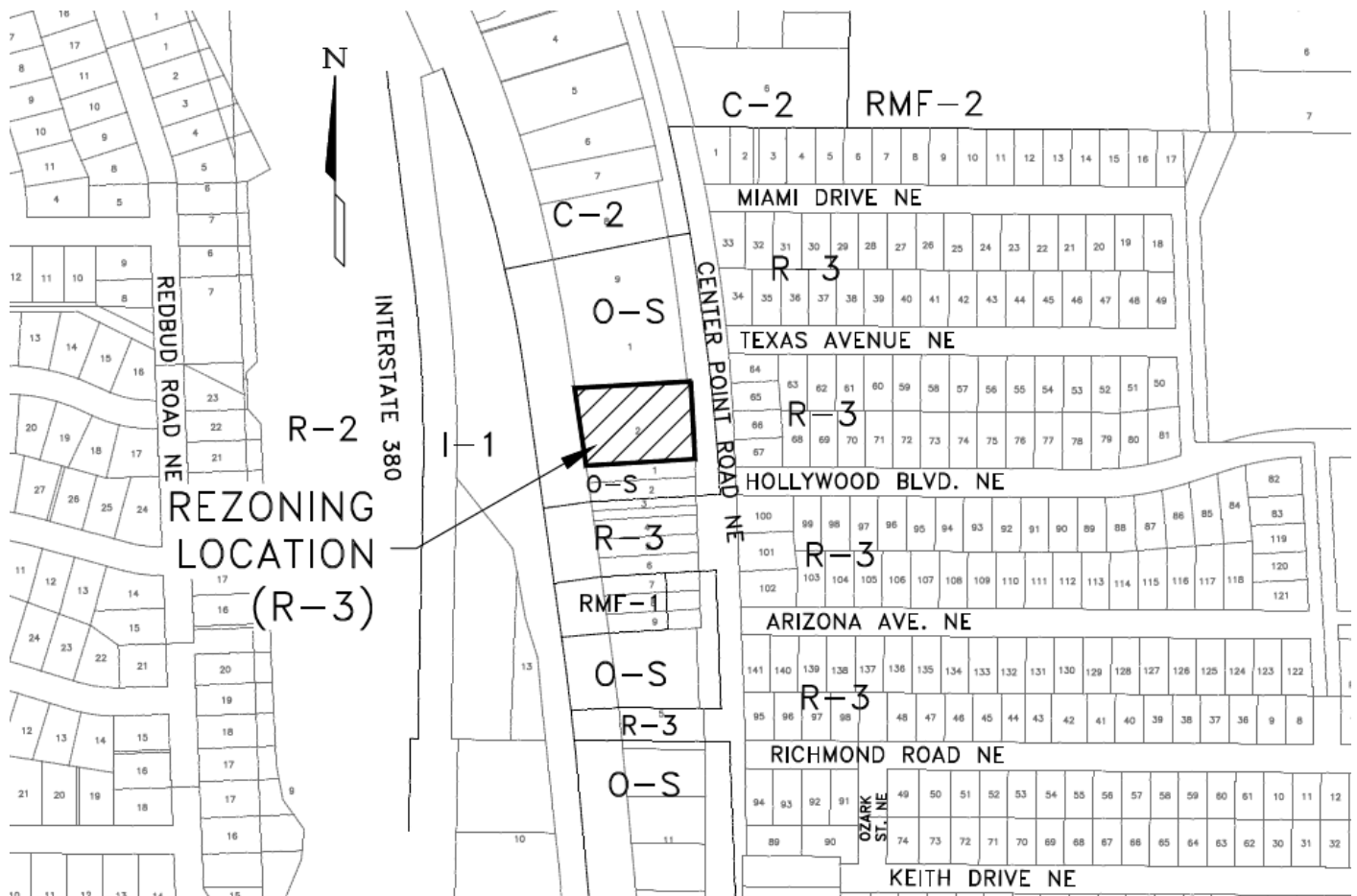
Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

Location Map





Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Development Services

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

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

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

Motion setting a public hearing for November 19, 2013 to consider a change of zone for 4 City-owned properties at 1302 Ellis Boulevard NW, 1310 Ellis Boulevard NW, 948 N Street SW and 1791 Mallory Street SW from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for proposed ROOTs lots as requested by the City of Cedar Rapids **(FLOOD)**. CIP/DID #RZNE-006088-2013

Background:

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

- 1302 Ellis Boulevard NW
- 1310 Ellis Boulevard NW
- 1791 Mallory Street SW
- 948 N Street SW

Rezoning:

The four (4) properties being brought forward by a City-initiated rezoning are in areas of residential redevelopment identified through the Neighborhood Planning Process. These properties are zoned R-3. The current zoning classification is not an appropriate match for the size and square footage of the lots making them legal non-conforming lots. The rezoning to the R-TN will allow new housing to blend into the neighborhood context in terms of meeting setbacks of the neighborhood. In addition, it is important that there not be any issues such as the need for variances in current zoning or being legal non-conforming lots, which might create financing issues with lenders, future buyers or with homeowners insurance. The zoning of the lots were established prior to the City's adoption of the R-TN Zoning District, which was used in the Oakhill/Jackson Neighborhood as part of the City's Housing and Neighborhood Development (HAND) program. In mimicking the results that were achieved through the HAND project, staff is initiating rezoning on all City-owned lots to the R-TN Zoning District prior to deeding of the properties to the identified developers for in-fill construction of new flood replacement

housing. The attached map provides an overview of where the properties proposed for rezoning are located.

City Planning Commission reviewed this City initiated rezoning on October 10, 2013 and unanimously recommended approval on a 8 to 0 vote. A portion of the minutes are enclosed as Attachment A.

Application Process:

Actions	Comments
City staff review	<ul style="list-style-type: none">City staff reviewed the lots and recommend approval of this amendment.
City Planning Commission review	<ul style="list-style-type: none">City Planning Commission reviewed the application on October 10, 2013 and voted 8 to 0 to approve. This is a flood related item since the redevelopment of these lots will provide flood replacement housing.
City Council consideration	<ul style="list-style-type: none">The next step in the process is to hold a Public Hearing on November 19, 2013 at the City Council meeting to consider this application and allow for public input.After the Public Hearing and the First Reading, two additional readings of the Ordinance by City Council are required by State law before approval is final.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Table the motion and request additional information.

Time Sensitivity:

The Community Development Department Housing Division is requesting City Council adopt the rezoning by voting on all three of the readings on November 19, 2013 in order to make the properties available to developers to start building housing this fall. This has been standard practice for City-owned properties participating in the ROOTs Program in an effort to streamline the process and maximize the construction season.

Resolution Date: N/A

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): N/A

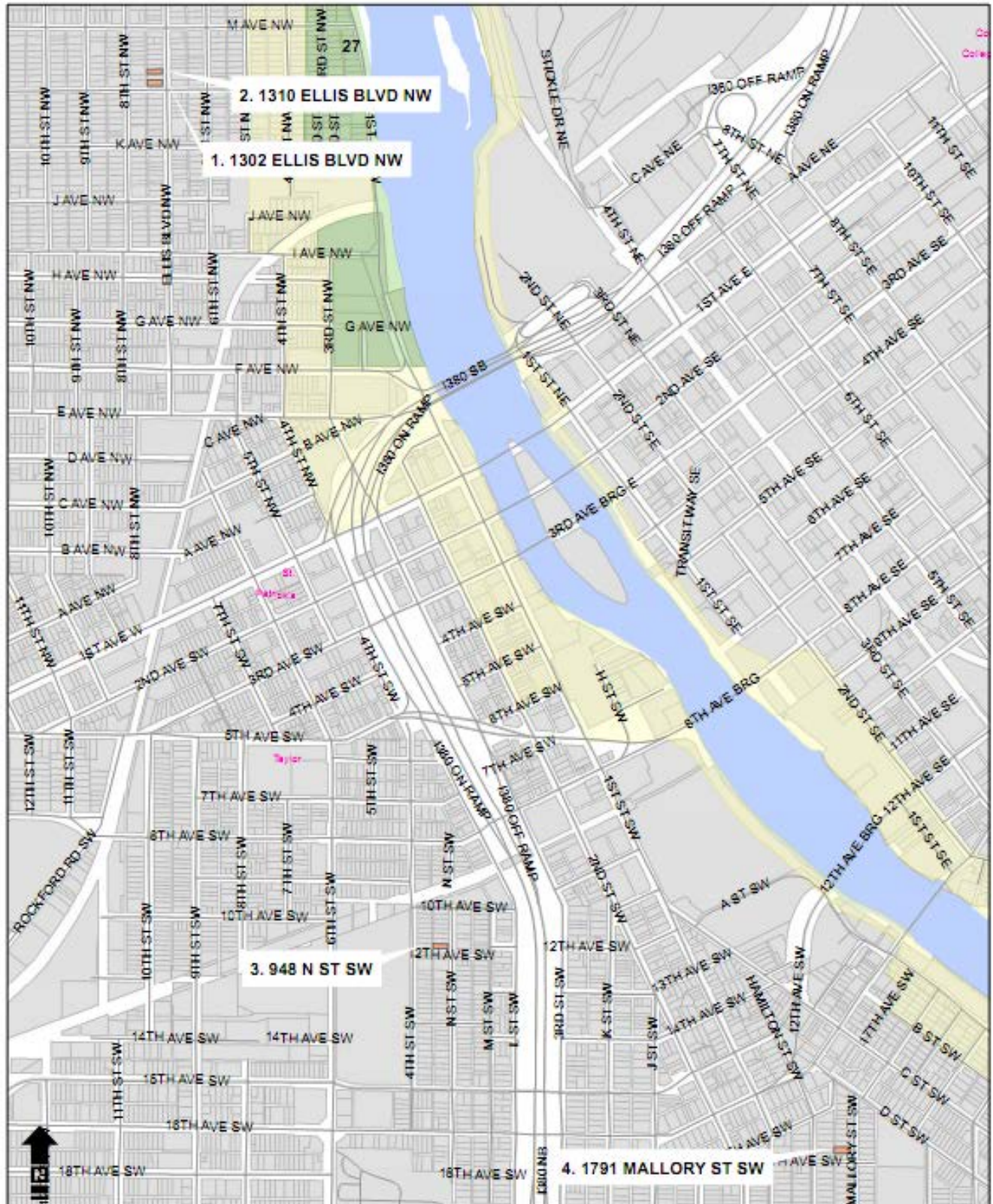
Local Preference Policy Applies ☐ Exempt ☐ N/A ☒

Explanation:

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

Explanation (if necessary):

LOCATION MAPS



**Minutes of the
CITY PLANNING COMMISSION MEETING**
Thursday, October 10, 2013
3:00 PM
City Hall Council Chambers
101 First Street SE, Cedar Rapids, IA 52401

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

Development Services Staff: Vern Zakostelecky, Planner
 Joseph Mailander, Manager
 Dave Houg, Plats & Zoning Conditions Coordinator

Community Development Staff: Seth Gunnerson, Planner
 Betty Sheets, 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 eight (8) Commissioners present.

Commissioner Overland stated Commissioners have received the minutes from September 19, 2013 and called for additions or corrections. Commissioner Overland stated with no additions or corrections, the minutes from September 19, 2013 stand approved.

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated with no additions or corrections, the agenda stands approved.

- **New Business**

1. **Case Name:** 1302 Ellis Boulevard NW, 1310 Ellis Boulevard NW, 948 N Street NW and 1791 Mallory Street SW (Rezoning)

Recommendation for approval of a rezoning from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for four (4) City-owned properties for the Rebuilding Ownership Opportunities Together Program (ROOTS).

Case No: *RZNE-006088-2013 Case Manager: Vern Zakostelecky*

Mr. Zakostelecky stated these were four lots that were missed when staff asked for approval of rezoning for 32 lots for the ROOTS program. This is the seventh round of City owned properties brought before the City Planning Commission for rezoning in connection with the City's third round of the Single Family New Construction (SFNC) program locally known as the ROOTS program. These properties are being requested to be rezoned to R-TN, Residential Traditional Neighborhood Zone District, in order to remove technical barriers for redevelopment.

These properties have been identified with a preferred builder as part of the ROOTs Program. The builders were identified through a competitive proposal process based on the Administrative Plan adopted by the City Council. The program utilizes City owned properties in the Neighborhood Revitalization Area for areas outside the Construction /Study Area and Greenway as well as the 100-year floodplain. The lots are being provided to the developers in exchange for their commitment to build new housing as part of the program.

Commissioner Overland called for questions of Mr. Zakostelecky.

Commissioner Knox-Seymour asked when the construction would begin and if they would be similar to the other homes being built in these areas. Mr. Zakostelecky stated that once the zoning is changed, the developer might start this year but certainly next spring and that the houses would be built to fit in with the neighborhood.

Commissioner Wilts stated that the property at 1791 Mallory Street SW had not been demolished. Mr. Zakostelecky responded that was correct.

Commissioner Overland called for a motion to recommend approval of the requested rezoning. Commissioner Halverson made a motion to recommend approval of the rezoning request from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion. No discussion was presented

Commissioner Overland called for a vote on the motion. The motion passed unanimously with none opposed.

The meeting was adjourned at 5:00 p.m.

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development



10g

Council Agenda Item Cover Sheet

MOTION TO SET PUBLIC HEARING

Submitting Department: Public Works Department

Presenter at meeting: Joe Mailander
E-mail Address: j.mailander@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 Map**

Motion to set a public hearing for November 19, 2013 to consider the vacation of a 60-foot wide road reservation and utility easement located at 6821 and 6901 Cottage Ridge Court NE as requested by Cottage Ridge, L.L.C. CIP/DID #41-14-016

Background:

Cottage Ridge, L.L.C. is requesting the vacation of a 60-foot wide road reservation and utility easement located at 6821 and 6901 Cottage Ridge Court NE. In 2008, the developer dedicated this easement to provide for future roadway and utility connection to the property to the south if it were to be developed as a residential subdivision. That property has recently been developed for private use, and this road reservation and utility easement no longer serves the public interest.

Action / Recommendation:

If there are no objections during the public hearing, the Public Works Department recommends vacating this road reservation and utility easement.

Alternative to the Recommendation:

If the Council does not vote to vacate this excess City-owned right-of-way, the alternative is to require this non-purposeful road reservation and utility easement continue to restrict full development of these two lots.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date: November 19, 2013

If no objections, recommend passing the resolution on same date as public hearing – November 19, 2013.

Estimated Presentation Time: 0 Minute(s)

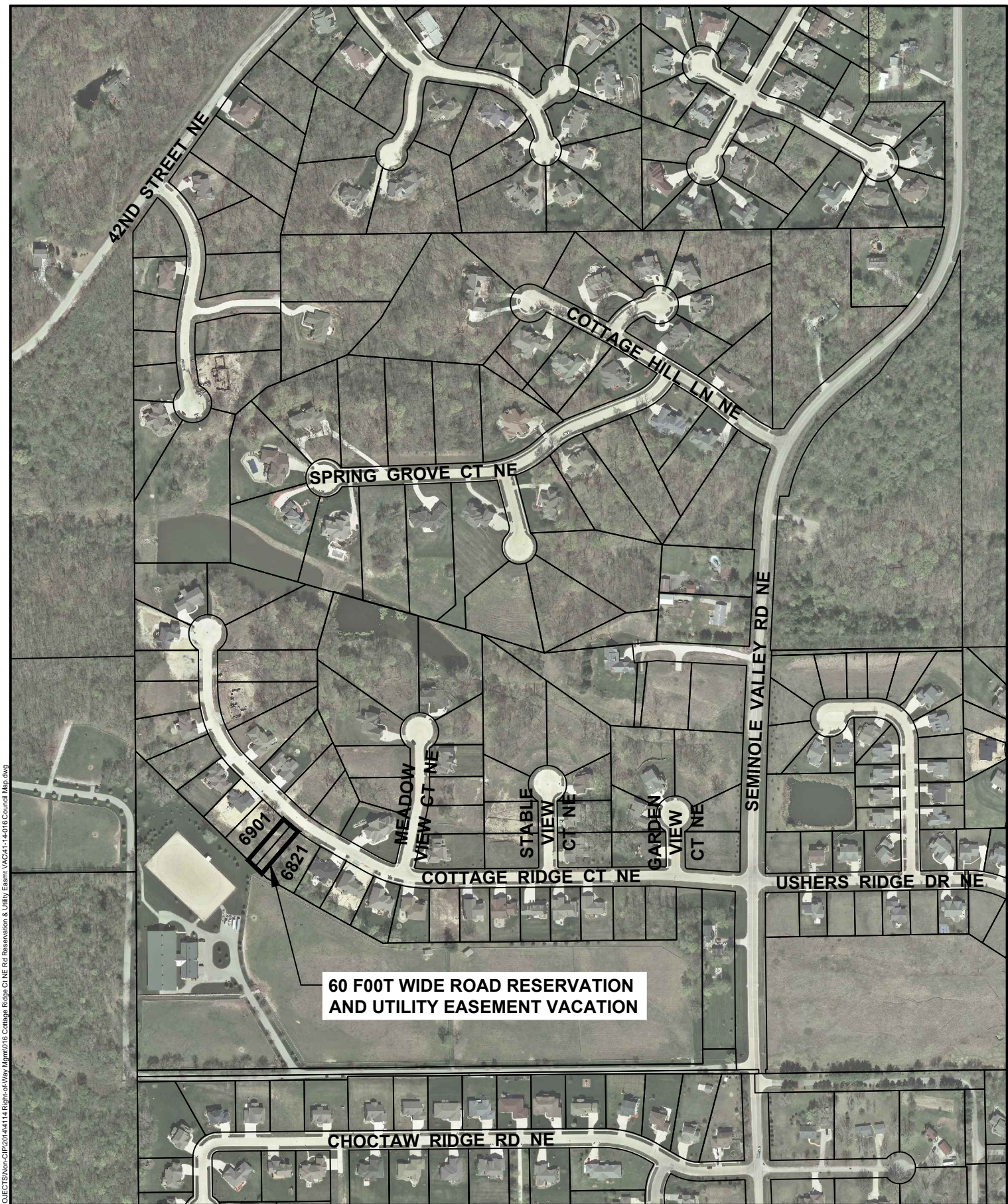
Budget Information (if applicable): n/a

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 ☒

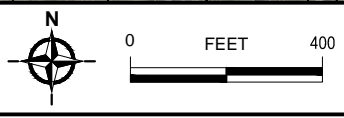
Explanation (if necessary):



Cadd File Name: W:\PROJECTS\Non-CIP\2014\114 Right-of-Way Mgmt\016 Cottage Ridge Ct NE Rd Reservation & Utility Easmt VAC41-14-016 Council Map.dwg



COTTAGE RIDGE LLC
60 FOOT WIDE ROAD RESERVATION AND UTILITY EASEMENT
VACATION AT 6821 AND 6901 COTTAGE RIDGE COURT NE





10h

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Motion setting a public hearing for November 19, 2013 to consider the disposition of excess City-owned properties at 502 F Avenue NW, 1019 11th Street NW and 1791 Mallory Street SW acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the third round of Single Family New Construction Program (**FLOOD**). CIP/DID #540257

Background:

The following city-owned properties included in the public hearing have been identified for builders participating in the third round of the Single Family New Construction Program (known locally as the ROOTs Program):

- 502 F Avenue NW
- 1019 11th Street NW
- 1791 Mallory Street SW

On November 9, 2010, by Resolution No. 1306-11-10 the City Council approved the Administrative Plan for the ROOTs Program. The administrative plan limits development of homes to lots within the "Neighborhood Revitalization Area" of the flood inundation area and areas outside of the 100-year floodplain. The administrative plan further directs staff to use 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, Home Builders Association members, and Neighborhood Planning Process Steering Committee evaluated these proposals based on: financial and performance capacity, experience with projects of similar scope, architectural design, compatibility with the existing neighborhood, green building practices, and site marketing plan. A total of 205 properties were identified by 23 developers for the program. Additional public hearings will be held to consider additional properties acquired by the City which have been identified by the approved developers.

Future City Council action related to these properties will include development agreements for each property/developer pairing as well as the conveyance of the property to the developer.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: NA

Budget Information (if applicable): NA – Federal Funds

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Motion setting a public hearing for November 19, 2013 to consider the disposition of excess City-owned property at 438 4th Avenue SW acquired through the Voluntary Property Acquisition program (**FLOOD**). CIP/DID NEW

Background:

The Development Committee is recommending to accept proposals for the redevelopment of City-owned property at 438 4th Avenue SW. The item was brought to the Development Committee based on a letter of interest received in July 2013 from a property owner who has land which surround the City's property. The property has been offered through several rounds of the ROOTs program with no interest from builders based on the relative location of the property in a mostly commercial area.

The City acquired this parcel through the Voluntary Property Acquisition Program. The property is located within the Kingston Village Area. Based on its location staff is recommending accept proposals through Request for Proposal process to allow ability to review end use of the property and negotiate an agreement with the sale of the property.

The City may use the standard competitive proposal process to invite and evaluate proposals on the use of these properties 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 the redevelopment project as proposed.
2. Project financing documented by a letter of commitment from a financial institution.
3. Timeline for redevelopment and operations.
4. Consistency with the results of the Neighborhood Planning Process and Kingston Village Plan.
5. Economic impact, including number/wage rate of jobs to be created, total project cost, and projected post-development property valuation.
6. Sustainability elements.
7. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.

8. Readiness to proceed.

The following is the timeline for the next steps:

November 5, 2013	Motion Setting a public hearing
November 19, 2013	Public Hearing on disposition and inviting proposals
December 30, 2013	Proposal Deadline
Week of January 6, 2014	Stakeholder panel review
January 14, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: NA

Budget Information (if applicable): NA

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary): The Development Committee review this item at its October 23, 2013 meeting and recommending to pursue redevelopment of the properties.



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Motion setting a public hearing for November 19, 2013 to consider the disposition of excess City-owned properties at 821 and 825 Shaver Road NE acquired through the Voluntary Property Acquisition program (**FLOOD**). CIP/DID NEW

Background:

The Development Committee, at its meeting on October 23, 2013, has recommended to accept proposals for the redevelopment of City-owned property at 821 and 825 Shaver Road NE. The City acquired these properties through the Voluntary Property Acquisition Program. A portion of the property is situated in the 100-year floodplain. Based on the location in the floodplain and the funding source the City used to acquire the property, redevelopment of the property is limited to preserving the natural values and limited improvements such as surface parking or bio retention. Construction of new buildings is prohibited.

The City may use the standard competitive proposal process to invite and evaluate proposals on the use of these properties 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 the redevelopment project as proposed.
2. Financial feasibility based on sources/uses of funds for the redevelopment project costs and operational pro forma.
3. Project financing documented by a letter of commitment from a financial institution.
4. Timeline for redevelopment and operations.
5. Consistency with the results of the Neighborhood Planning Process and Parks and Recreation Master Plan
6. Economic impact and projected post-development property valuation.
7. Consistency of the project with the existing Covenants and Restrictions.
8. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.
9. Inclusion of appropriate flood-proofing measures based on Federal, State, and Local guidelines.
10. Readiness to proceed.

The following is the timeline for the next steps:

November 5, 2013	Motion Setting a public hearing
November 19, 2013	Public Hearing on disposition and inviting proposals
December 30, 2013	Proposal Deadline
Week of January 6, 2014	Stakeholder panel review
January 14, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: NA

Budget Information (if applicable): NA

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

The Development Committee reviewed this item at its October 23, 2013 meeting and recommended to pursue redevelopment of these properties.



10k

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Motion setting a public hearing for November 19, 2013 to consider the disposition of nine (9) excess City-owned properties at 606 J Avenue NW, 610 J Avenue NW, 1106 6th Street NW, 1108 6th Street NW, 1110 6th Street NW, 1116 6th Street NW, 1111 Ellis Boulevard NW, 1113 Ellis Boulevard NW, and 1101 Ellis Boulevard NW acquired through the Voluntary Property Acquisition program. **(FLOOD)**. CIP/DID NEW

Background:

The City has received a request for City-owned properties at 606 J Avenue NW, 610 J Avenue NW, 1106 6th Street NW, 1108 6th Street NW, 1110 6th Street NW, 1116 6th Street NW, 1111 Ellis Boulevard NW, 1113 Ellis Boulevard NW, and 1101 Ellis Boulevard NW. The City acquired these parcels through the Voluntary Property Acquisition Program. The properties within the Ellis Boulevard Viable Business District. Based on their locations, staff is recommending to accept proposals through Request for Proposal process to allow ability to review end use of the property.

The City may use the standard competitive proposal process to invite and evaluate proposals on the use of these properties 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 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 Ellis Boulevard Plan, including:
 - a) Redevelopment consistent with existing neighborhood character;
 - b) Plan to address on site and neighborhood parking;
 - c) Sustainable design features;
 - d) Provides for mix of uses and promotes density throughout the area.

7. Economic impact, including 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.

The following is the timeline for the next steps:

November 5, 2013	Motion Setting a public hearing
November 19, 2013	Public Hearing on disposition and inviting proposals
December 2, 2013	Proposal Deadline
Week of December 2, 2013	Stakeholder panel review
December 17, 2013	City Council consideration of proposals

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: NA

Budget Information (if applicable): NA

Local Preference Policy Applies ☐ Exempt ☒

Explanation: No goods or services are being purchased.

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

Explanation (if necessary):

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Motion setting a public hearing for November 19, 2013 to consider the disposition of excess City-owned property at 301 and 305 2nd Avenue SW and inviting redevelopment proposals (**FLOOD**). CIP/DID NEW

Background:

The Flood Recovery and Development Committees are recommending to invite redevelopment proposals for the redevelopment of City-owned property at 301 and 305 2nd Avenue SW. The property has a commercial structure. Direction has been provided to accept proposals for redevelopment of the structure or redevelopment of the vacant land.

The City may use the standard competitive proposal process to invite and evaluate proposals on the use of these properties 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 the redevelopment project as proposed.
2. Previous operations experience or identified tenants.
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 completing construction.
6. Consistency with the results of the Neighborhood Planning Process Kingston Village Plan including:
 - a. Density consistent with the identified plans
 - b. Plan to address on-site and neighborhood parking
 - c. Sustainable design features
7. Provides a mix of uses
8. Economic impact, including number/wage rate of jobs to be created, total project cost, and projected post-development property valuation.
9. Community benefits, in addition to economic impact, such as walkable neighborhood amenities or services.
10. Inclusion of appropriate flood-proofing measures based on Federal, State, and Local

guidelines.
11. Readiness to proceed.

The following is the timeline for the next steps:

November 5, 2013	Motion Setting a public hearing
November 19, 2013	Public Hearing on disposition and inviting proposals
December 30, 2013	Proposal Deadline
Week of January 6, 2014	Stakeholder panel review
January 14, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Time Sensitivity: NA

Resolution Date: NA

Estimated Presentation Time: NA

Budget Information (if applicable): NA

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

The Flood Recovery Committee recommended to invite competitive proposals on July 18, 2013.

The Development Committee recommended to invite competitive proposals for use of the structure or as vacant land at its July 24, 2013 meeting.



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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** ☐ **Public Hearing** ☐ **Regular Agenda**

Motion setting a public hearing for December 3, 2013 to consider the annexation of properties north of Blair Ferry Road NE and west of Milburn Road NE as requested by Galilee Baptist Church of Cedar Rapids, Russell and Marjorie L. Morris, Salem United Methodist Church of Cedar Rapids and La Vonne E. Hudson. CIP/DID # ANNX-004331-2013

Background:

Property owners Galilee Baptist Church of Cedar Rapids, Russell and Marjorie L. Morris, Salem United Methodist Church of Cedar Rapids and La Vonne E. Hudson submitted written applications for voluntary annexation to the City of Cedar Rapids on July 11, 2013. The owners wish to annex at this time so portions of the properties can be sold to DL Land Services for development of a single-family home subdivision. This proposed subdivision would be an extension of the Rapid Ridge Estates Development to the east of the subject properties. The total area to be annexed is 63.61 acres, including street right-of-ways. The application has been reviewed by City departments and no major issues or concerns were identified. The City Council Infrastructure Committee reviewed the request on October 15, 2013 and the City Council Development Committee reviewed on October 23, 2013. Both Committees' recommended approval of this annexation request.

Notices were mailed and published in accordance with State Code requirements. The annexation will require approval of the State of Iowa City Development Board since the property is located within two miles of Hiawatha.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and provided comments.
Mailing of Notification	<ul style="list-style-type: none"> Certified letters have been mailed. The next step is for Notice of Public Hearing to be published in the Cedar Rapids Gazette.
City Council consideration	<ul style="list-style-type: none"> A public hearing is scheduled for November 19, 2013. After the public hearing the requested annexation needs to be approved or denied by City Council Resolution.

State of Iowa	<ul style="list-style-type: none"> The application is sent to the State City Development Board for final approval and recordation.
---------------	---

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: November 19, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

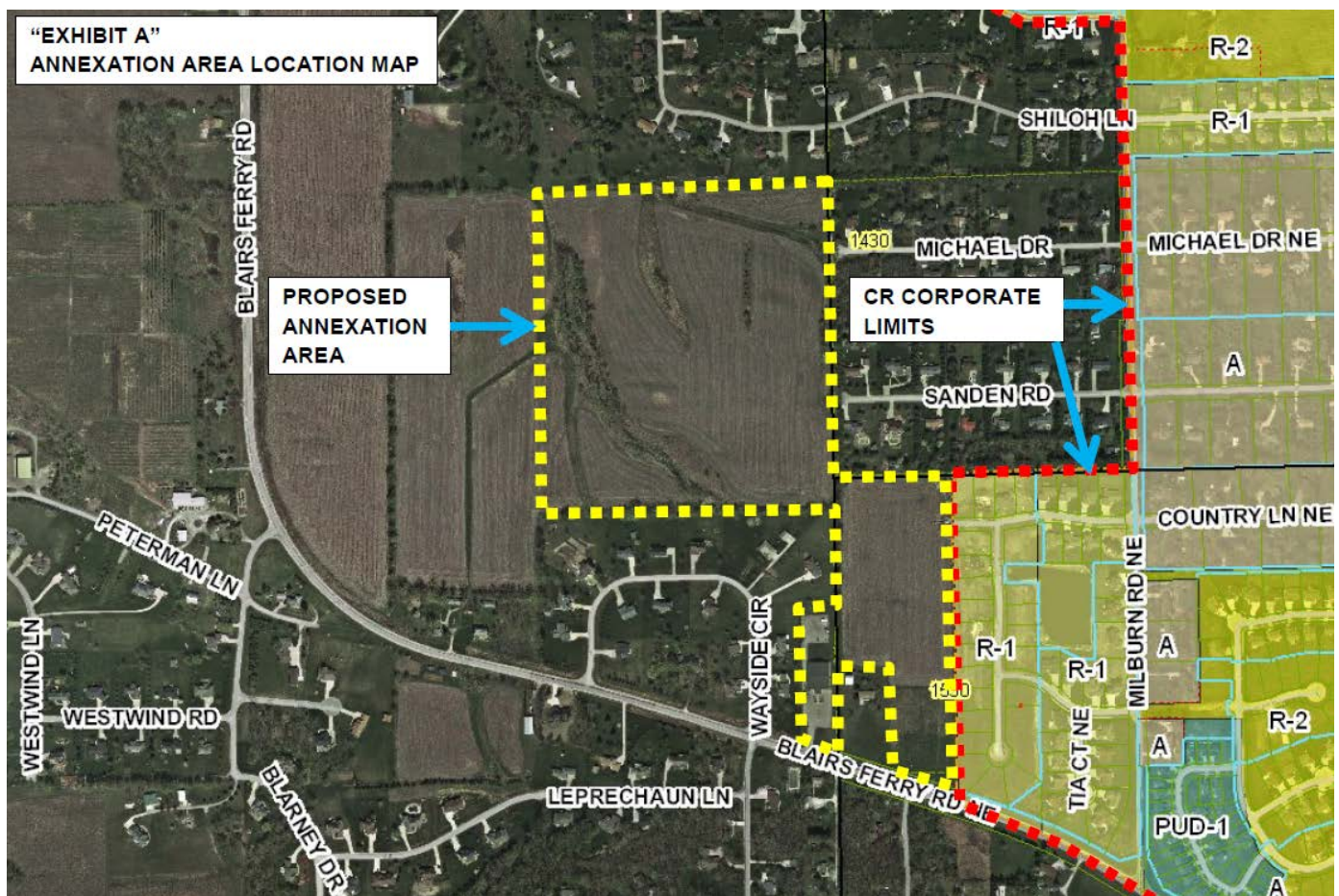
Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary): The City Council Infrastructure Committee reviewed the request on October 15, 2013 and the City Council Development Committee reviewed on October 23, 2013. Both Committees' recommended approval of this annexation request.

DK Land Services, LLC Annexation Map Location Map





Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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

Motion setting a Public Hearing for December 3, 2013 to consider the annexation of properties at 4501 42nd Street NE, 4000 Georgia Avenue NE, 3930 Georgia Avenue NE, 4544 Willowbrook Drive NE, 4524 Willowbrook Drive NE, 4423 Willowbrook Drive NE, 4525 Willowbrook Drive NE, 4545 Willowbrook Drive NE, 4555 Willowbrook Drive NE, 3895 Georgia Avenue NE, 3805 Georgia Avenue NE, 4535 Woodview Drive NE, 4645 Woodview Drive NE and 4711 Woodview Drive NE as requested by Ruth B. Lamb, Mark I and Marlene J. Benest, Thomas D. and JoAnn M. Schumacher, Hartz Family Joint Revocable Trust, Herbert and Donnabelle Trustees, Richard J. and Lois E. Koftan, Jeffrey A. Danzer and Kimberly K. Morrison, Marlene L. Hill, James G. and Jennifer S. Anderson, Donald E. Gorton, Thomas R. and Lou Ann Weber, John L. and Colleen S. Burianek, Carol C. Currans, Janice L. Mudd and Carrol A. Roy. CIP/DID # ANN-005808-2013

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

Background:

The property owners, Ruth B. Lamb, Mark I and Marlene J. Benest, Thomas D. and JoAnn M. Schumacher, Hartz Family Joint Revocable Trust, Herbert and Donnabelle Trustees, Richard J. and Lois E. Koftan, Jeffrey A. Danzer and Kimberly K. Morrison, Marlene L. Hill, James G. and Jennifer S. Anderson, Donald E. Gorton, Thomas R. and Lou Ann Weber, John L. and Colleen S. Burianek, Carol C. Currans, Janice L. Mudd and Carrol A. Roy submitted voluntary annexation applications to the City of Cedar Rapids. The proposed annexation parcels are currently developed with single-family detached homes, which are part of a Linn County subdivision. The subdivision is surrounded by the City of Cedar Rapids corporate limits.

Property owners in this area approached the City regarding the possibility of the City providing public water and sanitary sewer to the area. The overall development is on a private community well and each of the properties has their own septic system. The septic systems are failing and water system is not as reliable as some of the property owner would like it to be. The City installed water and sanitary sewer on Georgia Avenue and Willowbrook Drive this summer. The City policy is if a property owner wants to hook up to City water and/or sanitary sewer and the property is contiguous to the City corporate limits they must annex into the City of Cedar Rapids.

Notices were mailed and published in accordance with State Code requirements. The annexation will require approval of the State of Iowa City Development Board since the property is located within two miles of Hiawatha.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none">City staff reviewed the application and provided comments.
Mailing of Notification	<ul style="list-style-type: none">Certified letters have been mailed.The next step is for Notice of Public Hearing to be published in the Cedar Rapids Gazette.
City Council consideration	<ul style="list-style-type: none">A public hearing is scheduled for November 19, 2013.After the public hearing the requested annexation needs to be approved or denied by City Council Resolution.
State of Iowa	<ul style="list-style-type: none">The application is sent to the State City Development Board for final approval and recordation.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

Table this item and request further information.

Time Sensitivity: N/A

Resolution Date: November 19, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

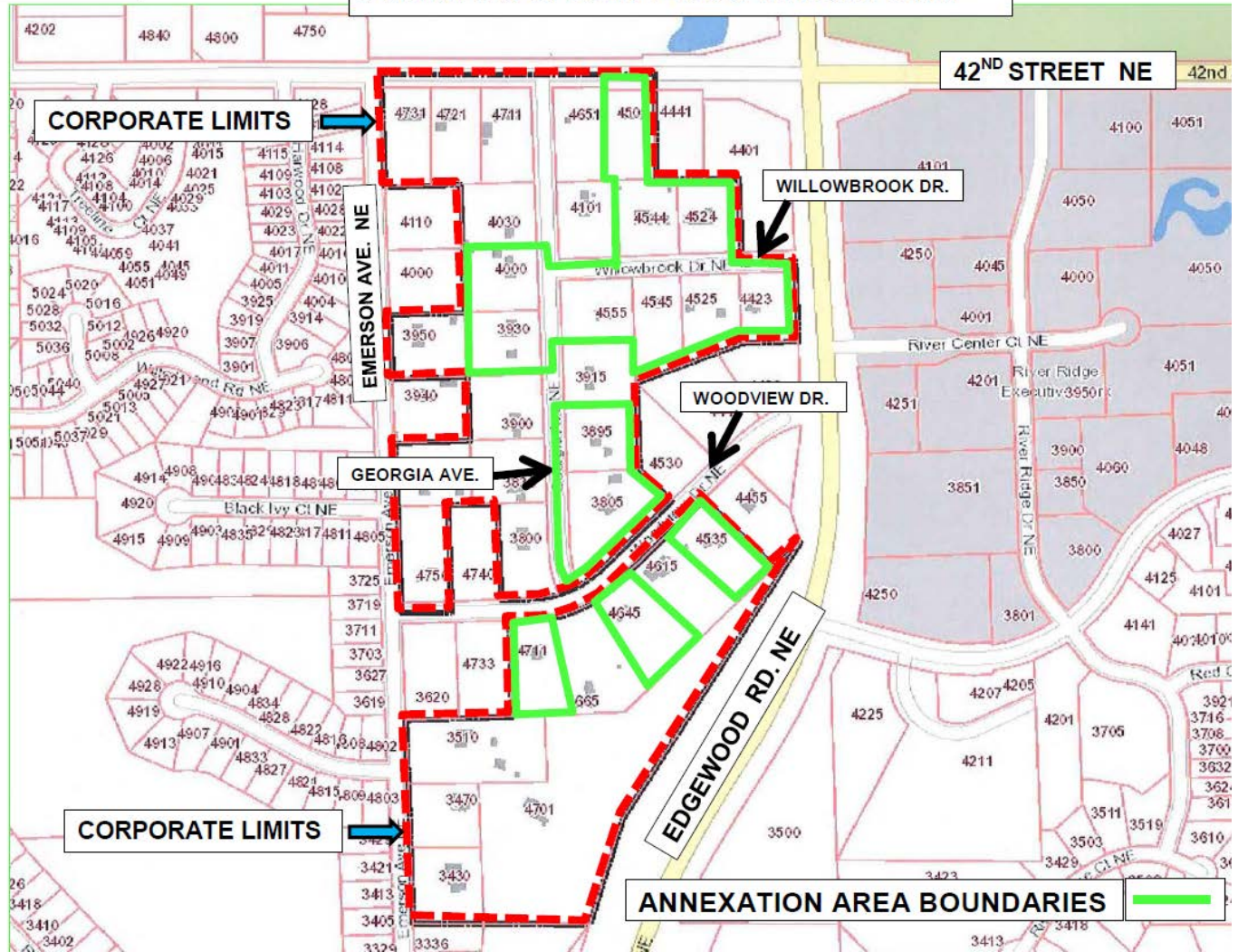
Recommended by Council Committee Yes ☐ No ☐ N/A ☒

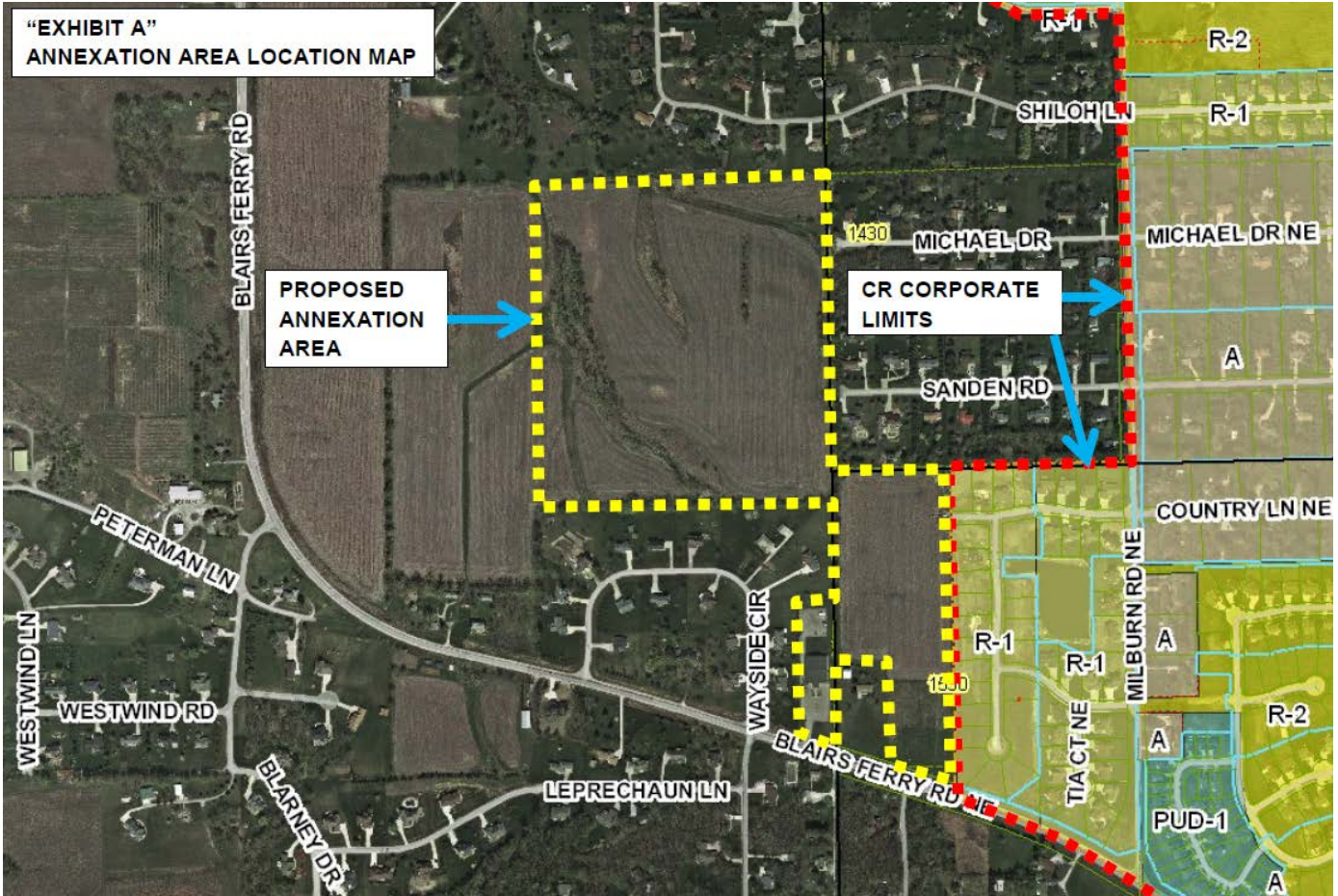
Explanation (if necessary):

Willowbrook Area Annexation Map

"Exhibit B"

ANNEXATION LOCATION MAP







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: 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**

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for November 19, 2013 and advertising for bids by publishing notice to bidders for the 18th Street SW, South of Wilson Avenue SW, Culvert and Water Main Replacement project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on November 27, 2013 (estimated cost is \$165,000). CIP/DID #304360-01

Background: The project replaces an undersized box culvert with high headwalls with a 6 ft x 3 ft box culvert. Included with the project is regrading of the waterway east of 18th Street and injection of grout into the ground near 18th Street to plug an old field tile line that is causing the adjacent homes to operate their sump pumps on a nearly continual basis. The project also includes a water main replacement along 18th Street. The culvert is designed so that if the City decides to convert the sealcoat road to a curb and gutter concrete street, the culvert will not need to be replaced. Construction is expected to start in the spring of 2014.

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 19, 2013 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation

Council can defer action estimated cost Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date or abandon the project.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: November 19, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):



Council Agenda Item Cover Sheet Motion Setting PUBLIC HEARING

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 cost and setting public hearing date for November 19, 2013 and advertising for bids by publishing a notice to bidders for the Prairie Drive NE from 29th Street to Franklin Avenue Portland Cement Concrete (PCC) Sidewalk project, with bid opening scheduled for January 22, 2014 at the Iowa Department of Transportation (estimated cost is \$155,000). CIP/DID #301385-01

Background:

The project's purpose is to provide safer pedestrian and bicycle access to Franklin Middle School by installing sidewalks. Subject to receipt of acceptable bids, construction is scheduled to begin in the spring of 2014 and be completed within approximately 25 working days.

Action / Recommendation:

The Public Works Department recommends approval of the resolution to set the Public Hearing for November 19, 2013 for the Prairie Drive NE from 29th Street to Franklin Avenue Portland Cement Concrete (PCC) Sidewalk project.

Alternative Recommendation:

The Council could abandon the project or cancel the agreement with the IDOT and seek an alternative funding source, such as special assessments.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301385

Local Preference Policy: Applies ☐ Exempt ☒

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

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

Explanation (if necessary): On May 21, 2013, the Infrastructure Committee recommended abandoning assessments for this Prairie Drive NE Sidewalk project and proceeding with the addition to the project of sidewalk on the east side of Prairie Drive between 29th Street and 27th Street. Subsequently, the City Council passed Resolution No. 0845-05-13, abandoning the Resolution of Necessity in regard to the assessments.





COUNCIL AGENDA ITEM COVER SHEET

Meeting Date: 11/5/2013

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. Aldi #61, 5425 Blairs Forest Boulevard NE;
- b. Aldi #62, 1860 Edgewood Road SW;
- c. The Cooler, 4920 Johnson Avenue NW (new-formerly office space);
- d. Fareway Store #963, 4220 16th Avenue SW;
- e. Hy-Vee Food Store #1, 1843 Johnson Avenue NW;
- f. Mahoney's, 1602 E Avenue NE;
- g. Tornado's Grub & Pub, 315 14th Avenue SE;
- h. Willy Woodburns Cafe, 232 16th Avenue SW.

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 **X**

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: 11/5/2013

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Aldi #61 5425 BLAIRS FOREST BLVD NE	12	0	0	1
Aldi #62 1860 EDGEWOOD RD SW	19	0	0	2
Cooler, The 4920 JOHNSON AVE NW	0	0	0	0
Fareway Store #963 4220 16TH AVE SW	20	0	1	1
Hy-Vee Food Store #1 1843 JOHNSON AVE NW	286	1	3	13
Mahoney's 1602 E AVE NE	13	1	0	4
Tornado's Grub & Pub 315 14TH AVE SE	132	1	0	6
Willy Woodburns Cafe 232 16TH AVE SW	3	0	0	0

RESOLUTION NO.

WHEREAS, the attached listing of bills dated November 5, 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 5th day of November, 2013.

REC
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STR

RESOLUTION NO.

TRANSFER OF FUNDS

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

Passed this 5th day of November, 2013.



15a-b

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: City Clerk

Presenter at meeting: Amy Stevenson

Email: a.stevenson@cedar-rapids.org

Phone Number/Ext: 319-286-5061

Alternate Contact Person:

Email: d.weimer@cedar-rapids.org

Phone Number/Ext: 319-286-5272

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

Resolutions appointing and thanking the following individuals: CIP/DID #629963

- a. Appointing Emily Bowman (effective through June 30, 2016) to the Civil Rights Commission; CIP/DID #629963
- b. Vote of thanks to Grant Stevens for serving on the Visual Arts Commission. CIP/DID #572855

Background:

Changes to boards and commissions membership are being made at this meeting.

Action / Recommendation:

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: N/A

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt ☐

Explanation:

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

Explanation (if necessary):

A P P O I N T M E N T

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

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Emily Bowman	11/05/2013	06/30/2016

RESOLUTION NO.

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

Passed this 5th day of November, 2013.

RESOLUTION NO.

WHEREAS, Grant Stevens has devoted considerable time and effort as a member of the Visual Arts Commission,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Grant Stevens for serving as a member of the Visual Arts Commission.

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: City Manager's Office

Presenter at meeting: Sandi Fowler
Email: s.fowler@cedar-rapids.org

Phone Number/Ext: 319-286-5077

Alternate Contact Person: Kim Greene
Email: kimg@cedar-rapids.org

Phone Number/Ext: 319-286-5083

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

Resolutions (one) approving the following event:

1. Rockwell Collins landing of a helicopter (on Rockwell property) on November 6, 2013.
CIP/DID #963727

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities that require City Council approval. Helicopter landings in the city limits require City Council approval.

Action / Recommendation:
Approve motion for this event.

Alternative Recommendation:
Time Sensitivity:

Resolution Date: November 6, 2013

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt X

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, Ray Kessenich on behalf of Rockwell Collins has requested approval for the landing of a helicopter on private property at the Rockwell Collins campus, north of the Recreation Center near the intersection of Rockwell Drive NE and Collins Road NE, on Wednesday, November 6, 2013 [original approval date of October 9 was cancelled], and

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

1. Applicant shall comply with all applicable FAA regulations.
2. Applicant shall provide a safe landing zone at the location, which shall be secured before landing with adequate ground personnel on hand during arrival and departure.
3. Applicant and participants shall comply with all existing parking regulations on all adjacent areas of public property.
4. Applicant shall upon completion of the event, clean up all areas associated with the event.
5. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Resolution determining the necessity and setting dates of a public hearing for December 3, 2013 and consultation with affected taxing entities to be held on the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area. CIP/DID #283396

Background:

Based on recent TIF legislation, Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area is necessary in order to fund new activities through tax increment revenues within the designated area. Specifically redevelopment proposals under consideration by City Council, the activities include:

- Payment to Kirkwood Community College for the development of a Historic Preservation Curriculum which will benefit the Consolidated Central Urban Renewal Area.
- Removal of property to allow for proposed casino development to occur within one Urban Renewal Area by removing it from the Consolidated Central Urban Renewal area and add these properties to the Central Urban Renewal Area at a later date - bounded by 1st Street SW/NW, Interstate 380, 3rd Street SW, and 2nd Avenue SW.
- Addition of a block that has been an island, inadvertently excluded from the surrounding Consolidated Central and Central Business Urban Renewal Areas properties – between 2nd and 3rd Street SW and 3rd and 4th Avenue SW.

The Consolidated Central Urban Renewal Area was established in 2000 to provide a comprehensive approach for redevelopment and revitalization of established blighted areas which surround the Cedar Rapids downtown area. In addition the Urban Renewal Area was established to plan and provide for commercial, office, open-space, industrial, and residential development consistent with City land use and development policies and regulations.

The process to amend the Consolidated Central Urban Renewal Area plan have included the following steps:

- 11/05/2013 Set public hearing
- 11/18/2013 Consultation with affected taxing agencies
- 11/21/2013 City Planning Commission
- 12/03/2013 Public Hearing

Action / Recommendation:

City staff recommends setting the public hearing and approval of resolution.

Alternative Recommendation:

Table and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

RESOLUTION NO.

RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A PUBLIC HEARING AND CONSULTATION WITH AFFECTED TAXING ENTITIES ON THE PROPOSED AMENDMENT NO. 5 TO THE AMENDED AND RESTATED URBAN RENEWAL PLAN FOR THE CONSOLIDATED CENTRAL URBAN RENEWAL AREA

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, this Council has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 5 ("Amendment") to the Amended and Restated Urban Renewal Plan ("Plan") for the Consolidated Central Urban Renewal Area described therein, which proposed Amendment is attached hereto as Exhibit A; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Urban Renewal Plan, as amended; and

WHEREAS, the purpose of the Amendment is to add a new Urban Renewal Project Activity to the Plan, delete certain areas from the Consolidated Central Urban Renewal Area, and add certain other areas to the Consolidated Central Urban Renewal Area, to be known as the Block 20 Sub-Area; and

WHEREAS, this proposed Amendment removes areas from the Consolidated Central Urban Renewal Area, legally described as follows:

All of Block 20, Kingston, now the City of Cedar Rapids, Linn County, Iowa and all of Third Street, SW and Fourth Avenue SW that adjoins said Block 20 and within the following described area:

Beginning at the Northeasterly corner of said Block 20;

Thence Southwesterly along the Northwesterly line of said Block 20 and the Southeasterly Right of Way line of Third Avenue SW to its point of intersection with the Southwesterly Right of Way line of said Third Street SW;

Thence Southeasterly along said Southwesterly Right of Way line of Third Street SW to its point of intersection with the Southeasterly Right of Way line of said Fourth Avenue SW;

Thence Northeasterly along said Southeasterly Right of Way line of Fourth Avenue SW to its point of intersection with the Southwesterly Right of Way line of Second Street SW;

Thence Northwesterly along said Southwesterly Right of Way line of Second Street SW

and the Northeasterly line of said Block 20 to the Point of Beginning.

WHEREAS, this proposed Amendment to the Consolidated Central Urban Renewal Area adds land known as the Block 20 Sub-Area, legally described as follows:

All of the Lands, Lots, Blocks, Alleys and Street Right of Ways in the City of Cedar Rapids, Linn County, Iowa included within the following Boundary Description:
Beginning at the point of intersection of the Southwest Right of Way line of Third Street SW and the Southeast Right of Way line of Second Avenue SW;
Thence Northwesterly along the Southwesterly Right of Way line of said Third Street SW and Third Street NW to the South Right of Way line of E Avenue NW;
Thence East along said South Right of Way line to the Northeasterly Right of Way line of Second Street NW;
Thence Southeasterly along said Northeasterly Right of Way line to the Southeasterly Right of Way line of A Avenue NW;
Thence Northeasterly along said Southeasterly Right of Way line to the Southwesterly Right of Way line of the Alley in Block 2 of Kingston, now the City of Cedar Rapids;
Thence Southeasterly along the Southwesterly Right of Way line of said Alley and the Southwesterly Right of Way line of the Alley in Block 3 of said Kingston to the Northwesterly Right of Way line of said Second Avenue SW;
Thence Southwesterly along said Northwesterly Right of Way line to the Southwesterly Right of Way line of said Second Street SW;
Thence Southeasterly to the point of intersection of the Southeasterly Right of Way line of said Second Avenue SW and the Southwesterly Right of Way line of said Second Street SW;
Thence Southwesterly along said Southeasterly Right of Way line of Second Avenue SW to the Point of Beginning.

WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment and to hold a consultation with such taxing entities with respect thereto, and further provides that the designated representative of each affected taxing entity may attend the consultation and make written recommendations for modifications to the proposed division of revenue included as a part thereof, to which the City shall submit written responses as provided in Section 403.5, as amended; and

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council approval of such Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the Urban Renewal Area covered by the Urban Renewal Plan, and shall outline the general scope of the urban renewal project activities under consideration, with a copy of said notice also being mailed to each affected taxing entity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

1. That a public hearing shall be held on the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area before City Council at its meeting which commences at 12:00P.M. on the 3rd day of December, 2013 in the Council Chambers, City Hall, Cedar Rapids, Iowa.
2. That the City Clerk is authorized and directed to publish notice of this public hearing in the *Cedar Rapids Gazette*, once on a date not less than four (4) nor more than twenty (20) days before the date of said public hearing, and to mail a copy of said notice by ordinary mail to each affected taxing entity.
3. That the consultation on the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 18th day of November, 2013, in City Hall, Cedar Rapids, Iowa at 11:00 A.M., and the Development Director, or other person as designated by the Director, is hereby appointed to serve as the designated representative of the City for purposes of conducting said consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5(2).
4. That the City Clerk is authorized and directed to cause a notice of said consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1A), along with a copy of the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area.
5. That the proposed Amendment No. 5 to the Amended and Restated Southwest Urban Renewal Plan for the Consolidated Central Urban Renewal Area be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole, with such recommendation to be submitted in writing to this Council within thirty (30) days of the date hereof.
6. That the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area referred to in said notices for the purposes of such consultation and hearing and that a copy of said Plan shall be placed on file in the office of the City Clerk.

Passed this 5th day of November, 2013.



**AMENDMENT NO. 5 TO THE AMENDED AND RESTATED
URBAN RENEWAL PLAN FOR THE
CONSOLIDATED CENTRAL URBAN RENEWAL AREA**

As Approved by City Council

Resolution No. _____

Community Development Department
City Hall
101 First Street SE
Cedar Rapids, IA 52401

TABLE OF CONTENTS

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 - 1.2 Central Urban Renewal Plan Amendments
- 2.0 LOCATION AND AREA
- 3.0 RENEWAL ACTIVITIES AND PROPOSED PROJECTS
- 4.0 EFFECTIVE DATE

1.0 INTRODUCTION

1.1 **Purpose and Background**

The purpose and intent of this *Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area* (the "Amendment") is to provide current information on proposed projects and types of renewal activities, and provide for the removal and addition of certain real property from and to the Consolidated Central Urban Renewal Area.

This Amendment is intended to augment and update the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area (the "Urban Renewal Plan") as indicated above. All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

1.2 **Consolidated Central Urban Renewal Plan Amendments**

Section 11.0 of the Urban Renewal Plan for the Consolidated Central Urban Renewal Area provides that the Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area is consistent with this provision.

2.0 LOCATION AND AREA

The Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to revise the legal description for the Urban Renewal Area, as set forth in Attachment A to the Urban Renewal Plan, to remove the property legally described as:

All of Block 20, Kingston, now the City of Cedar Rapids, Linn County, Iowa and all of Third Street, SW and Fourth Avenue SW that adjoins said Block 20 and within the following described area:

Beginning at the Northeasterly corner of said Block 20;

Thence Southwesterly along the Northwesterly line of said Block 20 and the Southeasterly Right of Way line of Third Avenue SW to its point of intersection with the Southwesterly Right of Way line of said Third Street SW;

Thence Southeasterly along said Southwesterly Right of Way line of Third Street SW to its point of intersection with the Southeasterly Right of Way line of said Fourth Avenue SW;

Thence Northeasterly along said Southeasterly Right of Way line of Fourth Avenue SW to its point of intersection with the Southwesterly Right of Way line of Second Street SW;

Thence Northwesterly along said Southwesterly Right of Way line of Second Street SW and the Northeasterly line of said Block 20 to the Point of Beginning.

The Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to revise the legal description for the Urban Renewal Area, as set forth in Attachment A to the Urban Renewal Plan, to add the property legally described as:

All of the Lands, Lots, Blocks, Alleys and Street Right of Ways in the City of Cedar Rapids, Linn County, Iowa included within the following Boundary Description:

Beginning at the point of intersection of the Southwest Right of Way line of Third Street SW and the Southeast Right of Way line of Second Avenue SW;

Thence Northwesterly along the Southwesterly Right of Way line of said Third Street SW and Third Street NW to the South Right of Way line of E Avenue NW;

Thence East along said South Right of Way line to the Northeasterly Right of Way line of Second Street NW;

Thence Southeasterly along said Northeasterly Right of Way line to the Southeasterly Right of Way line of A Avenue NW;

Thence Northeasterly along said Southeasterly Right of Way line to the Southwesterly Right of Way line of the Alley in Block 2 of Kingston, now the City of Cedar Rapids;

Thence Southeasterly along the Southwesterly Right of Way line of said Alley and the Southwesterly Right of Way line of the Alley in Block 3 of said Kingston to the Northwesterly Right of Way line of said Second Avenue SW;

Thence Southwesterly along said Northwesterly Right of Way line to the Southwesterly Right of Way line of said Second Street SW;

Thence Southeasterly to the point of intersection of the Southeasterly Right of Way line of said Second Avenue SW and the Southwesterly Right of Way line of said Second Street SW;

Thence Southwesterly along said Southeasterly Right of Way line of Second Avenue SW to the Point of Beginning.

3.0 PROPOSED URBAN RENEWAL PROJECT ACTIVITIES

In accordance with recent amendments to Chapter 403 of the Code of Iowa, the Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to add the following "Proposed Urban Renewal Project Activities" to subsection 5.1 of the Urban Renewal Plan:

5.1 Proposed Urban Renewal Project Activities

The following additional urban renewal project activities are expected to be undertaken:

Payment to Kirkwood Community College for the development of a Historic Preservation Curriculum which will benefit the Consolidated Central Urban Renewal Area. Funding the creation of a historic preservation curriculum at Kirkwood Community College will instruct individuals in the various aspects of repair and maintenance of historic structures. The Historic Preservation program would most directly benefit structures located within the Consolidated Central tax increment financing district, which includes much of the historic core of the City with roughly 10,000 lots platted from the 1850s to the early 20th century. The Consolidated Central tax increment financing district contains all but one of the City's National Register and local historic districts, including the 2nd and 3rd Avenue Historic District, the Redmond-Grande Historic District, the Bohemian Commercial Historic District, the recently-nominated B Avenue NE Historic District, and more than ten (10) other individually listed National Register landmarks, for a total of six hundred thirty-seven (637) confirmed historic structures.

4.0 EFFECTIVE DATE

This Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area shall be deemed to be effective upon the adoption of a City Council Resolution approving the said amended Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.





**AMENDMENT NO. 5 TO THE AMENDED AND RESTATED
URBAN RENEWAL PLAN FOR THE
CONSOLIDATED CENTRAL URBAN RENEWAL AREA**

As Approved by City Council

Resolution No. _____

Community Development Department
City Hall
101 First Street SE
Cedar Rapids, IA 52401

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- 3.0 RENEWAL ACTIVITIES AND PROPOSED PROJECTS
- 4.0 EFFECTIVE DATE

1.0 INTRODUCTION

1.1 Purpose and Background

The purpose and intent of this Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area (the "Amendment") is to provide current information on proposed projects and types of renewal activities, and provide for the removal and addition of certain real property from and to the Consolidated Central Urban Renewal Area.

This Amendment is intended to augment and update the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area (the "Urban Renewal Plan") as indicated above. All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

1.2 Consolidated Central Urban Renewal Plan Amendments

Section 11.0 of the Urban Renewal Plan for the Consolidated Central Urban Renewal Area provides that the Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area is consistent with this provision.

2.0 LOCATION AND AREA

The Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to revise the legal description for the Urban Renewal Area, as set forth in Attachment A to the Urban Renewal Plan, to remove the property legally described as:

All of Block 20, Kingston, now the City of Cedar Rapids, Linn County, Iowa and all of Third Street, SW and Fourth Avenue SW that adjoins said Block 20 and within the following described area:

Beginning at the Northeasterly corner of said Block 20;
Thence Southwesterly along the Northwesterly line of said Block 20 and
the Southeasterly Right of Way line of Third Avenue SW to its point

of intersection with the Southwesterly Right of Way line of said Third Street SW;
Thence Southeasterly along said Southwesterly Right of Way line of Third Street SW to its point of intersection with the Southeasterly Right of Way line of said Fourth Avenue SW;
Thence Northeasterly along said Southeasterly Right of Way line of Fourth Avenue SW to its point of intersection with the Southwesterly Right of Way line of Second Street SW;
Thence Northwesterly along said Southwesterly Right of Way line of Second Street SW and the Northeasterly line of said Block 20 to the Point of Beginning.

The Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to revise the legal description for the Urban Renewal Area, as set forth in Attachment A to the Urban Renewal Plan, to add the property legally described as:

All of the Lands, Lots, Blocks, Alleys and Street Right of Ways in the City of Cedar Rapids, Linn County, Iowa included within the following Boundary Description:
Beginning at the point of intersection of the Southwest Right of Way line of Third Street SW and the Southeast Right of Way line of Second Avenue SW;
Thence Northwesterly along the Southwesterly Right of Way line of said Third Street SW and Third Street NW to the South Right of Way line of E Avenue NW;
Thence East along said South Right of Way line to the Northeasterly Right of Way line of Second Street NW;
Thence Southeasterly along said Northeasterly Right of Way line to the Southeasterly Right of Way line of A Avenue NW;
Thence Northeasterly along said Southeasterly Right of Way line to the Southwesterly Right of Way line of the Alley in Block 2 of Kingston, now the City of Cedar Rapids;
Thence Southeasterly along the Southwesterly Right of Way line of said Alley and the Southwesterly Right of Way line of the Alley in Block 3 of said Kingston to the Northwesterly Right of Way line of said Second Avenue SW;
Thence Southwesterly along said Northwesterly Right of Way line to the Southwesterly Right of Way line of said Second Street SW;
Thence Southeasterly to the point of intersection of the Southeasterly Right of Way line of said Second Avenue SW and the Southwesterly Right of Way line of said Second Street SW;
Thence Southwesterly along said Southeasterly Right of Way line of Second Avenue SW to the Point of Beginning.

3.0 PROPOSED URBAN RENEWAL PROJECT ACTIVITIES

In accordance with recent amendments to Chapter 403 of the Code of Iowa, the Urban Renewal Plan for the Consolidated Central Urban Renewal Area is hereby amended to add the following "Proposed Urban Renewal Project Activities" to subsection 5.1 of the Urban Renewal Plan:

5.1 Proposed Urban Renewal Project Activities

The following additional urban renewal project activities are expected to be undertaken:

Payment to Kirkwood Community College for the development of a Historic Preservation Curriculum which will benefit the Consolidated Central Urban Renewal Area. Funding the creation of a historic preservation curriculum at Kirkwood Community College will instruct individuals in the various aspects of repair and maintenance of historic structures. The Historic Preservation program would most directly benefit structures located within the Consolidated Central tax increment financing district, which includes much of the historic core of the City with roughly 10,000 lots platted from the 1850s to the early 20th century. The Consolidated Central tax increment financing district contains all but one of the City's National Register and local historic districts, including the 2nd and 3rd Avenue Historic District, the Redmond-Grande Historic District, the Bohemian Commercial Historic District, the recently-nominated B Avenue NE Historic District, and more than ten (10) other individually listed National Register landmarks, for a total of six hundred thirty-seven (637) confirmed historic structures.

4.0 EFFECTIVE DATE

This Amendment No. 5 to the Amended and Restated Urban Renewal Plan for the Consolidated Central Urban Renewal Area shall be deemed to be effective upon the adoption of a City Council Resolution approving the said amended Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Resolution determining the necessity and setting dates of a public hearing for December 3, 2013 and consultation with affected taxing entities to be held on the proposed Amendment No. 2 to the Amended and Restated Urban Renewal Plan for the Southwest Urban Renewal Area. CIP/DID #669673

Background:

Based on recent TIF legislation, Amendment No. 2 to the Amended and Restated Urban Renewal Plan for the Southwest Urban Renewal Area is necessary in order to fund new activities through tax increment revenues within the designated area. In addition, the Southwest consolidated Urban Renewal Area must be expanded to the north across Highway 30 to include this proposed project. The proposed amendment under consideration by City Council is described as follows:

- Addition of right-of-way property along Edgewood road for the construction of a shared use path which connects existing shared use travel routes.

The Southwest Consolidated Urban Renewal area was established in 1997 and expanded in 2002 to combine three separate TIF districts, Southwest, Waconia, and Airport Industrial Park No. 1. The area is generally located southwest of the intersection of Interstate 380 and U.S. Highway 30 in the City of Cedar Rapids. This district was created to facilitate new economic development and infrastructure installation.

The process to amend the Southwest Urban Renewal Area plan have included the following steps:

- 11/05/2013 Set public hearing
- 11/18/2013 Consultation with affected taxing agencies
- 11/21/2013 City Planning Commission
- 12/03/2013 Public Hearing

Action / Recommendation:

City staff recommends setting the public hearing and approval of resolution.

Alternative Recommendation:

Table and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

RESOLUTION NO.

RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A PUBLIC
HEARING AND CONSULTATION WITH AFFECTED TAXING ENTITIES ON THE
PROPOSED AMENDMENT NO. 2 TO THE AMENDED AND RESTATED SOUTHWEST
URBAN RENEWAL PLAN

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the City of Cedar Rapids and that rehabilitation, conservation, redevelopment, development, or combination thereof, of these areas are necessary in the interest of public health, safety, and welfare of the residents of the City; and

WHEREAS, by Resolution No. 2456-01-02, adopted November 13, 2002, this Council found and determined that certain areas located within the City are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Amended and Restated Urban Renewal Plan (the "Plan") for the Southwest Urban Renewal Area (the "Urban Renewal Area") described therein, which Plan is on file in the office of the Recorder of Linn County; and

WHEREAS, by Resolution No. 1332-10-11, adopted October 11, 2011, this City Council approved and adopted an Amendment No. 1 to the Plan; and

WHEREAS, this Urban Renewal Area includes and consists of an area legally described as set forth in the Plan, as amended; and

WHEREAS, this Council has reasonable cause to believe that the area described herein satisfies the eligibility criteria for designation as an Urban Renewal Area under Iowa law and has caused there to be prepared a proposed Amendment No. 2 to the Plan for the Southwest Urban Renewal Area described therein, which proposed Amendment No. 2 is attached hereto as Exhibit A ("Amendment"); and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by the Amendment;

WHEREAS, the purpose of the Amendment is to provide current information on financial information and to expand the size of the urban renewal area described in the Plan for the Southwest Urban Renewal Area; and

WHEREAS, this proposed Amendment to the Southwest Urban Renewal Area adds land, as follows:

That part of the Right of Way of Edgewood Road SW, 37th Avenue SW and U.S. Hwy 30, lying in the East 250 of the Southwest Quarter and the South 50 feet of the West 100 feet of the Northwest Quarter of Section 6, Township 82 North, Range 7 West and the North 100 feet of the East 100 Feet of the Northeast Quarter of the Southeast Quarter of

Section 1, Township 82 North, Range 8 West of the 5th PM in the City of Cedar Rapids, Linn County, Iowa.

WHEREAS, the Iowa statutes require the City Council to notify all affected taxing entities of the consideration being given to the proposed Amendment and to hold a consultation with such taxing entities with respect thereto, and further provides that the designated representative of each affected taxing entity may attend the consultation and make written recommendations for modifications to the proposed division of revenue included as a part thereof, to which the City shall submit written responses as provided in Section 403.5, as amended; and

WHEREAS, the Iowa statutes require the City Council to submit the proposed Amendment to the Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole prior to City Council approval of such Amendment, and further provides that the recommendations thereon shall be submitted to this Council within thirty (30) days of its receipt of such proposed Amendment; and

WHEREAS, the Iowa statutes further require the City Council to hold a public hearing on the proposed Amendment subsequent to notice thereof by publication in a newspaper having general circulation within the City, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the Urban Renewal Area covered by the Plan and Amendment, and shall outline the general scope of the urban renewal project activities under consideration, with a copy of said notice also being mailed to each affected taxing entity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cedar Rapids, Iowa as follows:

1. That a public hearing shall be held on the proposed Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan before City Council at its meeting which commences at 12:00 P.M. on the 3rd day of December, 2013 in the Council Chambers, City Hall, Cedar Rapids, Iowa.
2. That the City Clerk is authorized and directed to publish notice of this public hearing in the *Cedar Rapids Gazette*, once on a date not less than four (4) nor more than twenty (20) days before the date of said public hearing, and to mail a copy of said notice by ordinary mail to each affected taxing entity.
3. That the consultation on the proposed Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan required by Section 403.5(2) of the Code of Iowa, as amended, shall be held on the 18th day of November, 2013, in City Hall, Cedar Rapids, Iowa at 11:00 A.M., and the Development Director, or other person as designated by the Director, is hereby appointed to serve as the designated representative of the City for purposes of conducting said consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5(2).
4. That the City Clerk is authorized and directed to cause a notice of said consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1A), along with a copy of the proposed Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan.
5. That the proposed Amendment No. 2 to the Amended and Restated Southwest Urban

Renewal Plan, attached hereto as Exhibit A, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan referred to in said notices for the purposes of such consultation and hearing and that a copy of said Plan shall be placed on file in the office of the City Clerk.

6. That the proposed Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan be submitted to the City Planning Commission for review and recommendation as to its conformity with the general plan for the development of the City as a whole, with such recommendation to be submitted in writing to this Council within thirty (30) days of the date hereof.

Passed this 5th day of November, 2013.



**AMENDMENT NO. 2 TO THE
AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL PLAN**

As Approved by City Council

Resolution No. _____

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

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1.2 Amendments

1.3 Relationship to the Comprehensive Plan

2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES

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4.0 EFFECTIVE DATE

1.0 INTRODUCTION

1.1 Purpose and Background

The purpose and intent of this Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan (the "Amendment") is to expand the size of the urban renewal area described in the Amended and Restated Southwest Urban Renewal Plan as adopted by the City Council on November 13, 2002 (Resolution No. 2456-01-02), as amended by Amendment No. 1 thereto approved by the City Council on October 11, 2011 (Resolution No. 1332-10-11) (together, the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

1.2 Amendments

Section 10.0 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 2 to the Urban Renewal Plan is consistent with this provision.

1.3 Relationship to the Comprehensive Plan

Cedar Rapids has adopted the Comprehensive Plan for Cedar Rapids which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 2 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES

The use of tax increment funds is authorized in Section 2.3 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$463,611,401 of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$337,485,000.

3.0 AREA BEING ADDED TO URBAN RENEWAL AREA

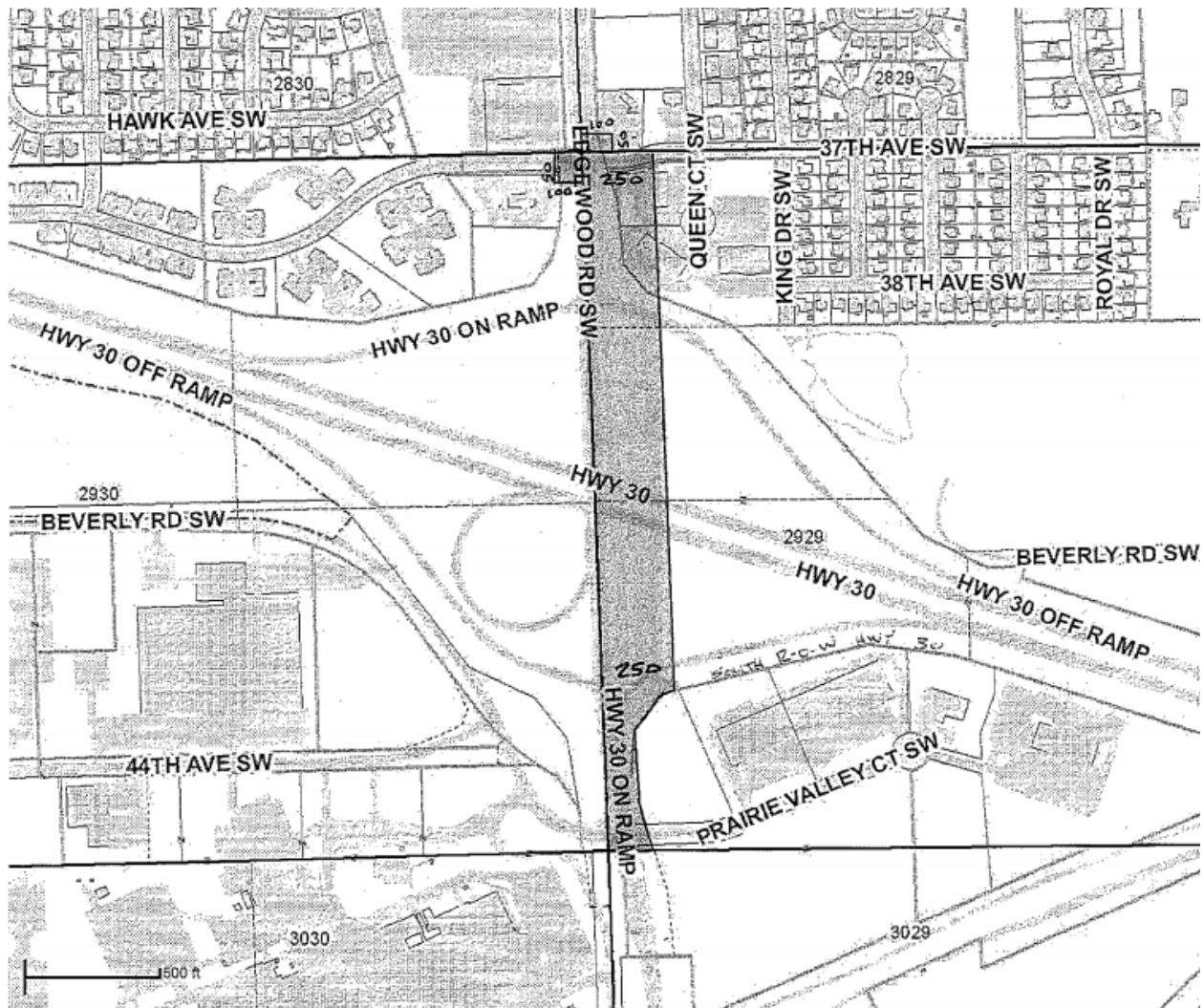
Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted on a sub-area basis with appropriate allocation of resources. The intent of the sub-area designations is identified in Section 5.0 of the Urban Renewal Plan.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the Southwest Urban Renewal Area described therein:

That part of the Right of Way of Edgewood Road SW, 37th Avenue SW and U.S. Hwy 30, lying in the East 250 of the Southwest Quarter and the South 50 feet of the West 100 feet of the Northwest Quarter of Section 6, Township 82 North, Range 7 West and the North 100 feet of the East 100 Feet of the Northeast Quarter of the Southeast Quarter of Section 1, Township 82 North, Range 8 West of the 5th PM in the City of Cedar Rapids, Linn County, Iowa.

4.0 EFFECTIVE DATE

This Amendment No. 2 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 2 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.





**AMENDMENT NO. 2 TO THE
AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL PLAN**

As Approved by City Council

Resolution No. _____

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

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1.0 INTRODUCTION

1.1 Purpose and Background

The purpose and intent of this *Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Plan* (the "Amendment") is to expand the size of the urban renewal area described in the Amended and Restated Southwest Urban Renewal Plan as adopted by the City Council on November 13, 2002 (Resolution No. 2456-01-02), as amended by Amendment No. 1 thereto approved by the City Council on October 11, 2011 (Resolution No. 1332-10-11) (together, the "Urban Renewal Plan").

All provisions of the existing Urban Renewal Plan not directly impacted by this Amendment as adopted by the City Council shall remain in full force and effect.

The separate identities of the Sub-Areas previously established as part of the Urban Renewal Plan will be maintained and observed for those purposes which are aided by or in need of the division, but the combined areas of the several Sub-Areas shall be treated together for planning and redevelopment purposes. This Amendment undertakes to continue each Project Sub-Area within the overall Urban Renewal Area as a combined Urban Renewal Area, reserving the separate elements of each such Sub-Area, but permitting the advantages of combined planning and redevelopment activities.

1.2 Amendments

Section 10.0 of the Urban Renewal Plan provides that Urban Renewal Plan may be amended from time to time to include changes in the Urban Renewal Area, to add or

change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition guidelines. The City Council may amend the Urban Renewal Plan by resolution after holding a public hearing on the proposed change in accordance with applicable Iowa law.

Amendment No. 2 to the Urban Renewal Plan is consistent with this provision.

1.3 Relationship to the Comprehensive Plan

Cedar Rapids has adopted the Comprehensive Plan for Cedar Rapids which qualifies as the "general plan for the development of the municipality as a whole" as provided under Chapter 403.5, Code of Iowa. The Cedar Rapids Planning Commission reviewed the draft Amendment No. 2 to the Urban Renewal Plan, and adopted a finding that it is in conformity with the Comprehensive Plan and recommended its approval by the City Council.

2.0 ESTIMATED DIVERSION OF PROPERTY TAX INCREMENT REVENUES

The use of tax increment funds is authorized in Section 2.3 of the Urban Renewal Plan. This Amendment does not change provisions regarding the diversion of tax increment revenue within the Urban Renewal Area.

Article XI, Section 3 of the Constitution of the State of Iowa limits the amount of debt outstanding at any time of any county, municipality or other political subdivision to no more than 5% of the value, as shown by the last certified state and county tax lists, of all taxable property within such county, municipality or other political subdivision. Based upon the actual value for fiscal year 2012/2013 (total actual value, less agriculture value that is not taxed for debt service) on all taxable property within the City of Cedar Rapids, the City is limited to \$_____ of general obligation indebtedness. Total City bonded indebtedness as of June 30, 2013 was \$_____.

3.0 AREA BEING ADDED TO URBAN RENEWAL AREA

Redevelopment and revitalization activities contemplated under the Urban Renewal Plan are being conducted on a sub-area basis with appropriate allocation of resources. The intent of the sub-area designations is identified in Section 5.0 of the Urban Renewal Plan.

In accordance with this intent, the Urban Renewal Plan is amended to add the following area to the Southwest Urban Renewal Area described therein:

That part of the Right of Way of Edgewood Road SW, 37th Avenue SW and U.S. Hwy 30, lying in the East 250 of the Southwest Quarter and the South 50 feet of

the West 100 feet of the Northwest Quarter of Section 6, Township 82 North, Range 7 West and the North 100 feet of the East 100 Feet of the Northeast Quarter of the Southeast Quarter of Section 1, Township 82 North, Range 8 West of the 5th PM in the City of Cedar Rapids, Linn County, Iowa.

4.0 EFFECTIVE DATE

This Amendment No. 2 to the Urban Renewal Plan shall be deemed to be effective upon the adoption of a City Council Resolution approving the said Amendment No. 2 to the Urban Renewal Plan. The Urban Renewal Plan, as so amended, shall remain in full force until amended or rescinded by the City Council.

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 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 – 29 properties; CIP/DID #

Resolution to Assess (Intent) – Various Properties for Delinquent Municipal Utility Bills, Penalties and Iowa Sales Tax. (Out of the 29 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: 11/05/13

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 17th 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 17, 2013.

Passed this 5th day of November, 2013.

LIEN INTENTS (SPECIAL ASSESSMENTS) 11-05-13

				Lien Intents 11-05-13		
#		Balance Due		Premise Address		Flood
1		\$ 74.11		127 36TH ST DR SE		
2		\$ 264.40		141 31ST ST SW		
3		\$ 260.13		226 20TH ST NW		
4		\$ 149.23		254 MILLER AVE SW		
5		\$ 145.33		357 16TH ST SE		
6		\$ 217.16		373 17TH ST SE		
7		\$ 623.10		401 1ST ST SE #100		Y
8		\$ 149.55		511 16TH ST NE		
9		\$ 239.94		515 17TH ST SE		
10		\$ 424.70		610 14TH ST SE		
11		\$ 133.89		711 33RD ST NE		
12		\$ 116.25		816 18TH AVE SW - Front		
13		\$ 256.32		838 15TH ST SE		
14		\$ 113.49		1036 STAUB CT NE		
15		\$ 129.48		1120 15TH AVE SW		
16		\$ 133.70		1210 33RD ST NE		
17		\$ 141.74		1213 18TH AVE SW		
18		\$ 106.17		1220 5TH ST NW		Y
19		\$ 188.10		1350 20TH AVE SW		
20		\$ 247.93		1521 PARKWOOD LN NE		
21		\$ 272.12		1708 4TH AVE SE		
22		\$ 218.87		1801 BEVER AVE SE		
23		\$ 108.11		1822 2ND ST SW		Y
24		\$ 331.14		1825 2ND ST SW A		Y
25		\$ 211.09		1840 PARK AVE SE		
26		\$ 240.57		1969 B AVE NE		
27		\$ 137.53		2600 MT VERNON RD SE		
28		\$ 124.90		3029 E AVE NE		
29		\$ 193.09		3937 CRESTWOOD DR NW		
		\$ 5,952.14		Grand Total		
		29		Number of Properties		
		\$ 106.17		Balance Due - Low		
		\$ 623.10		Balance Due - High		

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 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 – 18 properties. CIP/DID #964744

Out of the 18 properties to be assessed, there are five flood properties. The property address listing is included with the resolution [**Note:** The Intent to Assess Resolution was approved at the September 24th 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. 1521-09-13 on September 24, 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: 11/05/13

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 5th day of November, 2013.

SPECIAL ASSESSMENTS (TO BE LIENED) 11-05-13

			SPECIAL ASSESSMENTS 11-05-13		
			Lien Intents 9-24-13		
#		Balance Due	Premise Address		Flood
1		\$ 117.79	204 4TH AVE SW		Y
2		\$ 135.94	253 SINCLAIR AVE SE		
3		\$ 138.22	327 30TH ST DR SE		
4		\$ 252.56	506 17TH ST NE		
5		\$ 261.16	810 15TH ST SE		
6		\$ 266.15	820 A AVE NW		Y
7		\$ 254.12	901 ELLIS BLVD NW		Y
8		\$ 196.14	922 E AVE NW		Y
9		\$ 281.66	1105 C AVE NW		Y
10		\$ 114.14	1114 12TH ST NE		
11		\$ 121.66	1421 4TH AVE SE		
12		\$ 148.63	1546 C AVE NE		
13		\$ 216.03	1547 E AVE NE		
14		\$ 165.84	2320 FRUITLAND BLVD SW		
15		\$ 105.69	2323 COLDSTREAM AVE NE		
16		\$ 150.76	2412 B AVE NE		
17		\$ 226.95	5101 GORDON AVE NW		
18		\$ 264.57	6700 STONYBROOK LN NE		
		\$ 3,418.01	Grand Total		
		18	Number of Properties		
		\$ 114.14	Balance Due - Low		
		\$ 281.66	Balance Due - High		

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 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:

Resolution of Intent to Assess the property owner, Wendy Wilkinson, for failure to make monthly installment payments for the costs incurred to install water and sewer service lines to her property at 1223 Rose Street SE (legally described as Lot 19, Block 5, Vernon View, N33', Linn County, IA). CIP/DID #688396

An Affidavit for Water and Sewer Service Line Installation was executed by Wendy Wilkinson, where she agreed to reimburse the Utilities Department - Water Division for the costs incurred to install water and sewer service lines to her property, was approved by City Council Resolution No. 1177-09-11 on September 13, 2011.

Background:

In the Cedar Rapids Municipal Code, Chapter 12 – Water Service, 12.14 - Installation of Service Pipes, it states that “All service pipes and fixtures from the street water main to the premises including the corporation at the main shall be installed by a licensed plumber, licensed pipe layer or the City Utilities Department - Water Division, pursuant to City specifications, and at the expense of the property owner”.

In extenuating circumstances, the Utilities Department – Water Division assists property owners with service line replacement. In those cases, the Utilities Department obtains pricing, pays for the service, and allows the property owner to repay the Utilities Department – Water Division in monthly installments.

Failure to reimburse the Utilities Department – Water Division for these costs in a timely manner may result in the termination of water service to this property and/or the imposition of a lien upon the property as provided for in accordance with Chapter 12 (Water Service) of the Cedar Rapids Municipal Code and in accordance with Sections 384.84 and 384.93 of the Code of Iowa.

Ms. Wilkinson had signed an Affidavit for Water and Sewer Service Line Installation agreeing to reimburse the Utilities Department - Water Division for the costs to install water and sewer service lines to her property. The total amount incurred by Utilities Department - Water Division was \$4,200 and Ms. Wilkinson agreed to pay \$87.20 on a monthly installment basis for 60 months at an interest rate of 9% per annum. Her minimum monthly payments are \$87.20. She has paid \$1,938 to date and is three months behind on her monthly installments. The total amount owing is \$2,852.78.

In addition, Ms. Wilkinson has not signed for water service at this property, but appears to be inhabiting the property.

Action / Recommendation: The Utilities Department – Water Division recommends that the Resolution for Intent to Assess the property at 1223 Rose Street SE for failure to make monthly installment payments be approved.

Alternative Recommendation (if applicable): The City Council could decide not to assess this property and not recover the reimbursement cost of \$2,852.78.

Time Sensitivity: None, routine item

Resolution Date: 11/05/13

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, the Utilities Department - Water Division incurred the costs to install water and sewer service lines for the property owner, Wendy Wilkinson, at 1223 Rose Street SE (legally described as Lot 19, Block 5, Vernon View, N33', Linn County, IA), and

WHEREAS, the property owner executed an Affidavit For Water and Sewer Service Line Installation, agreeing to reimburse the Utilities Department – Water Division for the costs incurred to install the water and sewer service lines to this property in monthly installment payments. The Affidavit was approved by City Council Resolution No. 1177-09-11 on September 13, 2011, and

WHEREAS, the property owner is behind on the monthly payments, and the total amount of \$2,852.78 is owing for the costs to install the water and sewer service lines to 1223 Rose Street SE, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a special assessment against the property, for the amount shown on the attached invoice, be made by the City Council on the 17th day of December, 2013 and notice was given by mailing to the owner of the property, 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 17, 2013.

Passed this 5th day of November, 2013.

Cedar Rapids Municipal Utilities
PO Box 3255 Cedar Rapids, IA 52406 - 3255
CUSTOMER SERVICE: 319-286-5900
SOLID WASTE/RECYCLING: 319-286-5897
Web Address: www.cedar-rapids.org/water

Customer : Wendy Wilkinson
Account # : 2437520023
Due Date : 11/18/2013
Amt Due : \$ 2,852.78

Page 1 Bill # 62

Int: KMICHA1

Account Summary

Previous Balance
\$ 332.00

Total Adjustments
\$ 0.00

Total Payments
-\$90.00

Current Charges
\$ 2,610.78

Current Activity

Service Address

Service Dates: 10/28/2013 - 10/28/2013

One Time Charge - Water

Balance due for the installation of water and sewer	\$0.00
service lines to 1223 Rose Street SE (reimbursement	\$0.00
to be paid in monthly installments - past due)	\$2,610.78

Payments

Applied to Account 10/07/2013	-\$90.00
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Cedar Rapids Municipal Utilities

PO Box 3255
Cedar Rapids, IA 52406 - 3255
CUSTOMER SERVICE: 319-286-5900
SOLID WASTE/RECYCLING: 319-286-5897

▲ DETACH HERE ▲

Account Number	Amount Due after Due Date	Amount Due By 11/18/2013
2437520023	\$ 2,981.16	\$ 2,852.78

Amount Paid _____

WENDY WILKINSON
PO BOX 8411
CEDAR RAPIDS IA 52408

Make Payable To:
CEDAR RAPIDS MUNICIPAL UTILITIES
PO BOX 3255
CEDAR RAPIDS, IA 52406 - 3255

☐ Check box for address/phone change, update on reverse

24375200230000285278000298116

PLEASE RETURN THIS PORTION WITH YOUR PAYMENT



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 Riviera Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$13,270. CIP/DID #47-13-002
- b. Accepting storm sewer in Riviera Second Addition – Phase 1 and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$19,938.50. CIP/DID #47-13-002
- c. Accepting Portland Cement Concrete pavement in Riviera Second Addition – Phase 1 (Breyer Street) and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$25,000. CIP/DID #47-13-002

Background:

This item includes acceptance of three (3) 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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): N/A

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Private development

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

Explanation (if necessary):

ENG
AUD FILE
FIN
RATHJE
MORRIS WOOD ENT
47-13-002
CRMFR# 12412

RESOLUTION NO.

WHEREAS, Rathje Construction Company has constructed sanitary sewer in Riviera Second Addition – Phase 1, 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 \$13,270 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 5th day of November, 2013.

ENG
AUD FILE
FIN
RATHJE
MORRIS WOOD ENT
47-13-002
CRMFR# 12412

RESOLUTION NO.

WHEREAS, Rathje Construction Company has constructed storm sewer in Riviera Second Addition – Phase 1, 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 \$19,938.50 covering said work, now therefore

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

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

Passed this 5th day of November, 2013.

RESOLUTION NO.

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$25,000 for Portland Cement Concrete pavement in Riviera Second Addition Phase 1 (Breyer Street), 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

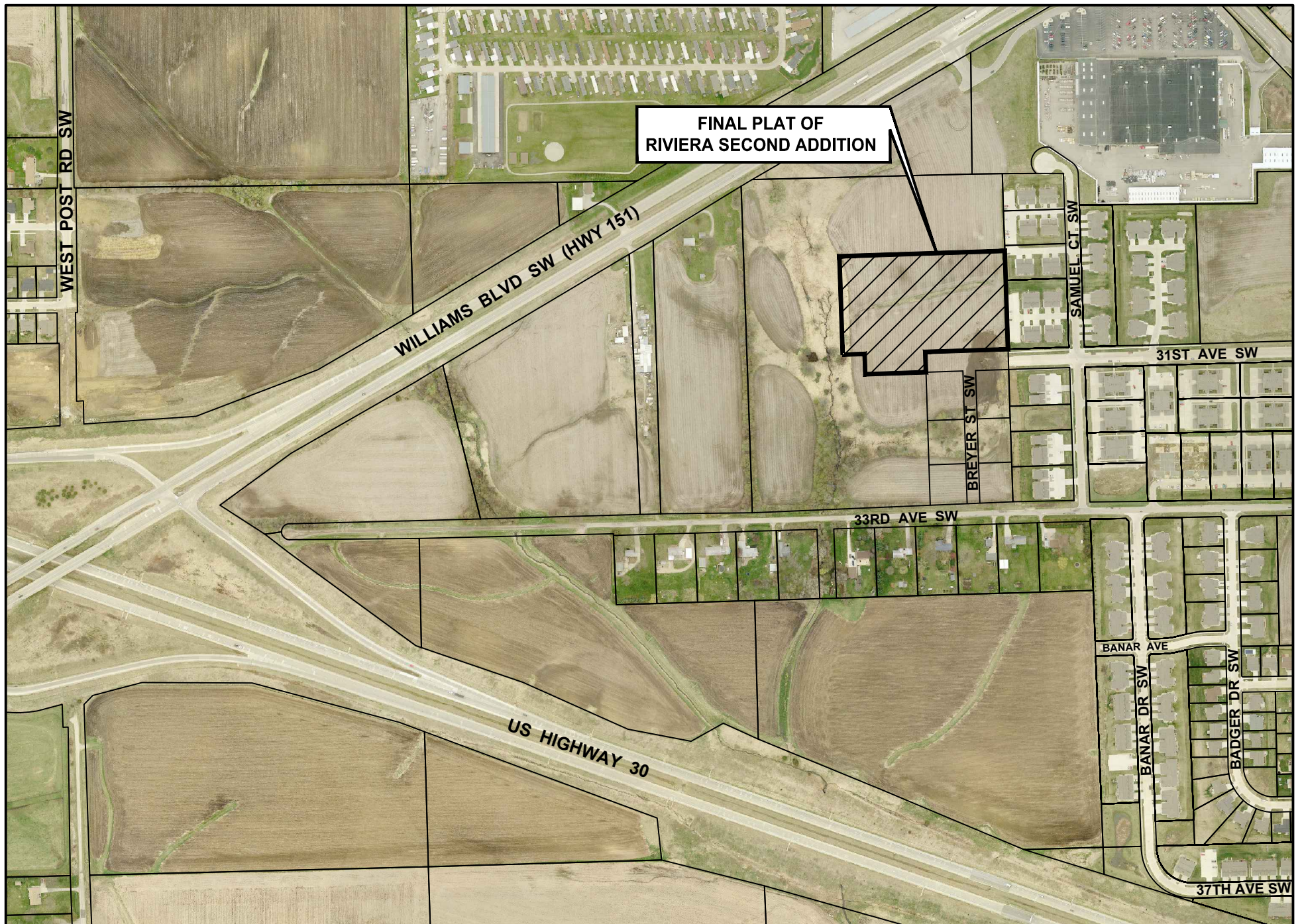
BE IT FURTHER RESOLVED that the 4acceptance of this street by the City of Cedar Rapids does not relieve Morris Wood Enterprises, LLC of the responsibility for:

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 5th day of November, 2013.



**Council Agenda Item Cover Sheet**☒ **Consent Agenda** ☐ **Regular Agenda****Council Meeting Date:** November 5, 2013**Submitting Department:** Utilities – Water**Presenter at meeting:** Steve Hershner **Phone:** 5281 **E-mail:** s.hershner@cedar-rapids.org**Alternate Contact:** Ken Russell **Phone:** 5926 **E-mail:** k.russell@cedar-rapids.org**Description of Agenda Item:** (insert same wording as used on agenda summary)

Resolutions accepting various subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

- a. Water system improvements installed in Country Ridge 2nd Addition and approving the 2-Year Maintenance Bond submitted by Bowker Mechanical Contractors, LLC in the amount of \$90,864, and reserving the right to re-inspect and require maintenance for the Public water system improvements until the remaining street construction is completed and final grade is established. CIP/DID #2010050-01

Background:

Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service.

The Developer, Midwest Development Company, was granted permission by the Water Division to install 8-inch water mains, services, and appurtenances in Country Ridge 2nd Addition (Project No. 2010050). The Contractor, Bowker Mechanical Contractors, LLC, has installed 1,787 feet of 8" and 463 feet of 12" DIP water main, services and appurtenances on Country Ridge Drive NW, Nature Ridge Drive NW and Prairie Walk Drive NW. The underground water utilities are completed; however, final street construction is proposed for some future date, and will require future water inspections.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action / Recommendation:

The Utilities Department – Water Division is recommending acceptance of the water system improvements installed for Country Ridge 2nd Addition (Project No. 2010050) and the Contractor's 2-Year Maintenance Bond (#54175177) submitted by Bowker Mechanical Contractors, LLC in the amount of \$90,864, and reserving the right to re-inspect and require maintenance for the Public water system improvements until the remaining street construction is completed and final grade is established.

Alternative Recommendation:

There is no alternative recommendation but an alternative action is to not accept this phase of the project. If this phase is not accepted, it cannot be closed out and the 2-Year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed this phase of the project.

Time Sensitivity: None, routine item**Resolution Date:** 11/05/13**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.

WHEREAS, the Developer, Midwest Development Company, was granted permission to install 1,787 feet of 8" and 463 feet of 12" DIP water main, services and appurtenances on Country Ridge Drive NW, Nature Ridge Drive NW and Prairie Walk Drive NW, all in COUNTRY RIDGE 2ND ADDITION (Project No. 2010050), to the City of Cedar Rapids by the Utilities Department – Water Division, and

WHEREAS, said work has now been completed and Bowker Mechanical Contractors, LLC, of Cedar Rapids, Iowa, as Principal has filed a 2-year Maintenance Bond (Bond No. 54175177) executed by United Fire & Casualty Company of Cedar Rapids, Iowa, as Surety in the sum of \$90,804 (Ninety Thousand Eight Hundred Sixty Four Dollars and 00/100) covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains and appurtenances installed in COUNTRY RIDGE 2ND ADDITION (Project No. 2010050) be hereby accepted, and

BE IT FURTHER RESOLVED that the City reserves the right to re-inspect and require maintenance for the Public water system improvements until the remaining street construction is completed and final grade is established, and

BE IT FURTHER RESOLVED that the 2-Year Maintenance Bond filed by Bowker Mechanical Contractors, LLC, as Principal and executed by United Fire & Casualty Company, as Surety be hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 2013

Submitting Department: Utilities – Water

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

Alternate Contact: Ken Russell **Phone:** 5926 **E-mail:** k.russell@cedar-rapids.org

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

Resolutions accepting various subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:

- a. Water system improvements installed in RL French 1st Addition and approving the 2-Year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$81,713. CIP/DID #2005036-01

Background:

Developers/Contractors are required to furnish and install water distribution systems to serve new developments. Upon completion of these public system improvements, a maintenance bond is required, covering the first two years in service.

The Developer, RL French Land Development, Inc., was granted permission by the Water Division to install 8-inch and 12-inch water mains, services and appurtenances in RL French 1st Addition (Project No. 2005036). The Contractor, Rathje Construction Co., has installed 1,279 feet of 12-inch and 1,540 feet of 8-inch water main on Kenworth Court SW.

The Water Division has inspected the referenced improvements and found them to be installed in accordance with the approved Plans and Specifications, and in good working condition.

Action / Recommendation:

The Utilities Department – Water Division is recommending acceptance of the water system improvements installed in RL French 1st Addition (Project No. 2005036) and the Contractor's 2-Year Maintenance Bond submitted by Rathje Construction Co. in the amount of \$81,713.

Alternative Recommendation:

There is no alternative recommendation but an alternative action is to not accept this phase of the project. If this phase is not accepted, it cannot be closed out and the 2-Year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has completed the project.

Time Sensitivity: None, routine item

Resolution Date: 11/05/13

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.

WHEREAS, the Developer, RL French Land Development, Inc., was granted permission to install 1,279 feet of 12-inch and 1,540 feet of 8-inch water mains, services and appurtenances on Kenworth Court SW, all in RL FRENCH 1ST ADDITION (Project No. 2005036), to the City of Cedar Rapids by the Utilities Department – Water Division, and

WHEREAS, said work has now been completed and Rathje Construction Co., Inc. of Marion, IA, as Principal, has filed a 2-Year Maintenance Bond executed by United Fire & Casualty Company, as Surety, in the sum of \$81,713 (Eighty One Thousand Seven Hundred Thirteen Dollars and No/100) covering said work, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the water mains, services, and appurtenances installed in RL FRENCH 1ST ADDITION (Project No. 2005036) be hereby accepted, and

BE IT FURTHER RESOLVED that the 2-Year Maintenance Bond submitted by Rathje Construction Co., Inc. as Principal and executed by United Fire & Casualty Company, as Surety be hereby approved and filed with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 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 Pirc-Tobin Construction, Inc. for the 24th Avenue and Otis Avenue SE (South of) from Blakely Boulevard to Cole Street Manhole Rehabilitation project (original contract amount was \$43,504.57; final contract amount is \$44,664.57). CIP/DID #655998-01

Background:

Construction has been substantially completed by Pirc-Tobin Construction, Inc. for the 24th Avenue and Otis Avenue SE (South of) from Blakely Boulevard to Cole Street Manhole Rehabilitation. This is an approved Capital Improvements Project (CIP No. 655998-01) with a final construction contract amount of \$44,664.57. 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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the 24th Avenue and Otis Avenue SE (South of) from Blakely Boulevard to Cole Street Manhole Rehabilitation project (Contract No. 655998-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated August 13, 2013 in the amount of \$42,004.57 covering said work filed by Pirc-Tobin Construction, Inc. and executed by Capitol Indemnity Corporation 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	\$42,004.57
Possible Incentive	1,500.00
Quantity Adjustment	<u>1,160.00</u>
Awarded Contract Amount	\$44,664.57

, 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 24th Avenue and Otis Avenue SE (South of) from Blakely Boulevard to Cole Street Manhole Rehabilitation project, (Contract No. 655998-01) be and the same is hereby accepted as being substantially completed.

The final contract price is \$44,664.57 distributed as follows: \$44,664.57 655-655000-655998, 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 5th day of November, 2013.



Cadd File Name: W:\PROJECTS\CI\PI611 (655)655998\655998 Council Map.dwg



**24TH AVENUE AND OTIS AVENUE SE (SOUTH OF)
FROM BLAKELY BOULEVARD TO COLE STREET
MANHOLE REHABILITATION PROJECT**



0 FEET 600

655998



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 \$34,773.96 to Ricklefs Excavating, Ltd. for the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project (original contract amount was \$706,176.50; final contract amount is \$695,479.14). CIP/DID #655996-05

Background:

Construction has been substantially completed by Ricklefs Excavating, Ltd. for the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project. This is an approved Capital Improvements Project (CIP No. 655996-05) with a final construction contract amount of \$695,479.14. 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 \$34,773.96.

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: November 5, 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):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project (Contract No. 655996-05), 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 \$675,176.50 covering said work filed by Ricklefs Excavating, Ltd. and executed by United Fire & Casualty 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	\$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

, 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 FY 2012 Sanitary Sewer Improvements Reconstruction Package #2 project, (Contract No. 655996-05) 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 \$34,773.96 to Ricklefs Excavating, Ltd. as final payment.

The final contract price is \$695,479.14 distributed as follows:

\$586,563.46	655-655000-65585-655996
\$108,915.68	625-625000-6252011046

, 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 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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 928 7th Street SW
- b. V&B Enterprises, L.C. for property at 1500 J Street SW
- c. V&B Enterprises, L.C. for property at 1510 J Street SW

Background:

The resolutions for City Council 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: November 5, 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 928 7TH 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 928 7th 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 August 17, 2013 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on August 27, 2013 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 5th Day of November, 2013

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH V&B ENTERPRISES L.C. FOR CITY-
OWNED PROPERTY AT 1500 J 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 1500 J 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 August 17, 2013 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on August 27, 2013 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 V&B Enterprises L.C.

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 5th Day of November, 2013

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH V&B ENTERPRISES L.C. FOR CITY-
OWNED PROPERTY AT 1510 J 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 1510 J 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 August 17, 2013 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on August 27, 2013 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 V&B Enterprises L.C.

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 5th Day of November, 2013

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 2013

Submitting Department: Utilities – Water

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

Alternate Contact: Ken Russell **Phone:** 5926 **E-mail:** k.russell@cedar-rapids.org

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

Resolution accepting the Repair of Water Service Lines for FY13 project, approving maintenance bond and authorizing final retainage payment in the amount of \$11,852.24 to Schrader Excavating & Grading Co. (original contract amount was \$235,000; the final contract amount is \$264,684.47). CIP/DID #521108-13

Note: Change Order No. 1 for a net increase of in the amount of \$29,681.47, to adjust for bid items based on the contract unit prices and to reflect the actual work completed though June 30, 2013, was approved by Resolution No.1604-10-13 on October 8, 2013.

Background:

Schrader Excavating & Grading Co. was awarded the contract for fiscal year 2013 for the repair of City-owned water service lines serving homes and businesses within Cedar Rapids. The work consists of repairing service lines, corporation stops, and resetting or relocating curb boxes within the public right-of-way. The contractor also performs the appurtenant work necessary to make a complete job, consisting of: pavement removal, excavation, sheet, brace and support the adjoining ground or structures where necessary, handle all drainage of groundwater; provide barricades, guards, and warning lights, flush and test the repair, repair sewer and drain lines disturbed by the repair, backfill and compact the excavation, restore the surface, remove and dispose of surplus excavated material, and perform final clean-up of the work site. The term of the contract was for the period of July 1, 2012 through June 30, 2013.

Each year we estimate the amount of service work that will be needed for the coming year. The estimates are based on a review and analysis of recent years' costs. Due to the nature of this type of work, it is difficult to anticipate the work that will be needed. Each work request is in response to unanticipated failures in equipment or materials, e.g. leaking service lines or broken stop boxes. One change order for a net increase of \$29,681.47 was executed and approved by Resolution No. 1604-10-13 on October 8, 2013.

The work for FY 2013 contract has been completed to the Water Division's satisfaction.

Action / Recommendation:

The Utilities Department – Water Division recommends that the City Council accept the project, the 2-Year maintenance bond submitted by Schrader Excavating & Grading Co. in the amount of \$264,681.47 and authorize the release of retainage in the amount of \$11,852.24, thirty days after acceptance in accordance with Iowa Code to close out this contract.

Alternative Recommendation:

There is no alternative recommendation but an alternative action is to not accept the project. If the project is not accepted, it cannot be closed out and the 2-year maintenance bond period cannot begin and the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: None, routine item

Resolution Date: 11/05/13

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

1. **Included in Current Year Budget.** Funded from FY13 Meter Shop operations budget and the general ledger coding is 521108-621-621005-62151.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY13 budget included \$235,000 and the actual total amount expended for this work is \$264,681.47.
3. **Purchasing Department used or Purchasing Guidelines followed:** Purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy

Applies ☒ **Exempt** ☐

Explanation: N/A

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation:

RESOLUTION NO.

WHEREAS, Schrader Excavating & Grading Co. has completed the contract work for the Repair of Water Service Lines for FY13 project (Contract No. 521108-13), and

WHEREAS, Change Order No. 1, for a net increase of \$29,681.47, adjusts the contract amount unit price bid items to reflect the actual completed work was approved by Resolution No. 1604-10-13 on October 8, 2013, and

WHEREAS, the work for the Repair of Water Service Lines for FY13 project has been completed to the Water Division's satisfaction and the Water Division staff recommends that the work completed under this Contract be hereby accepted, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that that the work completed under this Contract is hereby accepted, and the 2-Year Maintenance Bond (Bond No. 4387275) in the amount of \$264,681.47 (Two Hundred Sixty Four Thousand Six Hundred Eighty One Dollars and Forty-Seven Cents), submitted by Schrader Excavating & Grading Co., as Principal, and executed by SureTec Insurance Company, as Surety, be hereby approved and filed with the City Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director is hereby directed to make final payment for retainage in the amount of \$11,852.24 to Schrader Excavating & Grading Co. thirty days after acceptance by City Council in accord with Iowa State Code. The original contract amount was \$235,000 and the final contract amount is \$264,684.47. Funded from FY13 Meter Shop operations budget and coded to 521108-621-621005-62151.

Passed this 5th day of November, 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**
Resolution authorizing the installation of stop signs at the intersection of Thunderbird Road SE and Tomahawk Trail SE, stopping Thunderbird Road SE for Tomahawk Trail SE. CIP/DID #60-14-031

Background:

The City has received calls from concerned citizens about a sight issue at the intersection of Thunderbird Rodd and Tomahawk Trail SE. Upon review, the angle of the intersection, along with some of the street trees, creates inadequate sight distance at the intersection.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install stop signs at this intersection stopping Thunderbird Road SE for Tomahawk Trail SE.

Alternative Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 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 stop signs be established at the intersection of Thunderbird Road SE and Tomahawk Trail SE, such that Thunderbird Road SE stops for Tomahawk Trail SE,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that stop signs at the intersection of Thunderbird Road SE and Tomahawk Trail SE, stopping Thunderbird Road SE for Tomahawk Trail SE, be and the same is hereby approved.

Passed this 5th day of November, 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: Rob Davis, PE

Phone Number/Extension: 5808

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

Alternate Contact Person: Lee Tippe, PE

Phone Number/Extension: 5816

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

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** ☒ **No Map**

Resolution accepting work and fixing amount to be assessed for the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project. CIP/DID #301752-00

Background:

Construction has been completed by Rathje Construction Co. for the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project. This is a previously approved Capital Improvements Project (CIP No. 301752-00) with a final construction amount of \$2,010,929.18. Final amount proposed to be assessed to the benefited properties is \$116,670. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution to accept the work and fix the amount to be assessed for the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project, as the proposed final assessment amount is in accordance with previous City Council policy action adopted with the preliminary assessment.

Alternative to the Recommendation:

Change City policy, which would in turn lead to a higher city contribution, and in turn lower the assessments. The FY 2013 and previous years budgets do not include additional funds for higher city contributions than that with the adopted preliminary assessment methodology by City Council. This could be funded by deferring other approved road projects. But, doing so may create equity issues across other projects, which used the same assessment methodology, and thus create the need to re-visit and re-budget other recent and upcoming final assessments.

Time Sensitivity: Must be acted on by November 5, 2013 due to assessment schedule

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301752

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

RESOLUTION NO.

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on March 12, 2008, the City of Cedar Rapids, Iowa, entered into contract with Rathje Construction Co. of Marion, IA, for the construction of the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project (CIP No. 301752-00) within the City, as therein described, and

WHEREAS, said contractor has fully completed the construction of said improvements, known as the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project (CIP No. 301752-00) in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on October 23, 2013,

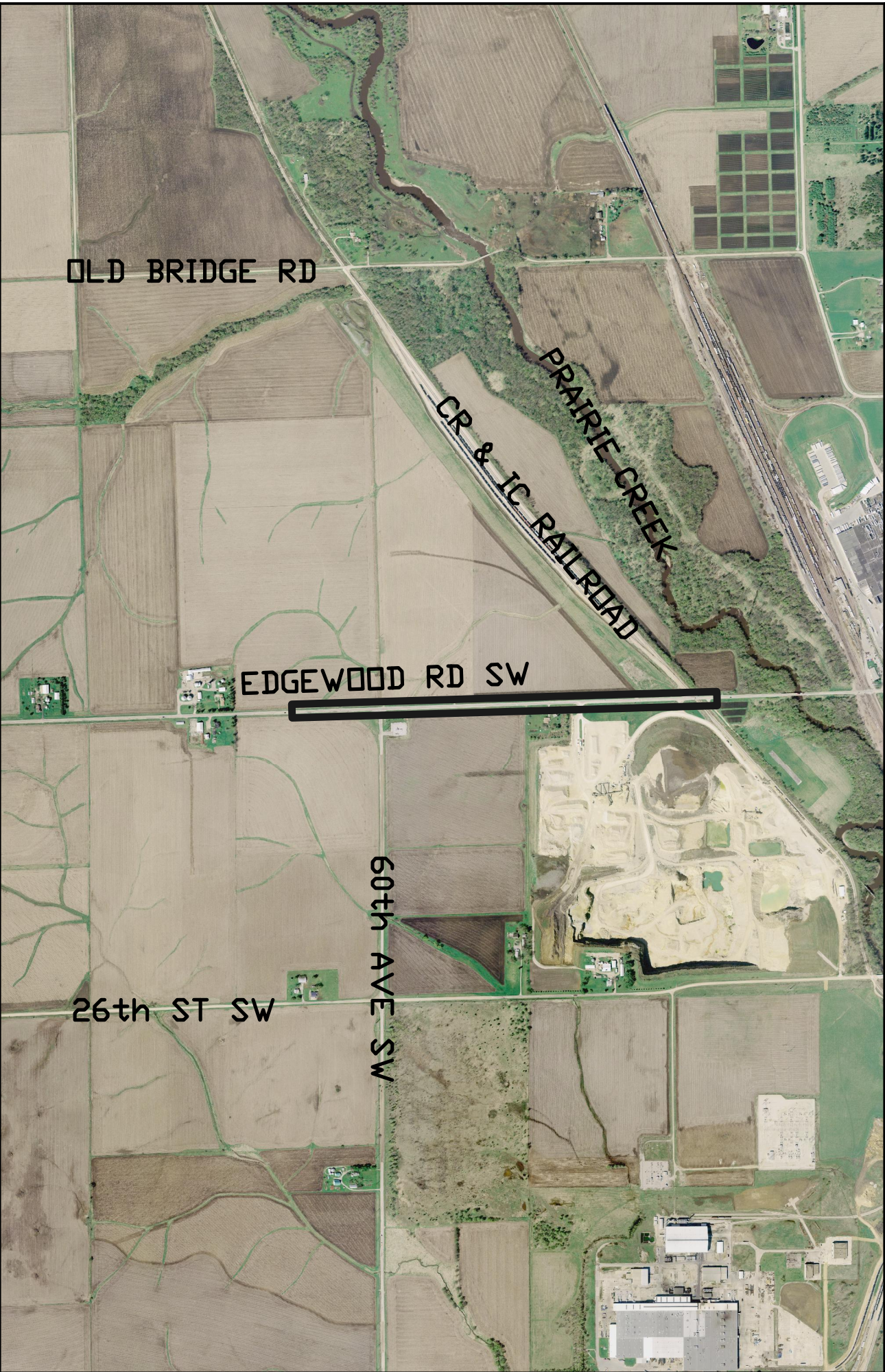
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA:

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been fully completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be \$2,010,929.18.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be \$2,166,989.18.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the Edgewood Road SW from South of CRANDIC RR to South of 60th Avenue, Pavement Reconstruction project (CIP No. 301752-00) together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefore, and \$116,670 of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.

PASSED AND APPROVED this 5th day of November, 2013.



SCALE: NONE

EDGEWOOD RD SW RECONSTRUCTION
FROM 825 FEET SOUTH OF 60th AVENUE
TO SOUTH OF WENDLING QUARRY DR



CEDAR RAPIDS
City Of Five Seasons

301752



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rob Davis, PE

Phone Number/Extension: 5808

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

Alternate Contact Person: Glenn Vosatka, PE

Phone Number/Extension: 5821

E-mail Address: g.vosatka@cedar-rapids.org

Description of Agenda Item:

☒ **Consent Agenda**

☐ **Regular Agenda**

☒ **No Map**

Resolution accepting work and fixing amount to be assessed for the Edgewood Road SW from Bayberry Drive SW to 33rd Avenue SW Sidewalk Extension project. CIP/DID #301473-00

Background:

Construction has been substantially completed by Eastern Iowa Excavating & Concrete, LLC to the point where assessments can be levied. This is a previously approved Capital Improvements Project (CIP No. 301473) with a construction amount of \$48,322. The preliminary assessment amount of \$15,291 was approved by City Council on August 14, 2012. Final amount proposed to be assessed to the benefited properties is \$15,291. The Public Works Department has inspected the work completed to date and determined the work to be in substantial conformance with the contract requirements.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution to accept the work completed to date and fix the amount to be assessed.

Alternative to the Recommendation:

Revise the current policy from a 50/50 contribution program to something with a higher city contribution, and in turn lower the assessments. The FY14 budget does not include additional funds for contributions, so funding source would have to be identified if the Council wants to pursue.

Time Sensitivity: Must be acted on by November 5, 2013 due to assessment schedule per State code timeline.

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301473

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on May 14, 2013, the City of Cedar Rapids, Iowa, entered into contract with Eastern Iowa Excavating & Concrete, LLC of Cascade, IA, for the construction of the Edgewood Road SW from Bayberry Drive SW to 33rd Avenue SW Sidewalk Extension (CIP No. 301473-00) within the City, as therein described; and

WHEREAS, said contractor has completed the construction of said improvements, known as the Edgewood Road SW from Bayberry Drive SW to 33rd Avenue SW Sidewalk Extension project in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on October 23, 2013:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA:

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be \$48,322.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be \$66,102.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the Edgewood Road SW from Bayberry Drive SW to 33rd Avenue SW Sidewalk Extension (CIP No. 301473-00) together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefor, and \$15,291 of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.

PASSED AND APPROVED this 5th day of November, 2013.





Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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: Jennifer Pratt

Phone Number/Ext: 319 286-5047

Email: j.pratt@cedar-rapids.org

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

Resolution adopting the boundaries of the Ellis Boulevard Corridor Viable Business District. **(FLOOD)**. CIP/DID #765429

Background:

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

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

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

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

This is similar to the action recently taken in June 2013 to create a Kingston Viable Business District, and in September 2013 to create First Street Corridor Viable Business District.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Table the resolution and request additional information.

Time Sensitivity:

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

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☐ N/A ☒

Explanation: No goods or services are being purchased.

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

Explanation (if necessary):

Ellis Boulevard Viable Business Corridor



Legend

- Ellis Viable Business Corridor Boundary
 Construction Study Area
 100 -Year Floodplain

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

RESOLUTION NO.

RESOLUTION ADOPTING THE BOUNDARIES OF THE
ELLIS BOULEVARD CORRIDOR VIABLE BUSINESS DISTRICT

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

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

WHEREAS, an Ellis Boulevard Plan has been adopted by the City Council in order to further the goals of creating and sustaining a vibrant neighborhood; and

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

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




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

Passed this 5th day of November, 2013.

Ellis Boulevard Viable Business Corridor



Legend

-  Ellis Viable Business Corridor Boundary
-  Construction Study Area
-  100 -Year Floodplain

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

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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**

Resolution approving coordination of services with the Medical Self-Supported Municipal Improvement District. CIP/DID #665560

Background:

The Medical SSMID Commission has worked with City staff to clarify the roles and responsibilities each has for services, improvements and maintenance within the boundaries of the Medical Self-Supported Municipal Improvement District (Medical SSMID). Based on these discussions, staff is proposing the following exchange of services to increase efficiency and effectiveness of services through this coordinated effort.

1. Standard City services to be shifted to Medical Q SSMID responsibility:
 - Purchase and replace dead trees: fertilize and water after planting until well-established.
2. Replacement services to be provided by City:
 - Empty eight (8) on-street trash receptacles along 10th Street SE, once per week.
 - Provide water via hydrant meter at a cost of installation/rental fee (approximately \$2,500 per year) with no additional water usage charge or use of existing Downtown District water service at no cost for service or usage.

This is not an exhaustive list of City services, but intended to identify two opportunities for coordination of service. City staff will continue to work with the Medical SSMID and bring any additional proposals to City Council for consideration in the future.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Table and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

RESOLUTION NO.

WHEREAS, the Medical Self-Supported Municipal Improvement District (Medical SSMID) Commission was appointed in January 2012, following formation of the SSMID district, which was petitioned by property owners within the district who felt creation of the district, would greatly improve the neighborhood; and

WHEREAS, the Medical SSMID Commission and the City of Cedar Rapids now wish to clarify the roles and responsibilities each has for services, improvements and maintenance within the boundaries of the district; and

WHEREAS, the City of Cedar Rapids provides certain standard services to all areas of Cedar Rapids and wishes to provide fair and equitable services of the same value within the Medical SSMID; and

WHEREAS, the Medical SSMID Commission intends to use financial resources derived from SSMID tax revenues and other contributions to the SSMID to provide additional services beyond the standard City services within Medical SSMID, but also may be able to provide some of the City's standard services more efficiently and effectively on its own or through contracted services; and

WHEREAS, the City of Cedar Rapids and the Medical SSMID believe that taxpayers of Cedar Rapids and within the Medical SSMID should benefit from any such efficiencies that can be gained through the cooperation and coordination of these two entities; and

WHEREAS, the roles and responsibilities detailed on Attachment A represent those areas in which there is clear interest and understanding but is not intended to represent an all-inclusive list of either the City's standard services or the Medical SSMID's enhanced services; and

WHEREAS, the City of Cedar Rapids and the Medical SSMID will continue looking for additional ways to partner on district services that will benefit taxpayers and improve the district, and may choose by mutual agreement to update Attachment A to reflect additional services;

NOW THEREFORE be it resolved by the City Council of the City of Cedar Rapids, Iowa, that the Mayor and the City Clerk are hereby authorized to execute the Memorandum of Agreement between the City of Cedar Rapids and the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission.

Passed this 5th day of November, 2013.

Attachment A

Focus	Standard City-provided services	Standard City services to be shifted to SSMID responsibility	Replacement services to be provided by the City	Services SSMID will pay City or private contractor to provide
Streetscape & Sidewalks	Repair tripping hazards on sidewalks (milling and patching) as reported			Repair damaged decorative bricks in streetscape projects
				Remove snow from on and around streetscape furniture, crosswalks and problem areas
Decorative Light Poles	Repair and maintain decorative lights			
	Pay electric expenses for all street lighting located on streetscape light poles			
	Develop lighting replacement plan to replace burnt-out bulbs once per month with consistent lighting scheme.			
Trees	Prune street trees of dead limbs and for traffic (vehicular and pedestrian) impediments or utility infringements	Purchase and replace dead trees; fertilize and water after planting until well-established		
Benches				Power wash, ongoing maintenance of sanding/staining/sealing
				Repair and/or replace
Trashcans			Empty night (8) on-street trash receptacles along 10th Street SE, once per week	Clean, repaint, repair and/or replace
Streets	Snow removal, snow and ice control, anti-icing chemical application			
	Street sweeping (at what time interval?)			
	Repaint pavement markings (center lines, lane lines, stop lines, legends, bike lanes and parking lines) at least once per year			
Planters			Provide water via hydrant meter at cost of installation/rental fee (approx. \$2,500 per year) with no additional water usage charge OR use of existing Downtown District water service at no cost for service or usage.	Water planters 2-3 times per week and trees as needed; prep bowls/beds spring and fall, maintain plants and soil, pay for flowers

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: City Manager's Office

Presenter at meeting: consent

Phone Number/Ext:

Email:

Alternate Contact Person: John Riggs

Phone Number/Ext: 286-5981

Email: j.riggs@cedar-rapids.org

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

Resolution authorizing the abatement and demolition of one commercial parcel under the Community Development Block Grant Program **(FLOOD)**.

Background:

In June 2011, Council authorized the abatement and demolition of CDBG acquired commercial properties. The City continues to acquire commercial properties through the program. Staff requests permission to proceed with the abatement and demolition of the 1 property listed below.

GPN	Address	Formerly Known As	Floodplain	MA	Rating
142917800800000	720 1 st Ave NW	Ajram Furniture	500	NR	1

After acquisition, Code Enforcement completed initial assessments of each parcel and assigned a number from 0-3 to rate the condition of the structures with 3 being the most significant damage.

Action / Recommendation:

Adoption of attached resolution

Alternative Recommendation:

Request more information.

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

Greenway Area – 330-330620-18518-3306200001

Construction Area – 330-330620-18515-3306200002

Neighborhood Area – 330-330620-18515-3306200003

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

Recommended by Council Committee

Yes ☒

No ☐

N/A ☐

Explanation (if necessary):

CM
BSD
CD
ENG
377545
3302500001
3302500002
3302500003
330250-01
330250-02
330250-03

RESOLUTION NO.

WHEREAS, the City signed a three (3) year contract dated November 4, 2009 for a Community Development Block Grant (CDBG) award for the voluntary property acquisition and demolition of flood-damaged properties; and

WHEREAS, the City of Cedar Rapids CDBG contract terminates November 29, 2014 that requires the City to complete acquisition and demolition of properties registered in the program; and

WHEREAS, Building Services Division performs evaluations assessing each acquired commercial property with a damage rating from 0-3 with 3 being the most significant damage; and

WHEREAS, the City of Cedar Rapids Council passed resolution number 0837-06-11 directing staff to proceed with abatement and demolition of commercial properties acquired through the CDBG Voluntary Acquisition Program; and

WHEREAS, one commercial property has been acquired,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, to authorize the City Manager, or his designee, to proceed with abatement and demolition for the list of properties in Exhibit A.

Passed this 5th day of November, 2013.

Exhibit A

GPN	Address	Formerly Known As	Floodplain	MA	Rating
142917800800000	720 1 st Ave NW	Ajram Furniture	500	NR	1



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Amendment No. 4 to renew Contract for Auto Parts Program with Sadler Power Train for Fleet Services for an estimated annual amount of \$105,000 (original contract amount was \$250,000; renewal contract amount is \$105,000). CIP/DID #0909-060

Background:

Sadler Power Train was awarded the contract in 2009 for the purchase and delivery of auto parts on an as-needed basis for Fleet Services. This renewal is for the contract period December 1, 2013 through November 30, 2014. This is the final year of the contract; this service will be re-bid in 2014.

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 071-071000

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Fleet Services Division and Sadler Power Train are parties to a Contract for the purchase and delivery of auto parts on an as-needed basis; and

WHEREAS, the City desires to renew the Contract with Sadler Power Train for the contract period December 1, 2013 through November 30, 2014; and

WHEREAS, this is the final year for the contract; no renewal options remain and this service will be re-bid in 2014; and

WHEREAS, the estimated annual cost of this Contract is \$105,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 4 with Sadler Power Train as described herein.

Passed this 5th day of November 2013.



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan

Phone Number/Ext: 5860

Email: d.hogan@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Amendment No. 4 to renew Contract for Auto Parts Program with Carquest Auto Parts for Fleet Services for an estimated annual amount of \$100,000 (original contract amount was \$250,000; renewal contract amount is \$100,000). CIP/DID #0909-060

Background:

Carquest Auto Parts was awarded the contract in 2009 for the purchase and delivery of auto parts on an as-needed basis for Fleet Services. This renewal is for the contract period December 1, 2013 through November 30, 2014. This is the final year of the contract; this service will be re-bid in 2014.

The City receives a discount of between 8-66% off list price.

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 071-071000

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Fleet Services Division and Carquest Auto Parts are parties to a Contract for the purchase and delivery of auto parts on an as-needed basis; and

WHEREAS, the City desires to renew the Contract with Carquest Auto Parts for the contract period December 1, 2013 through November 30, 2014; and

WHEREAS, this is the final year for the contract; no renewal options remain and this service will be re-bid in 2014; and

WHEREAS, the City receives between a discount off list price between 8-66%; and

WHEREAS, the estimated annual cost of this Contract is \$100,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute Amendment No. 4 with Carquest Auto Parts as described herein.

Passed this 5th day of November 2013.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Carper

Phone Number/Extension: 5258

E-mail Address: d.carper@cedar-rapids.org

Alternate Contact Person: Chief Mark English

Phone Number/Extension: 5220

E-mail Address: m.english@cedar-rapids.org

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

Resolution authorizing execution of Amendment No. 2 to the Professional Services Agreement with Ryan Companies US, Inc. specifying an increased amount not to exceed \$14,956 and a release of contingency of \$17,909 for construction management services in connection with the Fire Station #3 project (original contract price was \$165,044; total contract price with this amendment is \$180,000). CIP/DID #308141-10

Background:

In February 2012 the City of Cedar Rapids purchased approximately 2.25 acres at the northwest quadrant of Crestwood Drive NW and Edgewood Road NW in Cedar Rapids, Iowa.

In April 2012 a Phase 1 Environmental Site Assessment Report was completed and determined the potential of wetlands on site. The Assessment recommended that a full delineation be performed to determine if classified wetlands were contained on the property, and, if so, the extent and boundaries of those wetlands. The Wetland Delineation Report was completed and determined .56 acres of wetlands existed on the site that needed permitting.

Between August 2012 and January 2013 Ryan Companies explored wetland banking options and no less than ten mitigation sites. The Army Corps of Engineers determined that there were no banking options available in November 2012. Of the ten mitigation sites, two were determined to be the most feasible and Ryan explored acquisitions though agreements were not reached.

In February 2013 Ryan Companies was notified that banking options were now available through the Army Corps of Engineers. The City of Cedar Rapids then requested Ryan Companies to work with Snyder and Associates to submit a new Section 404 Permit.

All of the above work was additional services.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of an amendment with Ryan Companies US, Inc. in an amount not to exceed \$14,956 and a release of contingency of \$17,909 for construction management services in connection with the Fire Station #3 project.

Alternative Recommendation:

1. Request more information before executing the Professional Service Agreement Amendment.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): I-JOBS reimbursable

Local Preference Policy: Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Ryan Companies US, Inc. to provide construction management services for the Fire Station #3 project (CIP 308141-10), and

WHEREAS, the Public Works Director / City Engineer recommends to amend the scope of services as indicated in the original agreement, and

WHEREAS, the inclusion of the below provisions are retroactive to the original contract date of November 23, 2010 and can be utilized on any billing after November 23, 2010, and

WHEREAS, the following provisions shall be added to the scope of services;

Ryan Companies US, Inc. shall evaluate up to three (3) potential sites and provide recommendation to Stakeholders and provide management and coordination for mitigation of existing wetlands on the selected site, and

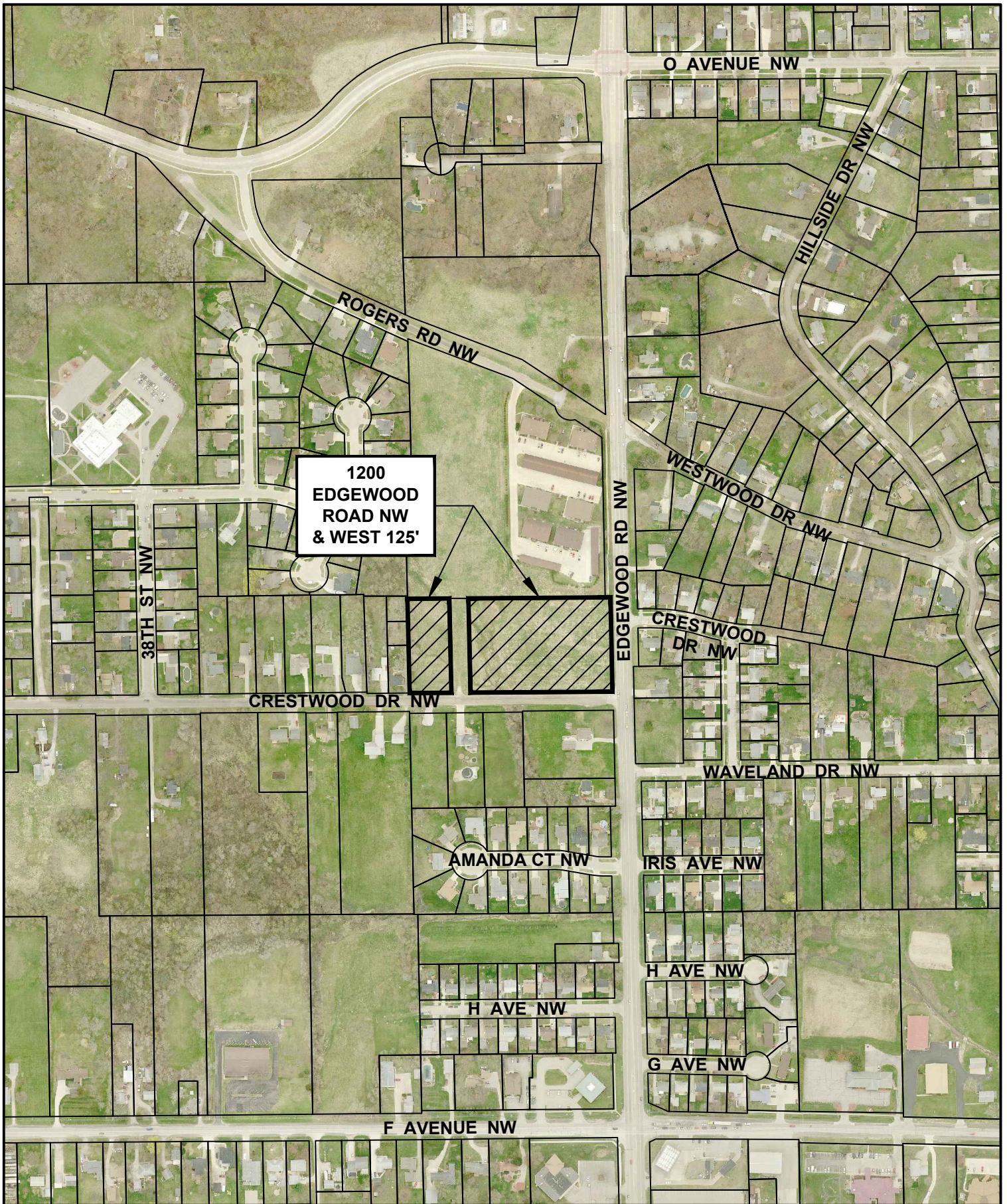
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 2 to the engineering consultant agreement with Ryan Companies US, Inc. in the amount of \$14,956 and release \$17,909 of the contingency amount for the Fire Station #3 308141-10. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$165,044
Amendment No. 1	\$0.00
Amendment No. 2	\$14,956
	<hr/>
Amended Contract Amount	\$180,000

General ledger coding for this amendment to be as follows:

Fund 308, Dept ID 308000 Project 308141	\$14,956
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Passed this 5th day of November, 2013



FIRE STATION NUMBER 3
1200 EDGEWOOD ROAD AND WEST 125'



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Jon Resler

Phone Number/Ext: X5155

Email: j.resler@cedar-rapids.org

Description of Agenda Item:

Amendment No. 1 to renew Agreement for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division with General Traffic Controls, Inc. for an annual amount not to exceed \$75,000 (Original contract amount was \$75,000; renewal amount is \$75,000). CIP/DID #0912-072

Background:

Bids were solicited in 2012 on behalf of the Traffic Engineering Division for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets with six (6) bids submitted. Award was made to General Traffic Controls, Inc. as the lowest bidder for an initial agreement period of November 14, 2012 through November 30, 2013.

Amendment No. 1 is to renew the Agreement for the period of December 1, 2013 through November 30, 2014 with three (3) one-year renewal options remaining. Total annual purchases are not to exceed \$75,000 budgeted in GL account #306-124285-306994.

Action / Recommendation:

Resolution authorizing execution of Amendment No. 1 to Agreement for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for a total annual amount not to exceed \$75,000.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 306-124285-306994

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference applied when bid was awarded but there was no local bidder.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division solicited bids in 2012 to establish contract pricing for the purchase and delivery of Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division; and

WHEREAS, responses were received from six (6) suppliers; and

WHEREAS, the Traffic Engineering Division made the award to General Traffic Controls, Inc. for the initial period of November 14, 2012 to November 30, 2013; and

WHEREAS, Amendment No. 1 renews the Agreement for the period of December 1, 2013 to November 30, 2014 with three one-year renewal options remaining; and

WHEREAS, the total annual amount will not exceed \$75,000 from the Traffic Engineering 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 with General Traffic Controls, Inc. as described herein.

Passed this 5th day of November, 2013

**Council Agenda Item Cover Sheet****Council Meeting Date:** 11-05-13**Submitting Department:** Finance-Purchasing Services Division**Presenter at meeting:** consent**Phone Number/Ext:****Email:****Alternate Contact Person:** John Riggs**Phone Number/Ext:** x5981**Email:** j.riggs@cedar-rapids.org**Description of Agenda Item:**

Amendment No. 1 to contract for Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project with D.W. Zinser Company to reflect a discovery item and accepting project and performance bond and authorizing issuance of payment in the amount of \$6,583.90 (original contract amount was \$131,178; final contract amount is \$131,678) (**FLOOD**). CIP/DID #0613-289

Background:

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for seventeen (17) flood damaged parcels consisting of 13 main structures and 10 accessory structures, all funded through the Community Development Block Grant (CDBG) Program. Payment for environmental remediation and demolition services rendered shall be based on a firm fixed price basis.

The construction contract work on the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels (Contract No. 0613-289), has now been substantially completed in accordance with the approved specifications.

Discovery Item: During the demolition process of 920 6th Street SW (GPN 142947600200000), a cistern was discovered. The cost to remove the cistern is \$500.

Summary of contract:

Original Contract	131,178	Resolution #1432-08-13
Amendment No. 1	500	To reflect cost of discovery item
Total	131,678	Final Project Cost

Action / Recommendation:

That the City Manager and the City Clerk be authorized to sign Amendment No. 1 that a sum of \$6,583.90 be issued to D.W. Zinser Company as final payment of amounts retained on work completed.

Alternative Recommendation: None**Time Sensitivity:****Resolution Date:** 11-05-13

Estimated Presentation Time: consent

Budget Information (if applicable): Federally Funded - CDBG

Structures in the Greenway Area: 3306200001,

Structures in the Construction Study Area: 3306200002

Structures in the Neighborhood Revitalization Area: 3306200003

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Federal Funds - CDBG

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and D.W. Zinser Company are parties to a Contract for Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels, authorized by Resolution No. 1432-08-13; and

WHEREAS, construction contract work has been substantially completed on the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels (Contract No. 0613-289) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$131,678 and funding for these services is covered under the flood related budgets, the GL coding is Structures in the Greenway Area: 3306200001, Structures in the Construction Study Area: 3306200002 and Structures in the Neighborhood Revitalization Area: 3306200003; and

WHEREAS, a Performance Bond, dated August 29, 2013 in the amount of \$131,178 covering said work filed by D.W. Zinser Company and executed by North American Specialty Insurance Company provides a two-year correction period for defects in materials and workmanship.

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

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 1 with D.W. Zinser Company for Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels (Contract No. 0613-289) to reflect a discovery item. A cost summary of the contract changes for this project is as follows:

Original Contract	131,178	Resolution #1432-08-13
Amendment No. 1	500	To reflect cost of discovery item
Total	131,678	Final Project Cost

AND BE IT FURTHER RESOLVED that based on the Flood Recovery Program Manager's recommendation, the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels, (0613-289) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$6,583.90 to D.W. Zinser Company; and

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

Passed this 5th day of November 2013.

**Council Agenda Item Cover Sheet****Council Meeting Date:** 11-05-13**Submitting Department:** Finance-Purchasing Services Division**Presenter at meeting:** consent**Phone Number/Ext:****Email:****Alternate Contact Person:** John Riggs**Phone Number/Ext:** x5981**Email:** j.riggs@cedar-rapids.org**Description of Agenda Item:**

Amendment No. 4 to contract for Utility Disconnect Services for Flood Damaged Structures project with BWC Excavating, LC to reflect the difference between the estimated quantities and actual quantities and accepting maintenance bond and authorizing issuance of payment in the amount of \$1,414.50 (original contract amount was \$13,591.51; final contract amount is \$45,031.74) (**FLOOD**). CIP/DID #1011-070F

Background:

The Work to be performed under this project is to provide all-inclusive utility disconnect services for sixteen (16) flood damaged structures prior to demolition. Funding is through FEMA. Payment for disconnect services rendered shall be based on the firm fixed unit prices for the actual quantities during the disconnect process.

Contract increased due to actual quantities greater than the estimated quantities.

Summary of contract:

#1011-070F - FEMA		
Original Contract	13,591.51	Resolution No. 1600-12-11
Amendment No. 1	8,000.00	Resolution No. 1274-08-12
Amendment No. 2	17,088.04	Resolution No. 0065-01-13
Amendment No. 3	0	To extend term of contract
Amendment No. 4	6,352.19	To reflect difference between estimated and actual quantities
Total	\$ 45,031.74	Final Project Cost

The construction contract work on the Utility Disconnect Services for Flood Damaged Structures (Contract No. 1011-070F), has now been substantially completed in accordance with the approved specifications.

Action / Recommendation:

That the City Manager and the City Clerk be authorized to sign Amendment No. 4 in the amount of \$6,352.19 and that a sum of \$1,414.50 be issued to BWC Excavating, LC as final payment of amounts retained on work completed.

Alternative Recommendation: None

Time Sensitivity:

Resolution Date: 11-05-13

Estimated Presentation Time: consent

Budget Information (if applicable): Federally Funded – FEMA – various project worksheets

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Federal Funds - FEMA

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

Explanation (if necessary):

PUR
BSD
CLK
FIN
AUD FILE
BWC
1011-070
1011-070F
377545

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa and BWC Excavating, LC are parties to a Contract for Utility Disconnect Services For Flood Damaged Structures, authorized by Resolution No. 1600-12-11; and

WHEREAS, construction contract work has been substantially completed on the Utility Disconnect Services For Flood Damaged Structures (Contract No. 1011-070F) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$45,031.74 and funding for these services is covered under the flood related budgets; and

WHEREAS, a Maintenance Bond, dated October 14, 2013 in the amount of \$45,031.74 covering said work filed by BWC Excavating LC and executed by North American Specialty Insurance 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 Maintenance Bond commences on this date; and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized to sign Amendment No. 4 with BWC Excavating, LC for Utility Disconnect Services For Flood Damaged Structures (Contract No. 1011-070F) to reflect the difference between the estimated quantities and the actual quantities. A cost summary of the contract changes for this project is as follows:

#1011-070 - FEMA		
Original Contract	13,591.51	Resolution No. 1600-12-11
Amendment No. 1	8,000.00	Resolution No. 1274-08-12
Amendment No. 2	17,088.04	Resolution No. 0065-01-13
Amendment No. 3	0	To extend term of contract
Amendment No. 4	6,352.19	To reflect difference between estimated and actual quantities
Total	45,031.74	Final Project Cost

AND BE IT FURTHER RESOLVED that based on the Flood Recovery Program Manager's recommendation, the Utility Disconnect Services For Flood Damaged Structures, (1011-070F) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids is authorized and directed to issue final payment for the sum of \$1,414.50 to BWC Excavating, LC; and

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

Passed this 5th day of November 2013.

Council Agenda Item Cover Sheet

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

Council Meeting Date: November 5, 2013

Submitting Department: Utilities Department – Water Pollution Control Facility

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:

Amend Resolution No. 1478-09-13 to correct the contract dollar amount to \$557,702.76 for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project with Advance Builders Corp, (original contract amount was \$532,000; total contract amount with this amendment is \$557,702.76.) CIP/DID #615190-02

Background:

Resolution No. 1478-09-13 authorized the execution of a Change Order No. 1 in the amount of \$25,702.76 with Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project for a total contract amount of \$577,702.76; **the correct contract amount should be \$557,702.76.**

This amendment to Resolution No. 1478-09-13 does not change the change order amount with Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project; it is to reflect that the correct contract amount is \$557,702.76.

Action / Recommendation:

The Utilities Department – Water Pollution Control Facility recommends adopting the resolution amending Resolution No. 1478-09-13 to correct the amended contract amount to \$557,702.76.

Time Sensitivity: 11-5-13

Resolution Date: 11-5-13

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

1. **Included in Current Budget Year:** Yes, funding for these improvements has been included in the CIP budgets for FY12 and FY13. Project costs will be coded to 925-553000-615-615000-X-X-615190. The work also includes a roof repairs related to an earlier incinerator fire that should be covered by insurance.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total capital cost budgeted for this work in the WPC Capital Budgets for FY12 and FY13 is \$475,000. The total actual capital cost for the entire project is estimated at \$588,000. Some funding will also be available from an anticipated insurance settlement. Additional funds will be provided from CIP reserves, as needed. The anticipated completion date for these improvements is June 2013.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project.

Local Preference Policy

Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary): N/A

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Pollution Control Division needs to amend Resolution No. 1478-09-13 passed on the 10th day of September, 2013. This resolution approved Change Order No. 1 in the amount of \$25,702.76 with an amended contract amount of \$577,702.76 to Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project, and

WHEREAS, the amended contract amount was for \$577,702.76, and the correct amount should be \$557,702.76, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1478-09-13 be amended to reflect the correct contract dollar amount of \$557,702.76 to the contract with Advance Builders Corp for the 2012 Roof Replacement Solids Dewatering & Incinerator Bldg. and Operations Building Project (Contract No. 615190-02). The original contract amount was \$532,000 and the total contract amount with this amendment is \$557,702.76.

Passed this 5th day of November, 2013.



31h

Council Agenda Item Cover Sheet☒ **Consent Agenda** ☐ **Regular Agenda****Council Meeting Date:** November 5, 2013**Submitting Department:** Utilities Department – Water Pollution Control Facility**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:**

Amend Resolution No. 1479-09-13 to correct Resolution dollar amounts (correct Change Order No. 1 dollar amount to \$30,541.44 and correct total contract amount to \$1,349,541.44) for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project with WRH, Inc. (original contract amount was \$1,319,000 and the total contract amount with this amendment is \$1,349,541.44). CIP/DID #3303100093-02

Background:

Resolution No. 1479-09-13 authorized the execution of Change Order No. 1 with WRH, Inc. in an amount of \$50,541.44 and an amended contract amount of \$1,369,541.44 for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project. **This amended resolution is to correct dollar amounts; the correct change order amount is \$30,541.44 and the total contract amount is \$1,349,541.44.**

Change Order No. 1 had the correct dollar amounts, the resolution had the wrong dollar amounts, and this resolution is to correct the change order amount and the total contract amount for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project with WRH, Inc.

Action / Recommendation:

The Utilities Department – Water Pollution Control Facility recommends adopting the resolution amending Resolution No. 1479-09-13 to correct the dollar amounts (the change order amount to \$30,541.44 and the contract amount to \$1,349,541.44).

Time Sensitivity: 11-5-13**Resolution Date:** 11-5-13**Estimated Presentation Time:** 0 Minute(s)**Budget Information (if applicable):**

1. **Included in Current Budget Year:** Yes, funding for the WPCF Return Sewer Pump Station project is included in FY13 and FY14 Flood Budgets. Project costs will be coded to 553000-330-330310-18513-WPF007. The project is being funded by FEMA.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total project cost including engineering design and construction services for the project is anticipated to be \$1,900,000.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project.

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

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Pollution Control Division needs to amend Resolution No. 1479-09-13 passed on the 10th day of September, 2013. This resolution approved Change Order No. 1 in the amount of \$50,541.44 and the amended contract amount of \$1,369,541.44 for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project with WRH, Inc., and

WHEREAS, the dollar amounts were wrong on the Resolution approving Change Order No. 1; the correct change order amount should be \$30,541.44 and the correct total contract amount should be \$1,349,541.44, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1479-09-13 be amended to reflect the correct dollar amount of \$30,541.44 on Change Order No. 1, and the correct total dollar amount of \$1,349,541.44 on the contract with WRH, Inc. for the Water Pollution Control Facility Return Sewer Pump Station, Bid Package 1 – Civil/Structural Public Improvement Project (Contract No. 3303100093-02.) The original contract amount was \$1,319,000 and the total contract amount with this amendment is \$1,349,541.44.

Passed this 5th day of November, 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** ☒ **Map**

Authorizing Change Order No. 3 in the amount of \$44,364.41 with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II project (original contract amount was \$941,580.60; total contract amount with this amendment is \$1,006,588.41). CIP/DID #2011025-03

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. Portland Cement Concrete sidewalk has increased because all of the replacement shown on the plans was not included for the contract quantities. Geogrid was added because soil conditions were poor and there was not any geogrid on the bid for subgrade corrections.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Rathje Construction Company.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☒ Exempt ☐

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

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2011025-03

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 \$44,364.41 with Rathje Construction Company for the Bever-Linden-Blake SE Area Water Main Improvements – Phase II, Contract No. 2011025-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$941,580.60
Change Order No. 1	19,102.00
Change Order No. 2	1,541.40
Change Order No. 3	44,364.41
	<hr/>
Amended Contract Amount	\$1,006,588.41

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

\$ 5,866.53	301-301000-30185-301277
\$26,185.90	301-301000-30185-3012040
\$12,311.98	625-625000-625884-6252011025

Passed this 5th day of November, 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**

Authorizing Change Order No. 6 (Final Revised) deducting the amount of \$17,055.53 with Ricklefs Excavating Ltd. for the C Avenue NE Water Main Replacement – 32nd Street NE to 40th Street NE project (original contract amount was \$418,772.50; total contract amount with this amendment is \$470,245.98). CIP/DID #2011021-02

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. Due to the poor conditions of the storm sewer intakes at C Avenue NE and 38th Street, additional storm sewer work was added to the contract to improve drainage in the intersection.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 6 (Final Revised) 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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☒ Exempt ☐

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

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RICKLEFS
2011021-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 6 (Final Revised) deducting the amount of \$17,055.53 with Ricklefs Excavating Ltd. for the C Avenue NE Water Main Replacement – 32nd Street NE to 40th Street NE, Contract No. 2011021-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$418,772.50
Change Order No. 1	4,037.60
Change Order No. 2	1,455.16
Change Order No. 3	52,284.64
Change Order No. 4	10,701.77
Change Order No. 5	49.84
Change Order No. 6 Final Revised	<u>(17,055.53)</u>
Amended Contract Amount	\$470,245.98

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

(\$54,625.42)	625-625000-625884-6252011021
\$37,569.89	304-304000-304383

Passed this 5th day of November, 2013.



31k

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 \$19,552.85 with Pirc-Tobin Construction, Inc. for the 6th Street SW Sidewalk and Ditch Improvements project (original contract amount was \$228,611; total contract amount with this amendment is \$257,254.75). CIP/DID #301597-03

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. Existing sanitary manhole required major adjustment to reach designed grades. The ditch south of Hawkeye Downs north entrance required additional grading to drain from proposed storm to existing storm at the south entrance. Request to abandon the existing water main to the south of Hawkeye Downs North Entrance. Water main is no longer serving a purpose. A swale is necessary to drain the south edge of the railroad. Removal of standard curb and installation of curb ramps required for proposed Americans with Disability Act (ADA) compliant ramps. Request made to improve Hawkeye Downs driveway approach from the proposed concrete patch to the street. Mill of existing 2" and replace with 2" Hot Mix Asphalt.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 submitted by Pirc-Tobin Construction, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301597

Local Preference Policy: Applies ☐ Exempt ☒

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

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

Explanation (if necessary): Infrastructure Committee (April 2013 meeting)

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RESOLUTION NO.

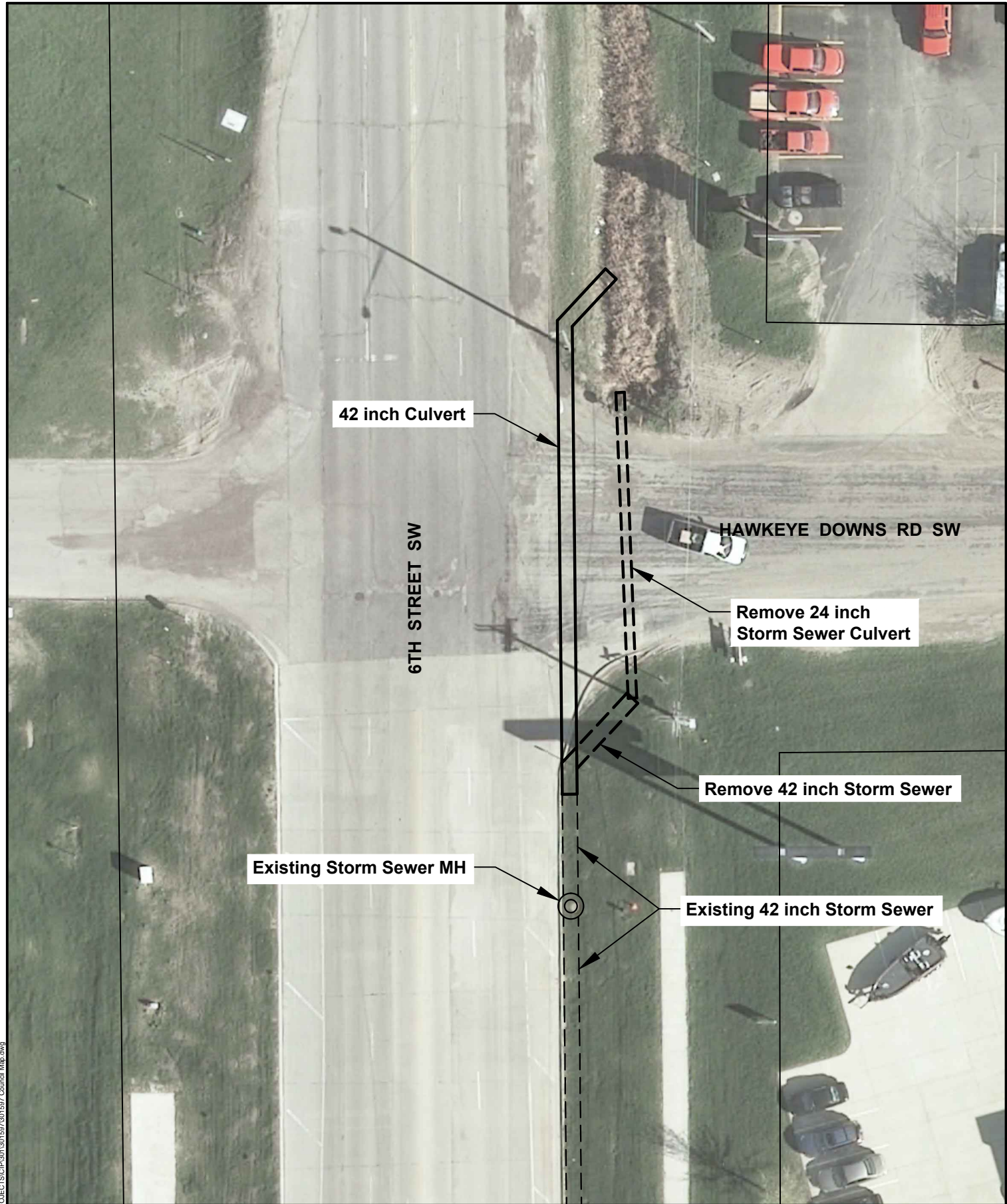
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of \$19,552.85 with Pirc-Tobin Construction, Inc. for the 6th Street SW Sidewalk and Ditch Improvements, Contract No. 301597-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$223,611.00
Possible Incentive	5,000.00
Change Order No. 1	9,090.90
Change Order No. 2	19,552.85
	<hr/>
Amended Contract Amount	\$257,254.75

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

\$19,552.85 301-301000-30186-301597

Passed this 5th day of November, 2013.



Cadd File Name: W:\PROJECTS\CI\301\301597\301597 Council Map.dwg



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. 4 in the amount of \$20,892.80 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE project (original contract amount was \$1,529,777.11; total contract amount with this amendment is \$1,571,421.91). CIP/DID #301696-01

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Due to areas of soft subgrade, additional geogrid and stabilization rock was required to improve the subbase for paving. Additional pavement repair was necessary due to Water Department changes to the work on the water main tie-in at 34th Street and Bever Ave SE.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 4 submitted by Rathje Construction Company.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP 301696

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

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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 \$20,892.80 with Rathje Construction Company for the Bever Avenue SE Rehabilitation From Memorial Drive SE to 34th Street SE, Contract No. 301696-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,459,777.11
Possible Incentive	70,000.00
Change Order No. 1	127.00
Change Order No. 2	18,600.00
Change Order No. 3	2,025.00
Change Order No. 4	20,892.80

Amended Contract Amount	\$1,571,421.91
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General ledger coding for this Change Order to be as follows:

\$ 8,626.20	625-625000-625884-6252013027
\$12,266.60	301-301000-30185-301696

Passed this 5th day of November, 2013.





31m

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/No Map**

Authorizing Change Order No. 2 (Final Revised) in the amount of \$2,688 with Curtis Contracting Corp. for the 1st Avenue East from the Cottage Grove Place Entrance to Thompson Drive SE Sidewalk Extension project (original contract amount was \$55,536.70; total contract amount with this amendment is \$69,816.65). CIP/DID #301697-02

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Additional work was required to replace an existing open grate casting for the storm sewer that was too high for the proposed site grading. A low profile casting was installed to minimize the grading issue with the manhole.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 (Final Revised) submitted by Curtis Contracting Corp.

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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 301697

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): Project is consistent with City Council desire to provide sidewalk connectivity along major City streets.

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RESOLUTION NO.

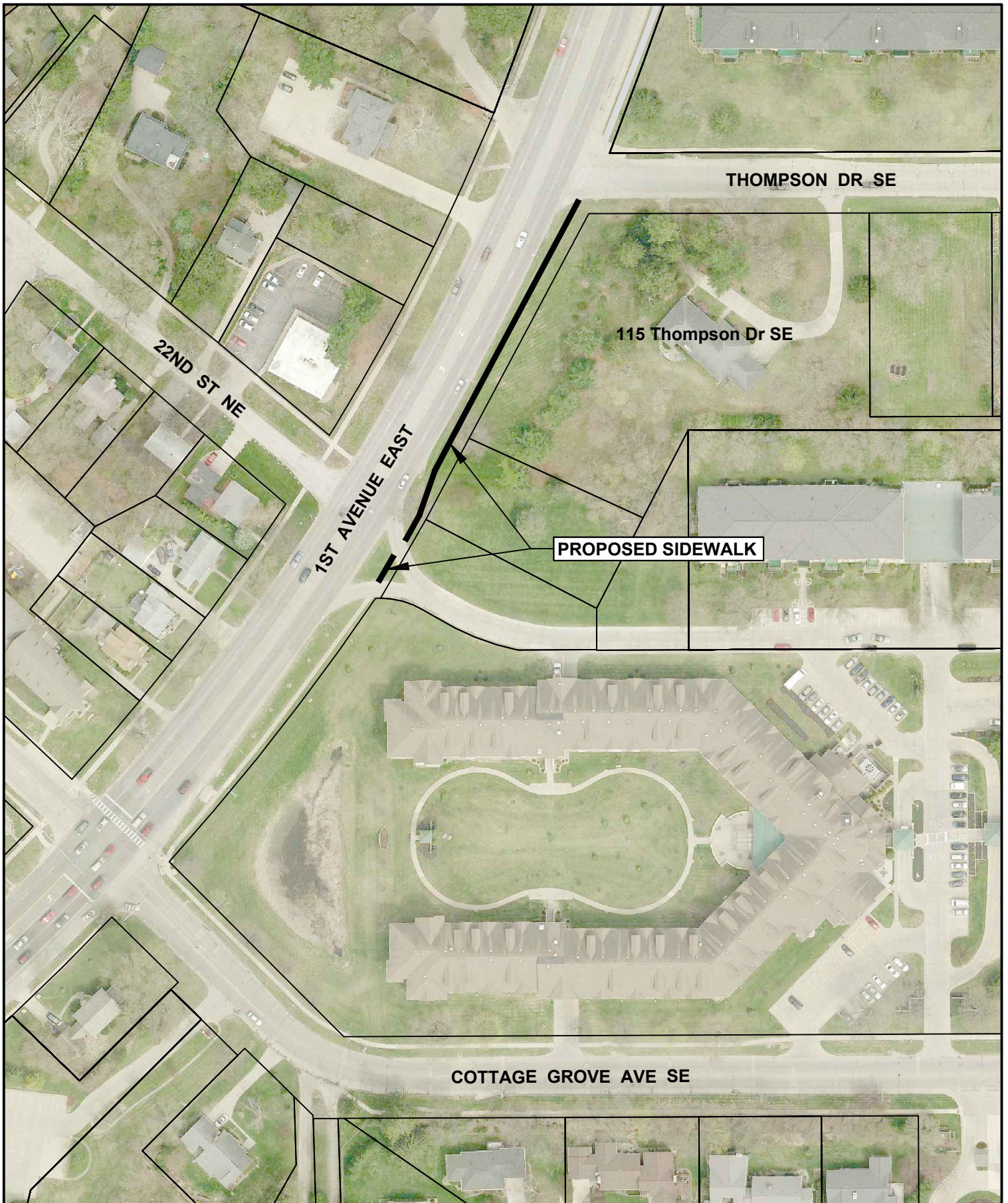
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 (Final Revised) in the amount of \$2,688.10 with Curtis Contracting Corp. for the 1st Avenue East from the Cottage Grove Place Entrance to Thompson Drive SE Sidewalk Extension project, Contract No. 301697-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$52,536.70
Incentive Up To	3,000.00
Change Order No. 1	11,591.85
Change Order No. 2	2,688.10
	<hr/>
Amended Contract Amount	\$69,816.65

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

\$2,688.10 301-301000-301697

Passed this 5th day of November, 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** **Yes Map**

Authorizing Change Order No. 7 in the amount of \$7,374.23 with Pirc-Tobin Construction, Inc. for the 2nd Avenue SW from 3rd Street to 6th Street Pavement Reconstruction and Water Main Improvements project (original contract amount was \$1,432,536.53; total contract amount with this amendment is \$1,561,558.42). CIP/DID #301869-01

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Black asphalt wedges were removed and replaced due to complaints that the black asphalt did not look good and needed to be replaced.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 7 submitted by Pirc-Tobin Construction, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

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

Phase 1 (FY 2013 as approved)

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

Phase 2 (FY 2014 subject to Council approval)

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

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project is a paving project. Per Code of Iowa, City Council must either award the contract to the lowest responsible, responsive bidder or reject all bids.

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

Explanation (if necessary): Project concept previously reviewed and approved by City Council Infrastructure Committee.

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RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF T
that the City Manager is authorized to sign Change Order
Pirc-Tobin Construction, Inc. for the 2nd Avenue SW fro
Reconstruction and Water Main Improvements, Contract
the contract changes for this project is as follows:

Original Contract Amount
Incentive up to
Change Order No. 1
Change Order No. 2
Change Order No. 3
Change Order No. 4
Change Order No. 5
Change Order No. 6
Change Order No. 7
Amended Contract Amount

General ledger coding for this Change Order to be as follo

\$7,374.23	301-301000-30185-301869
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Passed this 5th day of November, 2013.





Council Agenda Item Cover

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell

Phone:

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

Alternate Contact Person: Pat Wieneke

Phone:

E-mail Address: p.wieneke@cedar-rapids.org

Description of Agenda Item: ☒ **Consent Agenda** ☐ **For Discussion**
Authorizing Change Order No. 7 in the amount of \$7,374.23 with 2nd Avenue SW from 3rd Street to 6th Street Pavement Reconstruction project (original contract amount was \$1,432,536.53; total contract amount is \$1,561,558.42). CIP/DID #301869-01

Background:

This is a contract change order to adjust the contract price for completed work, and additional work based on contractor quote for the scope of work. The unit prices remain the same as originally bid in accordance with the provisions specified in the terms and conditions removed and replaced due to complaints that the black asphalt was replaced.

Action / Recommendation:

The Public Works Department recommends approval of Change Order Construction, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

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

Phase 1 (FY 2013 as approved)

301869 (Street)

306199 (Traffic)

625884 -2012042 (Water)

Total Phase 1 Funding

\$

Phase 2 (FY 2014 subject to Council approval)

301869 (Street)

306199

Total Phase 2 Funding

RESOLUTION NO.

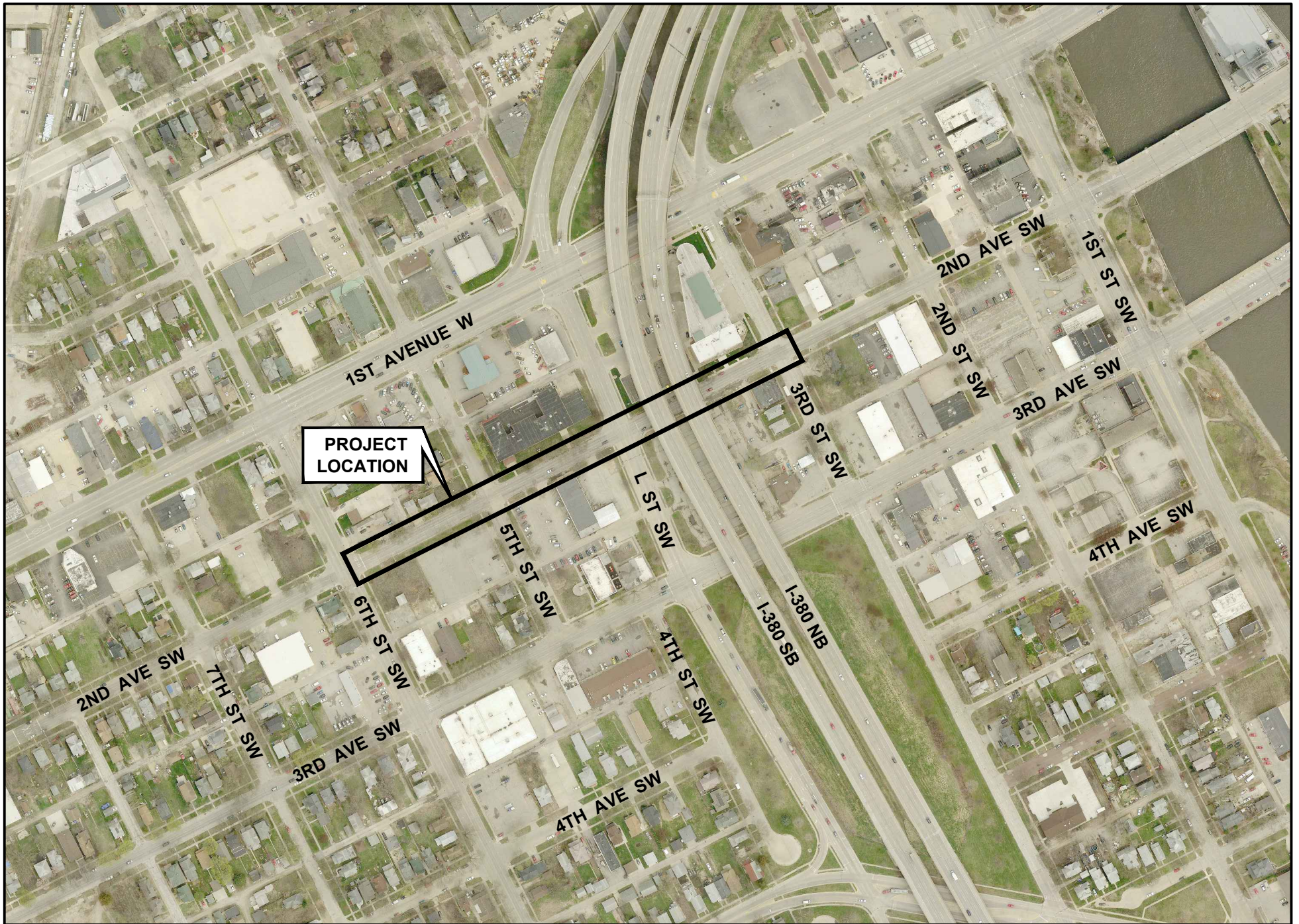
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$7,374.23 with Pirc-Tobin Construction, Inc. for the 2nd Avenue SW from 3rd Street to 6th Street Pavement Reconstruction and Water Main Improvements, Contract No. 301869-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	1,432,536.53
Incentive up to	45,400.00
Change Order No. 1	13,536.00
Change Order No. 2	260.00
Change Order No. 3	1,027.05
Change Order No. 4	9,182.34
Change Order No. 5	38,036.30
Change Order No. 6	14,205.97
Change Order No. 7	<u>7,374.23</u>
Amended Contract Amount	\$1,561,558.42

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

\$7,374.23 301-301000-30185-301869

Passed this 5th day of November, 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** **No Map**

Authorizing Change Order No. 10 in the amount of \$453.75 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp Program – Contract No. 1 project (original contract amount was \$189,177.50; total contract amount with this amendment is \$263,109.33). CIP/DID #3017012-01

Background:

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

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 10 submitted by BWC Excavating, LC.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

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

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

Explanation (if necessary):

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 10 in the amount of \$453.75 with BWC Excavating, LC for the FY 2012 Sidewalk Repair and Ramp Program – Contract No. 1 project, Contract No. 3017012-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$185,177.50
Possible Incentive	4,000.00
Change Order No. 1	56,093.20
Change Order No. 2	7,816.50
Change Order No. 3	1,350.75
Change Order No. 4	5,369.13
Change Order No. 5	133.50
Change Order No. 6	310.50
Change Order No. 7	405.00
Change Order No. 8	790.50
Change Order No. 9	1,209.00
Change Order No. 10	<u>453.75</u>
Amended Contract Amount	\$263,109.33

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

\$453.75	301-301000-3017012
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Passed this 5th day of November, 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**

Authorizing Change Order No. 9 in the amount of \$3,348.35 with Rathje Construction Company for the E Avenue NW-Phase I Ellis Boulevard to 3rd Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,757,558; total contract amount with this amendment is \$3,800,182.67). CIP/DID #304037-04

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Substitution of approximately 8 linear feet for PZ-35 sheeting with PDA-27 sheeting to avoid conflict with Union Pacific Railroad (UPRR) rail line was required.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 9 submitted by Rathje Construction Company.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Grant-funded project.

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

Explanation (if necessary): Project was presented and discussed at three separate infrastructure committee meetings (June 21, 2011; August 16, 2011; and November 15, 2011).

ENG
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RATHJE
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304037-04

RESOLUTION NO.

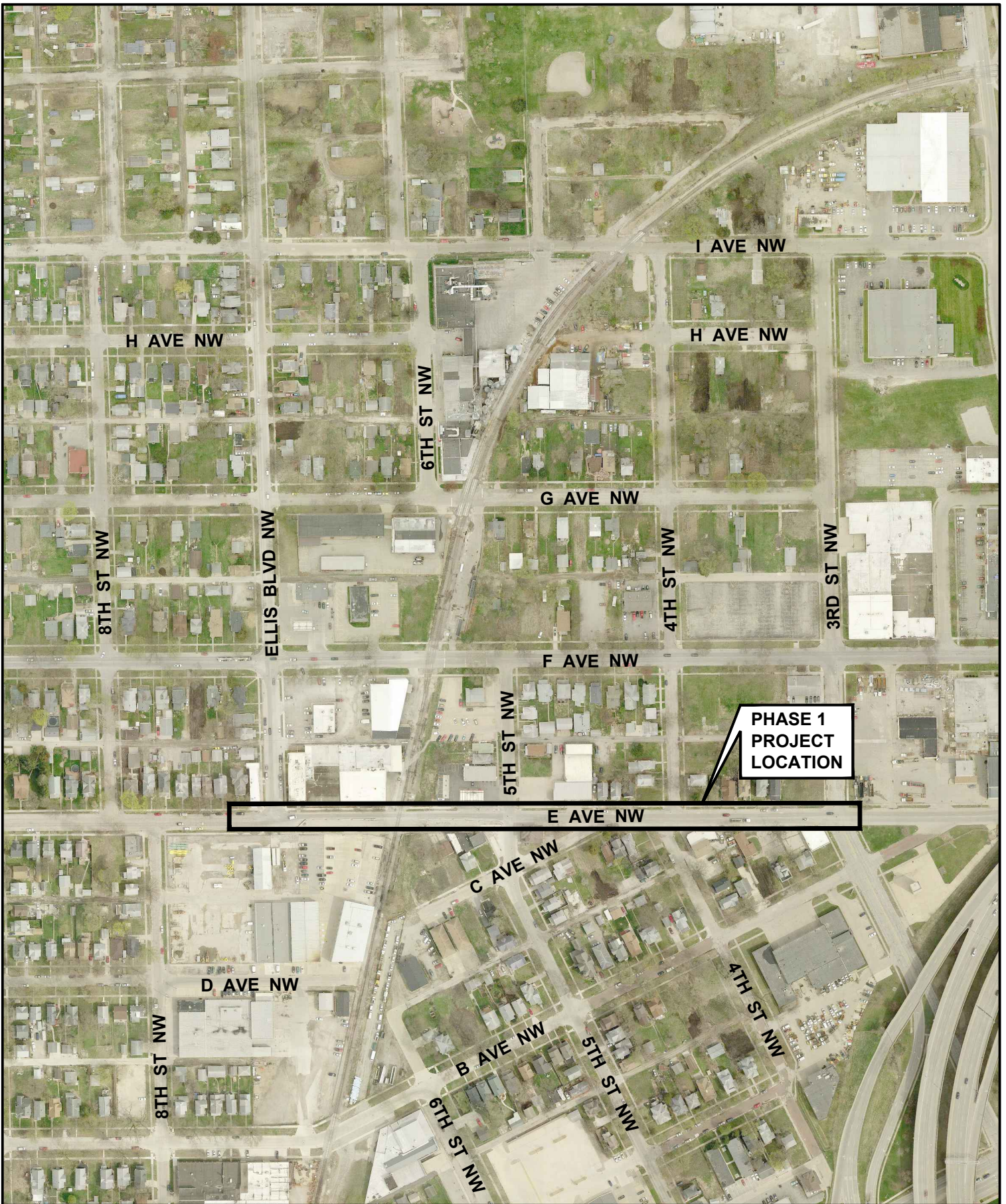
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 9 in the amount of \$3,348.35 with Rathje Construction Company for the E Avenue NW-Phase I Ellis Boulevard to 3rd Street, Storm Sewer, Water Main, Sidewalk and Street Improvements project, Contract No. 304037-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,630,058.00
Possible Incentive	127,500.00
Change Order No. 1	1,620.00
Change Order No. 2	250.00
Change Order No. 3	4,614.00
Change Order No. 4	7,576.13
Change Order No. 5	35,216.37
Change Order No. 6	21,474.62
Change Order No. 7	10,275.30
Change Order No. 8	2,249.90
Change Order No. 9	3,348.35
Removal of Original Incentive	(14,000.00)
Additional Disincentive and/or Liquidated Damages	<u>(30,000.00)</u>
Amended Contract Amount	\$3,800,182.67

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

\$3,348.35 304-304000-304037

Passed this 5th day of November, 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**

Authorizing Change Order No. 5 in the amount of \$36,199 with Zinser Grading & Excavating, LLC for the E Avenue NW–Phase II 13th Street to Ellis Boulevard Storm Sewer, Water Main, Sidewalk and Street Improvements project (original contract amount was \$3,037,467.35; total contract amount with this amendment is \$3,086,416.83). CIP/DID #304037-06

Background:

This is a contract change order for 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. This change order includes additional costs to remove existing cast-in-place culvert that was not shown on the plans. There was an existing water main in the alley behind 1120 E Avenue that had to be cut off and capped when the new main was installed on E Avenue. This work was not shown on the plans.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 submitted by Zinser Grading & Excavating, LLC.

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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP 304037: \$3,841,479 (100% CDBG Grant), CIP 3012056: \$190,605 (GO Bonds), CIP 6252010084: \$73,000 (Revenue Bonds)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Grant-funded project

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

Explanation (if necessary): Project was presented and discussed at three separate meetings (June 21, 2011, August 16, 2011 and November 15, 2011).

ENG
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ZINSER
FOTH
304037-06

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 5 in the amount of \$36,199 with Zinser Grading & Excavating, LLC for the E Avenue NW–Phase II 13th Street to Ellis Boulevard Storm Sewer, Water Main, Sidewalk and Street Improvements, Contract No. 304037-06. A cost summary of the contract changes for this project is as follows:

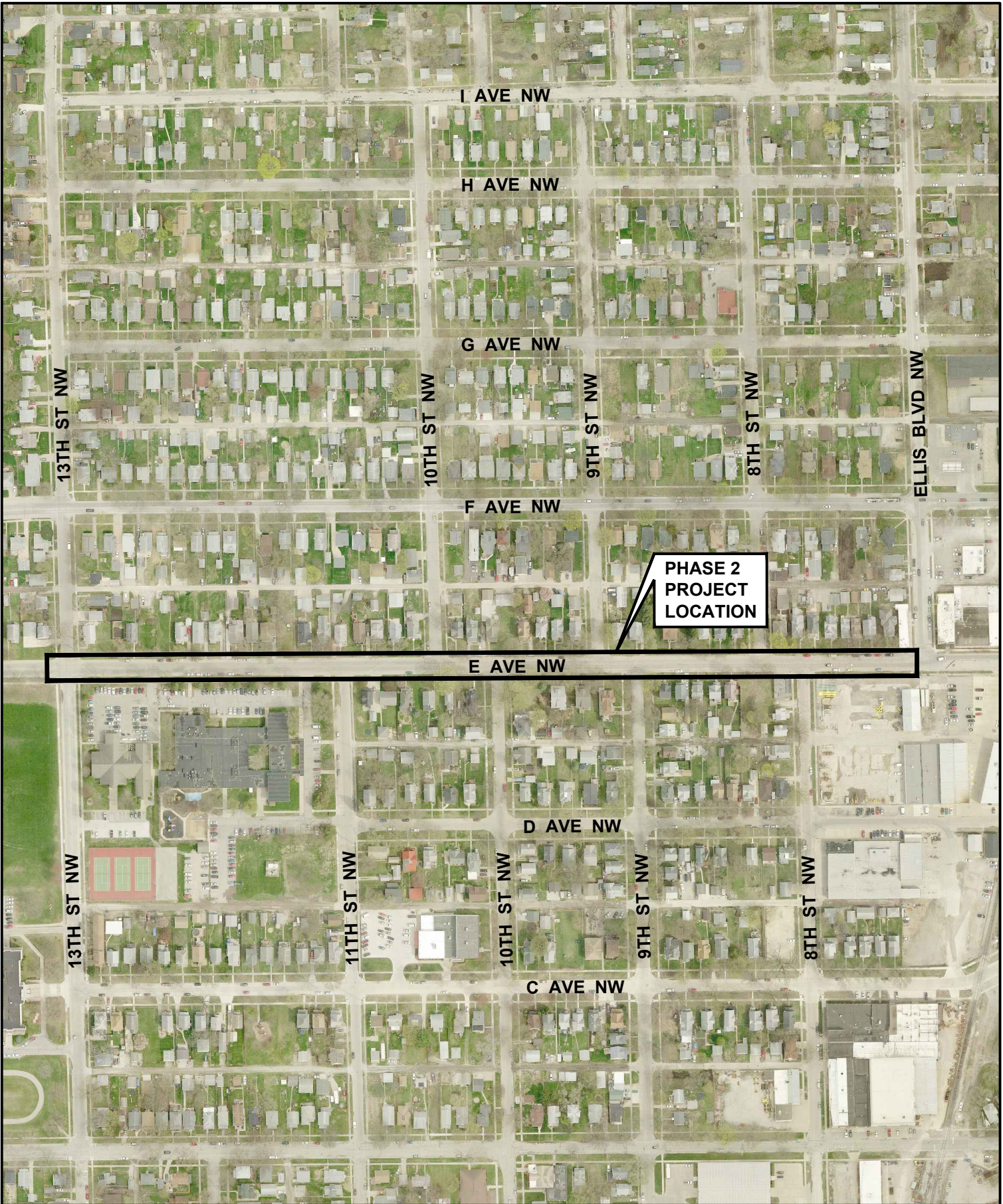
Original Contract Amount	2,987,467.35
Possible Incentive	50,000.00
Change Order No. 1	7,250.96
Change Order No. 2	850.00
Change Order No. 3	375.00
Change Order No. 4	4,274.52
Change Order No. 5	36,199.00

Amended Contract Amount	\$3,086,416.83
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General ledger coding for this Change Order to be as follows:

\$36,199	304-304000-304037
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Passed this 5th day of November, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5622

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **No Map**

Authorizing Change Order No. 16 in the amount of \$18,744 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing and Testing – Groups 1 and 3, Traffic Signal Interconnect Groups 1 and 2 project (original contract amount was \$1,148,668; total contract amount with this amendment is \$1,966,684.06). CIP/DID #354004-05

Background:

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

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 16 submitted by Price Industrial Electric, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 16 in the amount of \$18,744 with Price Industrial Electric, Inc. for the Joint Communications Network Splicing And Testing – Groups 1 and 3, Traffic Signal Interconnect Groups 1 and 2 project, Contract No. 354004-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,143,668.00
Incentive Up to	5,000.00
Change Order No. 1	43,100.00
Change Order No. 2	21,600.00
Change Order No. 3	18,524.00
Change Order No. 4	68,445.38
Change Order No. 5	78,575.00
Change Order No. 6	42,287.60
Change Order No. 7	48,218.88
Change Order No. 8	124,800.00
Change Order No. 9	7,590.40
Change Order No. 10	52,182.00
Change Order No. 11 revised 2	219,900.40
Change Order No. 12	48,624.00
Change Order No. 13	15,254.40
Change Order No. 14	7,270.00
Change Order No. 15	2,900.00
Change Order No. 16	<u>18,744.00</u>
Amended Contract Amount	\$1,966,684.06

General ledger coding for this Change Order to be as follows: \$18,744 354-354000-35486-354004

Passed this 5th day of November, 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**

Authorizing Change Order No. 5 in the amount of \$20,094.74 with S.M. Hentges & Sons, Inc. for the Cedar River Sanitary Sewer Crossing Improvements project (original contract amount was \$5,394,964; total contract amount with this amendment is \$5,437,783.04). CIP/DID #655080-03

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 base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 5 submitted by S.M. Hentges & Sons, 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: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 655080: \$7,370,000 (CDBG) and \$1,000,000 (Revenue bonds), 615229: \$271,500 (Revenue bonds)

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Grant-funded project.

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

Explanation (if necessary): Project was discussed at September 20, 2011 Infrastructure Committee meeting.

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ANDERSON BOGRET
655080-03

RESOLUTION NO.

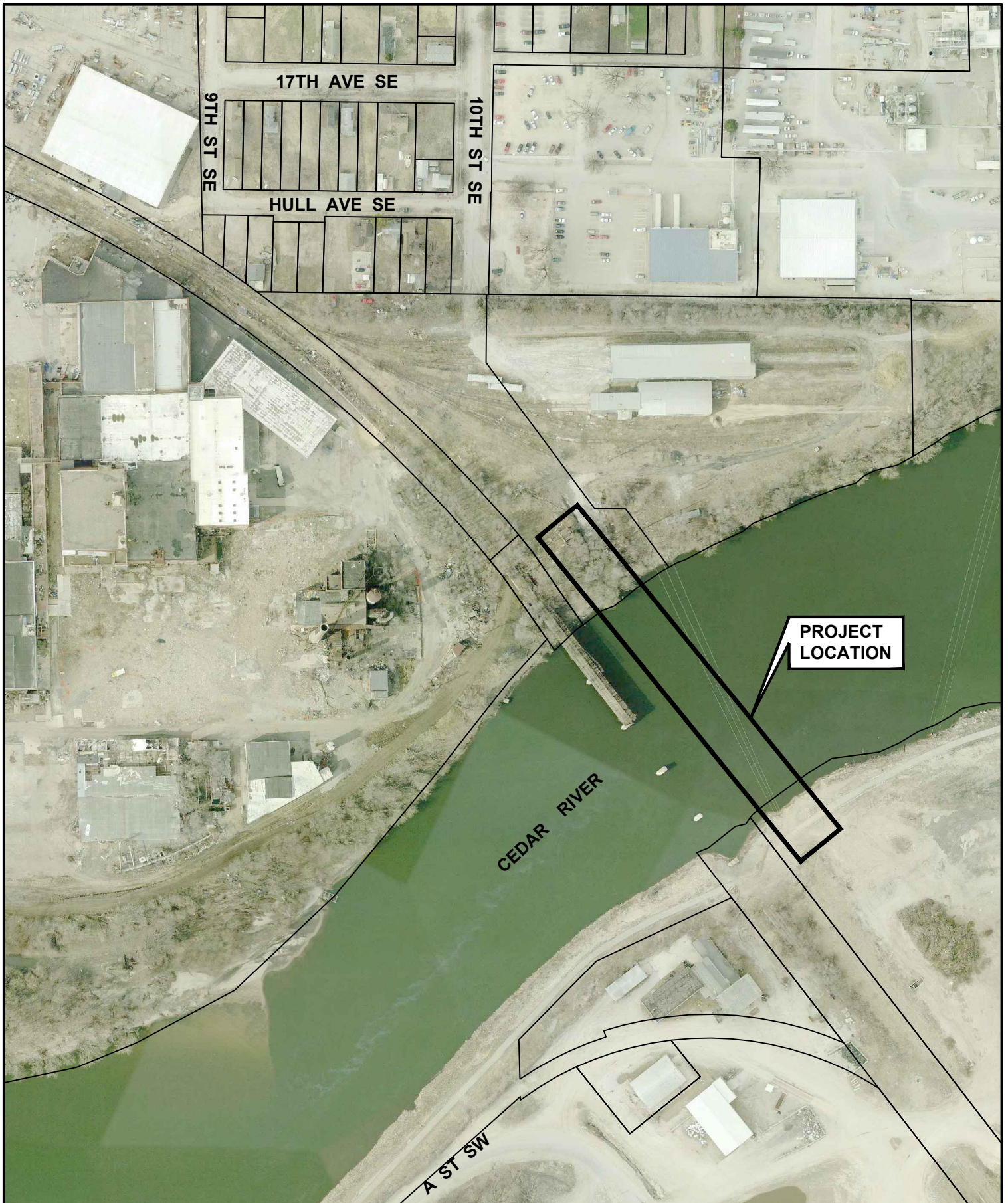
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 5 in the amount of \$20,094.74 with S.M. Hentges & Sons, Inc. for the Cedar River Sanitary Sewer Crossing Improvements project, Contract No. 655080-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$5,370,464.00
Possible Incentive	24,500.00
Change Order No. 1	1,186.81
Change Order No. 2	9,105.14
Change Order No. 3	4,804.16
Change Order No. 4	7,628.19
Change Order No. 5	20,094.74
	<hr/>
Amended Contract Amount	\$5,437,783.04

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

\$20,094.74 655-655000-655080

Passed this 5th day of November, 2013.





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 3 in the amount of \$130,312 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation project (original contract amount was \$250,196.50; total contract amount with this amendment is \$577,297.10). CIP/DID #305125-02

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The existing structure required a substantial increase in repair quantities from the estimated quantities. Many concrete repair areas and beam end repairs were required to complete the structural corrections.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 3 submitted by Cramer & Associates, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 305125

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Chapter 26 of the Code of Iowa requires construction contracts for highway, bridge, or culvert improvements be awarded to the lowest responsive, responsible bidder.

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

Explanation (if necessary):

ENG
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CRAMER & ASSOC.
SNYDER
305125-02

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$130,312 with Cramer & Associates, Inc. for the E Avenue and F Avenue Bridges over Cedar River, Bridge Rehabilitation, Contract No. 305125-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$242,696.50
Possible Incentive	7,500.00
Change Order No. 1	1,062.60
Change Order No. 2	195,726.00
Change Order No. 3	<u>130,312.00</u>
Amended Contract Amount	\$577,297.10

General ledger coding for this Change Order to be as follows: \$130,312 305-305000-30585-305125

Passed this 5th day of November, 2013.





Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5258

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 7 in the amount of \$94,626 with Miron Construction Company, Inc. for the Cedar Rapids Central Fire Station project (original contract amount was \$13,591,254; total contract amount with this amendment is \$13,913,688) (**FLOOD**). CIP/DID #FDE010-21

Background:

WCD = Work Change Directive

WCD #8	Incentive/Disincentive for Debris Management	\$10,000
	Unsuitable Soils at North Utilities/Parking Area/Retaining Wall	\$32,964
	Plymovent Curbs and Electrical Requirements	\$3,333
	Museum Soffit & fire Pole Details	\$3,727
	Window Screen in South Stair and Training Wing Guardrail	\$5,550
	North Parking Lot Grade Revisions	\$713
	Concrete Sealer in IT Room	\$353
	Install TV's	\$1,225
	Air Compressor Electrical Revisions	\$0
	Added a ceiling in the Telecommunications Room. The sprinkler heads were already installed in this room and had to be reworked.	\$1,383
	Permanent electrical service to the existing maintenance building at the old Central Fire Station site prior to demolition of the old Central Fire Station.	\$17,816
	Spacers were added at the entry stair to keep the structural steel from conflicting with the wood paneling.	\$749
	Provide clarification for the rescue mock-up details in order to provide the proper anchorage for installation.	\$1,582
	Modified cable tray in the IT room to coordinate with the IT rack installation	\$3,611
	Dedication Plaque and Interior Room Signage	(\$2,560)
	Delay in air quality testing by two weeks to allow for construction activities to continue as scheduled. Project Milestones are to be changed as follows:	
	• Milestone 3 (substantial completion) shall be changed to August 2, 2013	
	• Milestone 4 shall be changed to August 16, 2013	
	• Milestone 5 (final completion) shall be changed to August 30, 2013	\$0
	Caulk Joints at Window Lintels	\$701
	Jackshaft Style Door Operators for Sectional Doors (2)	\$1,069
	Miscellaneous Field Directives for Ceiling Coordination	\$1,182
	Additional Linear Feet of Caulk for Saw cutting at 8" Portland Cement Concrete	\$965
	Window details at CMU for Air Barrier	\$2,283
	Provide Carpet in lieu of Terrazzo at Elevator	(\$386)
	Vapor Barrier Under Terrazzo at Museum	\$658
	Additional Asphalt at 7 th Ave due to Water Main Break	\$4,106
	Delete Landscape Planter (Value Engineering)	(\$3,150)
	Provide clarification on the location of duct detectors to comply with code requirements	\$0
	Remove Landscaping Boulders (Value Engineering)	(\$2,785)
	Remove Stone and Brick Planters at the South of Building (Value Engineering)	(\$5,721)
	Patio Roof Heat Trace Revision	\$954

Fire Separation at Apparatus Bay	\$0
Fire Rated Glass at Weights and Cardio (Code Requirement)	\$5,867
SCBA Compressor Electrical Revisions	\$404
Telecom 006 Power Revisions and Clarifications	\$673
Provide Regular in Lieu of Colored Concrete at South end of Building	(\$1,554)
Added a beam curb at the west retaining wall to provide more manageable grading along the retaining wall	\$1,606
Revision to the Building Automation System Energy Recovery Unit Low Airflow Alarm (LEED)	\$1,094
Removed the outdoor furniture from the Contractor's scope of work (Value Engineering) and revised bike racks to satisfy a LEED credit requirement.	(\$13,384)
Add Cane Rails at Bottoms of Stairs to meet code requirements	\$8,152
Miscellaneous Electrical Field Directives	\$2,289
Stainless Steel Backsplash at Kitchen Range and Griddle	\$1,116
Dumpster Gate Clarifications	\$0
Communications Antenna Grounding	\$573
Building Inspector Revisions	\$3,596
Add Roof Access Stair Handrails (Code Requirement)	\$1,636
Add plugs at Deck Flutes to eliminate the transferring of tempered air between rooms.	\$604
Water Meter Charges	\$1,632
Revised Sheet Metal Trim at Apparatus Bay	\$0

Action / Recommendation:

The Public Works Department and Ryan Companies US (the Construction Manager) recommend approval of Change Order No. 7 submitted by Miron Construction Company, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

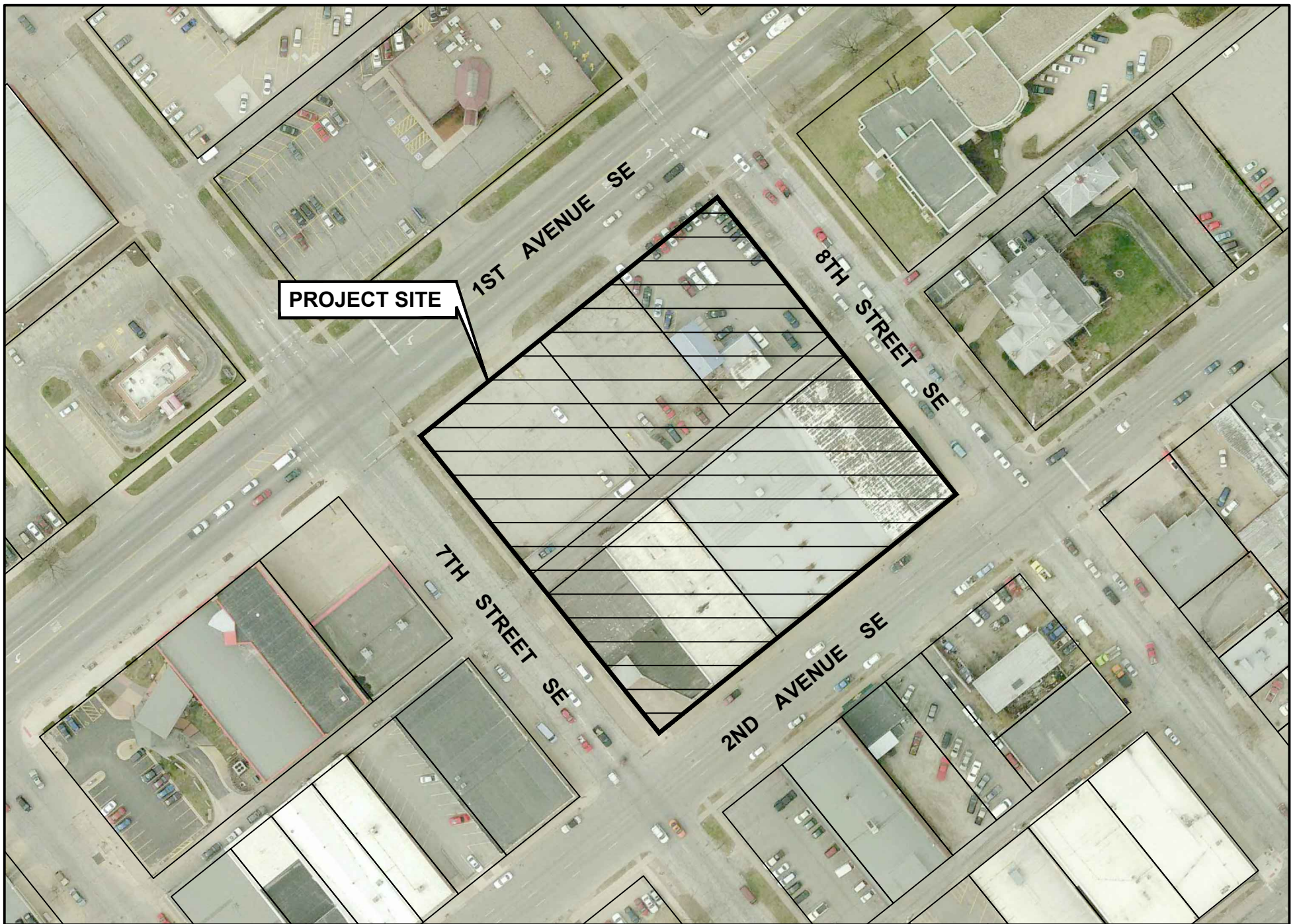
Budget Information (if applicable): Fund 330 Dept ID 330610 Project FDE010

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Does not fit the criteria.

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

Explanation (if necessary):



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SOLUM LANG
FDE010-21
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$94,626 with Miron Construction Company, Inc. for the Cedar Rapids Central Fire Station project, Contract No. FDE010-21. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$13,591,254
Change Order No. 1	78,898
Change Order No. 2	40,166
Change Order No. 3	(24,803)
Change Order No. 4	30,628
Change Order No. 5	22,471
Change Order No. 6	80,448
Change Order No. 7	<u>94,626</u>
Amended Contract Amount	\$13,913,688

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

\$94,626 330-330210-18512-FDE010

Passed this 5th day of Novembersw, 2013.



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5258

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

Phone Number/Extension: 5808

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **Yes Map**
 Authorizing Change Order No. 11 in the amount of \$51,608.07 with Hawkeye Electric Company for the Cedar Rapids Public Library Project – Electrical, Telecommunications, Electronic Safety & Security project (original contract amount was \$3,093,185; total contract amount with this amendment is \$3,375,191.57) (**FLOOD**). CIP/DID #PLE001-22

Background:

WCD = Work Change Directive

WCD #15	Grid Ceiling Access Locations - For Information Only	\$0
	Skywalk Header Framing	\$0
	Workroom 132 Ceiling Height	\$0
	Completion Date – 10 Day Extension due to Carpenter Strike	\$0
	Add two (2) Cat 6 Data Drops	\$423.71
	Add additional server capability to Server Work Room 256 and Server Area 220.	\$20,165.36
	LED Power Supply	\$2,997.32
	Reinstall Receiving 137 Casework, Stair 3 Railing, Sill at Tech Learning Lab	\$0
	Add (3) Cat 6 data drops to the treadmills located along the South wall of Information Technology 216 and Adult Non-Fiction 208	\$1,901.23
	Large Study Room Projection and Window Treatments, floor box additions and modifications, Young Adult meeting management and 50 Gal Water Heater	\$26,120.45
	Remove and replace return air ductwork at Air Handling Unit 1	\$0

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 11 submitted by Hawkeye Electric Company.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: FEMA policy does not allow.

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

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HAWKEYE
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PLE001-22
377545

RESOLUTION NO.

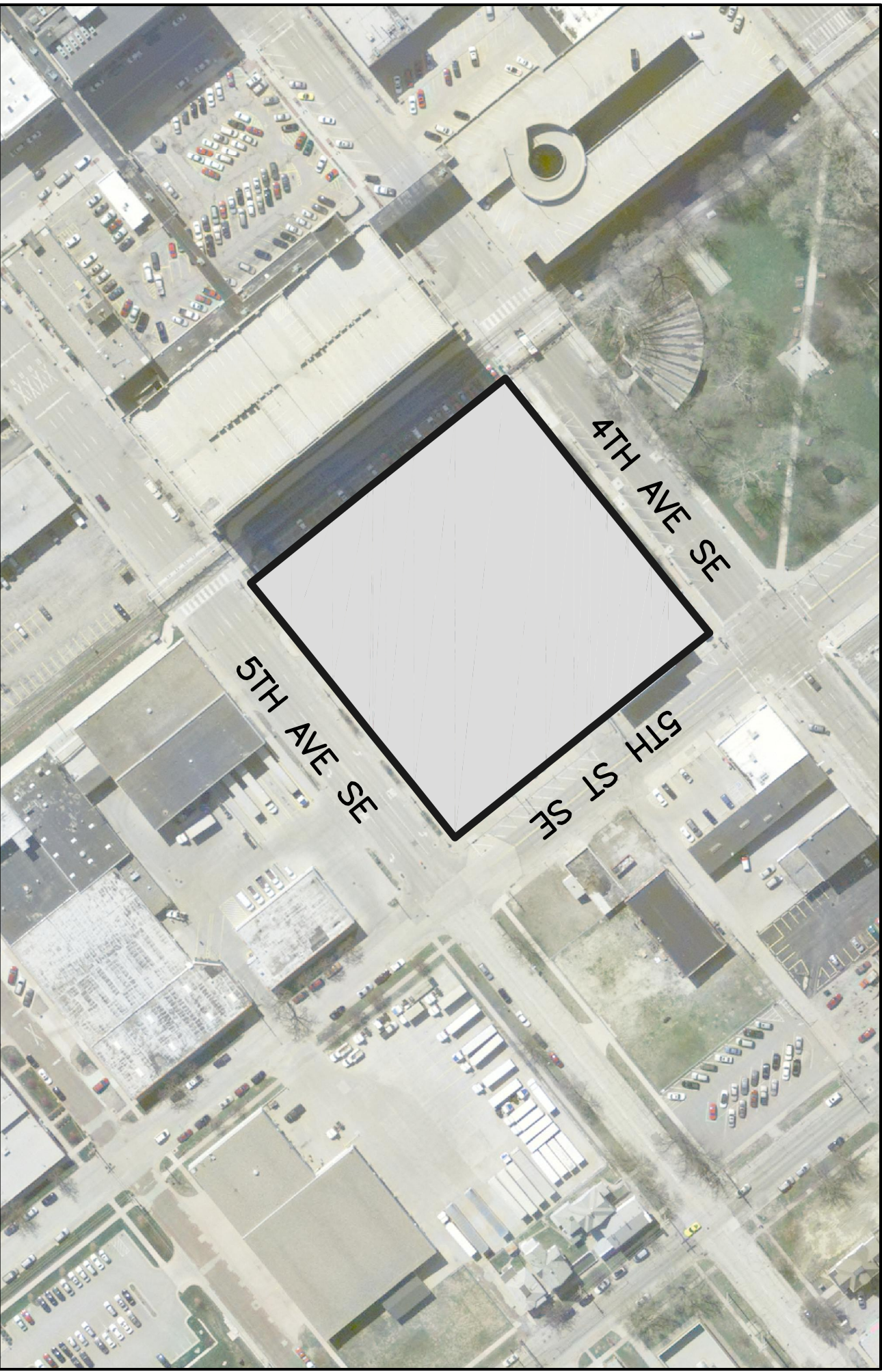
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 11 in the amount of \$51,608.07 with Hawkeye Electric Company for the Cedar Rapids Public Library – Electrical, Telecommunications, Electronic Safety & Security project, Contract No. PLE001-22. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,093,185.00
Change Order No. 1	2,534.56
Change Order No. 2	2,460.36
Change Order No. 3	1,780.33
Change Order No. 4	58,108.91
Change Order No. 5	29,125.95
Change Order No. 6	6,690.13
Change Order No. 7	12,026.97
Change Order No. 8	6,098.53
Change Order No. 9	76,346.89
Change Order No. 10	35,225.87
Change Order No. 11	<u>51,608.07</u>
Amended Contract Amount	\$3,375,191.57

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

\$51,608.07 552000-330-330010-18512-PLE001

Passed this 5th day of November, 2013.



SCALE: NONE

CEDAR RAPIDS PUBLIC LIBRARY



CEDAR RAPIDS
City Of Five Seasons

PLE001



Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

Alternate Contact Person: Russell F. Betts, P.E.
E-mail Address: r.betts@cedar-rapids.org

Phone Number/Extension: 5212

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda**
 Authorizing Change Order No. 2 in the amount of \$5,604 with D.W. Zinser Company for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – Demolition & Abatement project (original contract amount was \$489,000; total contract amount with this amendment is \$521,084) (**FLOOD**). CIP/DID #PWE006-22

Background:

WCD = Work Change Directive

WCD #2 Additional Sawcutting, North Lot Demolition

\$5,604

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 submitted by D.W. Zinser Company.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA/I-Jobs/City – PWE006

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Capital Improvement Project

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

Explanation (if necessary): Project update provided at June 19, 2012 Infrastructure Committee Meeting.

ENG
AUD FILE
FIN
CLK
ZINSER
RYAN CO
PWE006-22
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 in the amount of \$5,604 with DW Zinser Company for the Cedar Rapids City Services Center - Bid Package 2 - Phase 2 Demolition, Sitework and New Building Construction - Demolition & Abatement, FLOOD No. PWE006-22. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$489,000
Change Order No. 1	26,480
Change Order No. 2	<u>5,604</u>
Amended Contract Amount	\$521,084

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

\$5,604 330-330210-18515-PWE006-NG

Passed this 5th day of November, 2013.





Council Agenda Item Cover Sheet

FLOOD

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 7 in the amount of \$18,134.94 with Maxwell Construction, Inc. for the 2nd Street SE From 9th Avenue to the Sinclair Site Sanitary Sewer Reconstruction project (original contract amount was \$2,791,496.24; total contract amount with this amendment is \$2,889,450.18) **(FLOOD)**. CIP/DID #SSD005-02

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. When the existing sidewalk was removed, there was a lot of rubble under the walk. The rubble had to be removed and replaced with mansand. The contractor had to repair an unmarked water service that was broken during sewer construction.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 7 submitted by Maxwell Construction, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): SSD005

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: FEMA funded project

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

ENG
AUD FILE
FIN
CLK
MAXWELL
HR GREEN
SSD005-02
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$18,134.94 with Maxwell Construction, Inc. for the 2nd Street SE From 9th Avenue to the Sinclair Site Sanitary Sewer Reconstruction project, Contract No. SSD005-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,733,296.24
Possible Incentive	58,200.00
Change Order No. 1	36,068.50
Change Order No. 2	65,512.67
Change Order No. 3	9,779.60
Change Order No. 4	7,122.35
Change Order No. 5	(35,774.96)
Change Order No. 6	(2,889.16)
Change Order No. 7	<u>18,134.94</u>
Amended Contract Amount	\$2,889,450.18

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

\$ 17,210.96	330-330210-18511-SSD005
\$ 37.60	330-330210-18511-SSD105
\$ 886.38	625-625000-625884-6252011045

Passed this 5th day of November, 2013.



2ND STREET SE FROM 9TH AVE TO THE SINCLAIR SITE SANITARY SEWER RECONSTRUCTION
CONTRACT NO. SSD005-02

NOT TO SCALE



Council Agenda Item Cover Sheet

FLOOD ITEM

Submitting Department: Public Works Department

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

Phone Number/Extension: 5804

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

Phone Number/Extension: 5848

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

Authorizing Change Order No. 10 in the amount of \$8,398.75 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project (original contract amount was \$501,121.24; total contract amount with this amendment is \$581,295.19) **(FLOOD)**. CIP/DID #SSD103-04

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work, and additional work based on contractor quotes reviewed and accepted based on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. On 16th Avenue SW by 3rd Street SW the contractor hit a box culvert. While determining the extent of the problem, the contractor's downtime was paid by this change order. Unsuitable soils were encountered on 15th Avenue, which required the placement of 47.91 tons of Macadam rock base. Additional ductile services were installed at various locations.

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 10 submitted by Borst Brothers Construction, Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): FEMA

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: FEMA funded project

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

Explanation: Presented to Infrastructure Committee on July 19, 2011

ENG
AUD FILE
FIN
CLK
BORST
SHIVE HATTERY
SSD103-04
377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 10 in the amount of \$8,398.75 with Borst Brothers Construction, Inc. for the SW Quadrant, 2008 Flood Area, Sanitary Sewer Restoration, Phase 1 project, Contract No. SSD103-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$491,121.24
Possible Incentive	10,000.00
Change Order No. 1	1,160.00
Change Order No. 2	580.00
Change Order No. 3	12,596.51
Change Order No. 4	10,719.67
Change Order No. 5	409.32
Change Order No. 6	157.26
Change Order No. 7	6,931.69
Change Order No. 8	2,938.81
Change Order No. 9	36,281.94
Change Order No. 10	<u>8,398.75</u>
Amended Contract Amount	\$581,295.19

General ledger coding for this Change Order to be as follows: \$8,398.75 330-330210-18511-SSD103

Passed this 5th day of November, 2013



SW QUADRANT, FLOOD AREA SANITARY SEWER RESTORATION, PHASE 1
CONTRACT NO. SSD103-04

NOT TO SCALE

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Veterans Memorial

Presenter at meeting: Mike Jager

Phone Number/Ext: 5039

Email: m.jager@cedar-rapids.org

Description of Agenda Item:

Authorizing Change Order No. 6 in the amount of \$2,438.55 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project (original contract amount was \$506,000; total contract amount with this amendment is \$625,432.07) (**FLOOD**); CIP/DID #VME001-06

Background:

Owner Directed Change – Provide machine cleaning on existing aud fl to limit dust exposure
During demo; concrete fl is brittle, loose & has been disturbed throughout various phases
Of construction so the owner directed a vacuum clean of aud fl to limit any dust exposure
To the finished spaces above the aud fl \$2,438.55

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 6 to increase the contract amount for Tricon General Construction, Inc.

Alternative 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: November 5, 2013

Estimated Presentation Time:

Budget Information (if applicable): VME001-06

Local Preference Policy Applies ☐ Exempt

Explanation: This is a FEMA funded project.

RESOLUTION NO.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 6 in the amount of \$2,438.55 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #2 – Interior Demo, Steel, Concrete and Roofing project, Contract No. VME001-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$506,000.00
Change Order No. 1	11,100.98
Change Order No. 2	1,711.76
Change Order No. 3	4,447.59
Change Order No. 4	8,429.47
Change Order No. 5	91,303.72
Change Order No. 6	<u>2,438.55</u>
Amended Contract Amount	\$625,432.07

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

\$2,438.55 Fund 330, Dept ID 330020, Project VME001-06

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Veterans Memorial

Presenter at meeting: Mike Jager

Phone Number/Ext: 5039

Email: m.jager@cedar-rapids.org

Description of Agenda Item:

Authorizing Change Order No. 6 in the amount of \$13,916.21 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #4– Carpentry, Doors, Hardware and Specialties project (original contract amount was \$488,000; total contract amount with this amendment is \$622,407.57) (**FLOOD**); CIP/DID #VME001-06

Background:

PR-3006 – Added cost to supply & install door trim at 6 exterior double doors around the aud;
New doors were installed on PH 1 but on trim was specified to be reinstalled
\$9,156.11

Owner Directed Change – Added cost to supply 37 locksets for existing doors not included in
Any phase of construction; owner directed Tricon to add the cylinders to the
Ph 3 hardware purchase so all doors were keyed the same throughout the bldg.;
Owner will install \$4,760.10

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 6 to increase the contract amount for Tricon General Construction, Inc.

Alternative 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: November 5, 2013

Estimated Presentation Time:

Budget Information (if applicable): VME001-06

Local Preference Policy Applies ☐ Exempt

Explanation: This is a FEMA funded project.

VET
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AUD FILE
TRICON
NEUMANN
VME001-06
FLOOD
377545
470681

RESOLUTION NO.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 6 in the amount of \$13,916.21 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #4 – Carpentry, Doors, Hardware and Specialties project, Contract No. VME001-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$488,000.00
Change Order No. 1	14,235.61
Change Order No. 2	86,335.34
Change Order No. 3	3,559.44
Change Order No. 4	1,510.30
Change Order No. 5	14,850.67
Change Order No. 6	<u>13,916.21</u>
Amended Contract Amount	\$622,407.57

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

\$13,916.21 Fund 330, Dept ID 330020, Project VME001-06

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Veterans Memorial

Presenter at meeting: Mike Jager

Phone Number/Ext: 5039

Email: m.jager@cedar-rapids.org

Description of Agenda Item:

Authorizing Change Order No. 4 in the amount of \$11,138 with Pearson Wall Systems, Inc. for the Veterans Memorial Phase III – Bid Package #6 – Framing, Plaster, Paint, Partitions, Fabric Panels and Ceilings project (original contract amount was \$1,453,800; total contract amount with this amendment is \$1,464,906) (**FLOOD**); CIP/DID #VME001-06

Background:

PR-3003.1 – Revise stud wall to CMU at mezz corridor C076 at new elevator & revise same
All to be metal lath & plaster on corridor side & no finish on back stage side;
Scope also removed plaster finish at all aud infill panels (\$616.00)
TCIDC-3009 – Install new plaster ceilings at mezz vestibule of stairs 6 & 7; frame & plaster
East side of armory bleachers w/metal trim outline of existing bleacher
Layout \$5,804.00
PR-3010.1 – Install new plaster ceiling at toilet rm #TR068, provide plaster patch at all water
Damage locations around the aud fl, skim coat front of aud stage & build new
Wall around pipes near elevator vestibule \$1,617.00
PR-3011 – Provide & install 2.5" x 1" painted aluminum angle at the face of all conference
Room ceiling clouds \$3,562.00
Owner Directed change – repair plaster bulkhead at 3rd fl aud where pipe insulator had
Walked through existing plaster ceiling \$771.00

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 4 to increase the contract amount for Pearson Wall Systems, Inc.

Alternative 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: November 5, 2013

Estimated Presentation Time:

Budget Information (if applicable): VME001-06

Local Preference Policy Applies ☐ Exempt

Explanation: This is a FEMA funded project.

VET
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TRS
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AUD FILE
PEARSON WALL SYSTEMS
NEUMANN
VME001-06
FLOOD
377545
470681

RESOLUTION NO.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 4 in the amount of \$11,138 with Pearson Wall Systems, Inc. for the Veterans Memorial Phase III – Bid Package #6 – Framing, Plaster, Paint, Partitions, Fabric Panels and Ceilings project, Contract No. VME001-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,453,800.00
Change Order No. 1	2,668.00
Change Order No. 2	(3,891.00)
Change Order No. 3	1,191.00
Change Order No. 4	<u>11,138.00</u>
Amended Contract Amount	\$1,464,906.00

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

\$11,138.00 Fund 330, Dept ID 330020, Project VME001-06

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Veterans Memorial

Presenter at meeting: Mike Jager

Phone Number/Ext: 5039

Email: m.jager@cedar-rapids.org

Description of Agenda Item:

Authorizing Change Order No. 1 in the amount of \$11,331 with Grazzini Brothers & Company for the Veterans Memorial Phase III – Bid Package #7 –Flooring project (original contract amount was \$77,850; total contract amount with this amendment is \$89,181) (**FLOOD**); CIP/DID #VME001-06

Background:

PR-3009 – Add 2” of floor fill at NE & NW and stair landings, cut out old concrete near
Thresholds & pour new terrazzo at each landing \$11,331.00

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 1 to increase the contract amount for Grazzini Brothers & Company.

Alternative 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: November 5, 2013

Estimated Presentation Time:

Budget Information (if applicable): VME001-06

Local Preference Policy Applies ☐ Exempt

Explanation: This is a FEMA funded project.

RESOLUTION NO.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 1 in the amount of \$11,331 with Grazzini Brothers & Company for the Veterans Memorial Phase III – Bid Package #7 – Flooring project, Contract No. VME001-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$77,850.00
Change Order No. 1	<u>11,331.00</u>
Amended Contract Amount	\$89,181.00

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

\$11,331.00 Fund 330, Dept ID 330020, Project VME001-06

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Veterans Memorial

Presenter at meeting: Consent Agenda
Email:

Phone Number/Ext:

Alternate Contact Person: Mike Jager
Email: M.Jager@cedar-rapids.org

Phone Number/Ext: 5039

Description of Agenda Item:

Authorizing Change Order No. 4 deducting the amount of \$60,745.57 with Lindstrom Environmental, Inc. for the Veterans Memorial Hazardous Material Abatement project (original contract amount was \$19,020; total contract amount with this amendment is \$486,063.43) **(FLOOD)**; CIP/DID #VME001-02

Background:

Credit to the City for amount of funds not spent on the NTE amount agreed upon in change order #3; scope of work was completed on 9/4/12 & this change order is issued to balance out the NTE contract value for funds not required to be used to complete this scope of work (\$60,745.57)

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 4 submitted by Lindstrom Environmental, Inc.

Alternative Recommendation:

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

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time:

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt

Explanation:

VET
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TRS
AUD FILE
LINDSTROM ENVIRONMENTAL
NEUMANN
VME001-02
FLOOD
377545
470681

RESOLUTION NO.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to execute Change Order No. 4 deducting the amount of 60,745.57 with Lindstrom Environmental, Inc. for the Veterans Memorial Hazardous Material Abatement project, Contract No. VME001-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$19,020.00
Change Order No. 1	3,000.00
Change Order No. 2	220.00
Change Order No. 3	524,569.00
Change Order No. 4	<u>(60,745.57)</u>
Amended Contract Amount	\$486,063.43

Passed this 5th day of November, 2013.



31ee

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 payment in the amount of \$163,417.66 to Linn County for the actual cost of construction of a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road project. CIP/DID # 3012064-00

Background:

On April 9, 2013, City Council passed Resolution 0560-04-13 authorizing execution of a 28E Agreement with Linn County to participate in the cost for construction of a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road 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 \$130,554.93. The final cost was \$163,417.66, due to the bid amount being higher than the initial estimate.

Action / Recommendation:

The Public Works Department recommends authorizing payment in the amount of \$163,417.66 to Linn County for construction of a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road project in accordance with the 28E Agreement.

Alternative to Recommendation:

None

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): CIP 3012064

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 0560-04-13 authorized execution of a 28E Agreement with Linn County to participate in a project to construct a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road project, 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

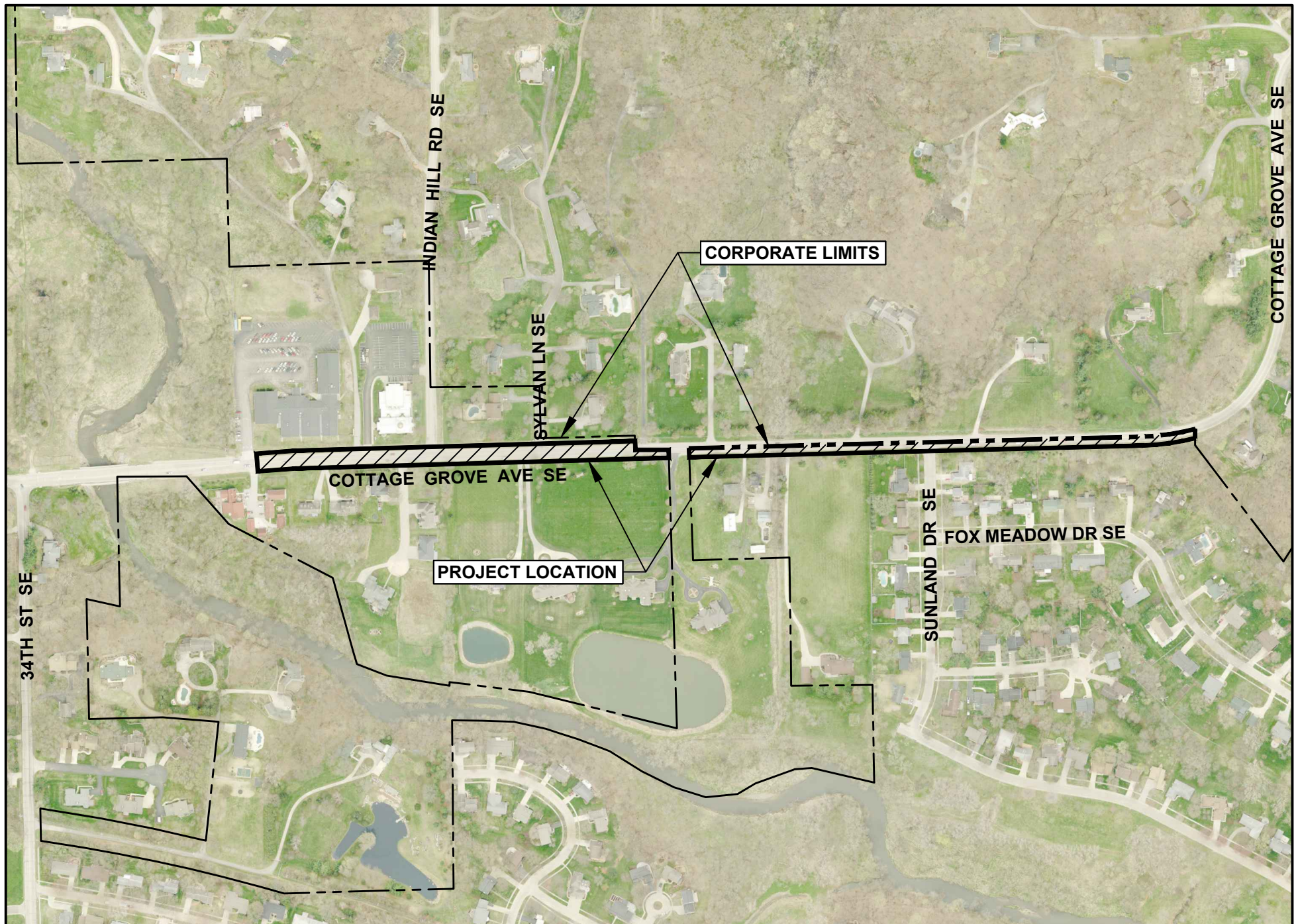
WHEREAS, the Public Works Director /City Engineer recommends the City pay for the actual cost of the project, now therefore

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 for construction of a retaining wall in connection with the Cottage Grove Avenue from East of Indian Creek to East Post Road 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 \$163,417.66.

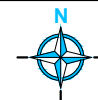
The final contract price is \$163,417.66 distributed as follows:

\$163,417.66	Fund 301, Dept ID 301000 Project 3012064
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Passed this 5th day of November, 2013.



JOINT PROJECT WITH LINN COUNTY
PORTLAND CEMENT CONCRETE OVERLAY OF COTTAGE GROVE AVE SE





Council Agenda Item Cover Sheet

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**

Resolution approving Purchase Order No. 28127 in the amount of \$95,691.60 with Dave Schmitt Construction Co., Inc. in connection with the Parking Lot East of 1736 16th Avenue SW and North of 1740 16th Avenue SW Sanitary Sewer Repair project. CIP/DID #655990-00

Background:

This project repaired a collapsed sanitary sewer pipeline located in the parking lot east of 1736 16th Avenue SW and north of 1740 16th Avenue SW. Repair was needed to replace approximately 21 feet of collapsed 10" clay pipe.

Bids were received on April 29, 2013 as follows:

Dave Schmitt Construction Co., Inc., Cedar Rapids, IA	\$30,358.70
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Council previously approved the expenditure utilizing funds from the miscellaneous sanitary sewer (CIP 655990) budget on May 14, 2013. During construction of the repair, soil contamination and other factors unknown during bidding increased the cost substantially from \$30,358.70 to \$95,691.60.

The Public Works Department will investigate and pursue alternative funding sources for the costs associated with the contaminated soil remediation.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to approve the Purchase Order with Dave Schmitt Construction Co., Inc., and to pay for the work completed.

Alternative to the Recommendation:

Defer action until additional information is obtained.

Time Sensitivity: Normal

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 655990

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: State Code Section 26.9 requires public improvement projects be awarded to the lowest responsive, responsible bidder.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, there was a sanitary sewer collapse located within the parking lot east of 1736 16th Avenue SW and north of 1740 16th Avenue SW that threatened the health, safety and welfare of the public, and

WHEREAS, the repair was beyond the capabilities of the City's work force, and

WHEREAS, the Public Works Department needed to hire a qualified contractor to perform the work as soon as possible, and

WHEREAS, quotations to perform the work were received, and Dave Schmitt Construction Co., Inc. was the low bidder with a bid of \$30,358.70, and

WHEREAS, the City Council approved the expenditure on May 14, 2013, and

WHEREAS, soil contamination and other factors unknown at the time of bidding increased the cost substantially from \$30,358.70 to \$95,691.60, and

WHEREAS, the Public Works Director/City Engineer recommends that Dave Schmitt Construction Co., Inc. be paid the invoiced amount of \$95,691.60, and

WHEREAS, the Public Works Department will investigate and pursue alternate funding sources for the costs associated with the contaminated soil remediation, and

WHEREAS, general ledger coding for this public improvement project shall be as follows:
655-655000-655990,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Purchase Order No. 28127 with Dave Schmitt Construction Co., Inc. is approved, and the City of Cedar Rapids Finance Director is authorized and directed to make payment to Dave Schmitt Construction Co., Inc. in the amount of \$95,691.60.

Passed this 5th day of November, 2013





31gg

Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5814

Alternate Contact Person: Kevin Vrchoticky
E-mail Address: k.vrchoticky@cedar-rapids.org

Phone Number/Extension: 5896

Description of Agenda Item: ☒ **Consent Agenda** ☐ **Regular Agenda** **No Map**

Resolution awarding and approving contract in the amount of \$27,372, plus incentive up to \$2,000, bond and insurance of Hardscape Solutions of Iowa, Inc. for the 2013 Downtown Streetscape Paver Brick Repair Program (estimated cost is \$64,000). CIP/DID #321500-01

Background:

Hardscape Solutions of Iowa, Inc., Marion, IA	\$27,372
Possible Incentive	<u>\$2,000</u>
Total Award	\$29,372
All American Concrete, Inc., West Liberty, IA	\$36,980
Jasper Construction Services, Inc., Newton, IA	\$73,890

Hardscape Solutions of Iowa, Inc. submitted the lowest of the quotations received on October 23, 2013 for the FY 2013 Downtown Streetscape Paver Brick Repair Program. The quotation is within the approved budget. Construction work is anticipated to begin this winter and be completed by May 30, 2014.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$27,372 plus incentive up to \$2,000, bond and insurance of Hardscape Solutions of Iowa, Inc. for the FY 2013 Downtown Streetscape Paver Brick Repair Program.

Alternative to the Recommendation:

If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after November 5, 2013 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: Normal

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.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on October 23, 2013 by the City Engineer, or designee, for the FY 2013 Downtown Streetscape Paver Brick Repair Program (Contract No. 321500-01):

Hardscape Solutions of Iowa, Inc., Marion, IA	\$27,372
Possible Incentive	<u>\$2,000</u>
Total Award	\$29,372

All American Concrete, Inc., West Liberty, IA	\$36,980
Jasper Construction Services, Inc., Newton, IA	\$73,890

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$16,420 321-321000-321500, \$12,952 321-321000-321531

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Engineer, or his designee, to receive, open, and publicly announce the competitive quotations is hereby ratified and approved;
2. Hardscape Solutions of Iowa, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its competitive quotation and award the contract to it;
3. Subject to registration with the Department of Labor, the Competitive Quotation of Hardscape Solutions of Iowa, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Hardscape Solutions of Iowa, Inc.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.



31hh

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Parks and Recreation

Presenter at meeting: Gail Loskill

Phone Number/Ext: 319-286-5742

Email: g.loskill@cedar-rapids.org

Alternate Contact Person: Sven Leff

Phone Number/Ext: 319-286-5739

Email: s.leff@cedar-rapids.org

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

Resolution authorizing the execution of a Grant Amendment Agreement between the Vision Iowa Board and the City of Cedar Rapids (CAT Number: 11-RECAT-005-Cedar Rapids Riverfront Amphitheater and Festival Park) to extend the project completion date to January 31, 2014. CIP/DID #307218.

Background:

The Amphitheater project was awarded a Vision Iowa RECAT Grant on March 9, 2011 with an anticipated completion date of August 31, 2013. Improvements to the flood wall were not able to be completed by the August 31 deadline. In addition, invoicing and submittal of receipts will take several months past the completion of construction. The Vision Iowa Board has granted an extension and an amendment to the grant agreement to allow for completion. Documents are required to be signed to execute the amendment.

Action / Recommendation:

The Parks and Recreation Department recommends approval of the Resolution to execute the Vision Iowa 11-RECAT-005 Grant Amendment.

Alternative Recommendation:

If Council does not approve, the City will not receive remaining RECAT funds.

Time Sensitivity: Urgent

Resolution Date: November 5, 2013

Estimated Presentation Time: 0

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Does not fit criteria.

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids, Iowa has been awarded a \$1,600,000 grant from the Vision Iowa's River Enhancement Community Attraction and Tourism (RECAT) funds to support development of its Cedar Rapids Riverfront Amphitheater and Festival Park, and

WHEREAS, an agreement between the State of Iowa and the City of Cedar Rapids to commit said grant funding was executed by the Chairman of the Vision Iowa Board on March 9, 2011, and executed by the City Council of the City of Cedar Rapids, Iowa on May 24, 2011, and

WHEREAS, said agreement includes a total project cost of \$8,246,955, and

WHEREAS, an amendment was requested by the City of Cedar Rapids to extend the completion date of the project to January 31, 2014 and

WHEREAS, that amendment was granted by the Vision Iowa Board,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that authorization is hereby granted for the Mayor to execute said Vision Iowa Grant Amendment Agreement.

Passed this 5th day of November, 2013.



31ii-jj

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 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 Corrective Special Warranty Deeds conveying City-owned property (**FLOOD**). CIP/DID #565513

- a. NewBo Development Group LLC for property at 1320 Ellis Boulevard NW
- b. Premiere Developers, Inc. for property at 520 8th Street NW

Background:

The City received correspondence from the Linn County Auditor's office of discrepancies in the legal descriptions for two properties that were previously disposed of through both the Single Family New Construction Program and Residential Property Disposition Program. The discrepancies were the result of scrivener's errors in the legal description on the Special Warranty Deed. The resolutions for City Council's consideration provide for the authorization to execute the Corrective Special Warranty Deeds in order to rectify the previous disposition to give clean title to the respective developers.

Action / Recommendation:

City staff recommends approving the resolutions.

Alternative Recommendation:

Table the item for additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 2013

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION RESCINDING RESOLUTION NO. 1738-12-12 AND
AUTHORIZING EXECUTION OF CORRECTIVE SPECIAL WARRANTY DEED
FOR CITY-OWNED PROPERTY AT 520 8TH STREET NW WITH PREMIERE
DEVELOPERS, INC. PARTICIPATING IN THE THIRD ROUND OF THE
SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, the City Council adopted Resolution No. 1738-12-12 which authorized execution of a Special Warranty Deed for City owned property at 520 8th Street NW acquired through the Voluntary Property Acquisition Program; and

WHEREAS, the Special Warranty Deed being authorized provided an incorrect legal description of the property and shall be rescinded in its entirety; and

WHEREAS, the corrective Special Warranty Deed has been prepared and is now ready for execution; and

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 520 8th Street 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 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 Premiere Developers, Inc. to construct a single-family dwelling on the aforementioned City-owned property constitutes good, adequate, fair and valuable consideration for the property;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1738-12-12 be rescinded and that the corrective

Special Warranty Deed be executed by the City Manager and City Clerk or their designees and be recorded in the Office of the Linn County Recorder.

Passed this 5th Day of November 2013.

RESOLUTION NO.

RESOLUTION RESCINDING RESOLUTION NO. 1526-09-13 AND
AUTHORIZING EXECUTION OF CORRECTIVE SPECIAL WARRANTY DEED
FOR CITY-OWNED PROPERTY AT 1320 ELLIS BOULEVARD NW WITH
NEWBO DEVELOPMENT GROUP LLC PARTICIPATING IN THE THIRD
ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, the City Council adopted Resolution No. 1526-09-13 which authorized execution of a Special Warranty Deed for City owned property at 1320 Ellis Boulevard NW acquired through the Voluntary Property Acquisition Program; and

WHEREAS, the Special Warranty Deed being authorized provided an incorrect legal description of the property and shall be rescinded in its entirety; and

WHEREAS, the corrective Special Warranty Deed has been prepared and is now ready for execution; and

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 1320 Ellis Boulevard 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 August 17, 2013 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on August 27, 2013 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 NewBo Development Group LLC to construct a single-family dwelling on the aforementioned City-owned property constitutes good, adequate, fair and valuable consideration for the property;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1526-09-13 be rescinded and that the corrective Special Warranty Deed be executed by the City Manager and City Clerk or their designees and be recorded in the Office of the Linn County Recorder.

Passed this 5th Day of November 2013.



31kk

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Community Development

Presenter at meeting: Thomas Smith

Phone Number/Ext: 319 286-5161

Email: t.smith@cedar-rapids.org

Alternate Contact Person: Seth Gunnerson

Phone Number/Ext: 319 286-5129

Email: s.gunnerson@cedar-rapids.org

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

Resolution adopting the City of Cedar Rapids Historic Preservation Commission Work Plan for 2014. CIP/DID #691376

Background:

The Cedar Rapids Historic Preservation Commission (HPC) adopted its first annual workplan in 2009. In October, HPC members reviewed their most recent 2013 work plan and updated it with revised goals, objectives and actions for the year 2014. The Historic Preservation Commission Chair most recently previewed this work plan with the Council Development Committee at its October 23, 2013 meeting and received feedback, which was incorporated into the plan.

The Commission has agreed to prioritize its action items based on the following goals in 2014:

1. Help coordinate preservation, salvage and documentation of historic structures.
2. Increase communication
3. Improve public relations;
4. Provide information and education opportunities for public; and
5. Provide educational opportunities for HPC members.

Each of these goals has clearly defined objectives, actions steps to achieve those objectives and a process to measure the progress. In addition, each of these action steps is assigned an owner on the Commission.

Action / Recommendation:

City staff recommends approval of the Resolution.

Alternative Recommendation:

Table the resolution and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 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):

The Historic Preservation Commission (HPC) most recently previewed this work plan with the City Council Development Committee at its October 23, 2013 meeting and received feedback and comments, which were incorporated into the plan.

RESOLUTION NO.

RESOLUTION APPROVING THE CITY OF CEDAR
RAPIDS HISTORIC PRESERVATION COMMISSION
WORK PLAN FOR 2014

WHEREAS, the Historic Preservation Commission was established by the Cedar Rapids Municipal Code Chapter 18 to advise the City Council on matters pertaining to Historic Preservation; and

WHEREAS, the Commission created their first work plan in 2009 and is revising their work plan for 2014 to meet the objectives outlined in the Municipal Code; and

WHEREAS, the Commission presented its work plan to the Council's Development Committee on October 23, 2013 and received recommendation for approval by the City Council;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached City of Cedar Rapids Historic Preservation Commission (HPC) Work Plan for 2014 is hereby adopted.

Passed this 5th day of November, 2013.



City of Cedar Rapids Historic Preservation Commission Work Plan for 2014

General Information

CHARTER

The Historic Preservation Commission (HPC) is comprised of at least 11 volunteer citizens appointed by the Mayor and approved by the City Council for three year terms. The Cedar Rapids Historic Preservation Commission makes recommendations on National Register of Historic Places nominations and local historic district designation. With City Council approval, the Historic Preservation Commission initiates historic preservation studies designed to identify and preserve the City's historic building resources. The Commission also reviews and approves applications for Certificates of Appropriateness in the two local historic districts.

MEETINGS

The Historic Preservation Commission meets every second and fourth Thursday of the month at 4:30 p.m. unless otherwise published. Meetings are held at the Cedar Rapids City Hall.

COMMISSIONERS and CONTACTS

Commissioners

Amanda McKnight-Grafton, *Chair*
Todd McNall, *Vice-Chair*
Bob Grafton, *Secretary*
Pat Cargin
Moirra Blake
Barbara Westercamp
Tim Oberbroeckling
Mark Stoffer Hunter
Ron Mussman
Vacant Position
Vacant Position

Council Liaison

Ann Poe
(319) 286-5099
a.poe@cedar-rapids.org

Staff Liaisons

Thomas Smith
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This work plan serves as a guide to action and may be adapted or revised as new events and opportunities arise.

Process

On October 10th, the Historic Preservation Commission met to affirm its goals for a 2014 work plan. The Commission engaged in an action planning process that involved the following steps:

- **Commitments and Vision:** Selection of goals that the Commission agreed upon and believed were achievable over the course of a year.
- **Key Actions:** Identification of action steps to address goals.

This work plan contains the work performed by the Commission to date and will be updated to reflect the conclusion of the process and any changes that may arise during finalization of the plan.

City of Cedar Rapids Historic Preservation Commission
Work Plan for 2014

Work Plan

VISION

The purpose of Chapter 18 of the Municipal Code, which outlines historic preservation and the duties of the HPC is to:

- (1) Promote the educational, cultural, economic and general welfare of the public through the recognition, enhancement, and perpetuation of sites and districts of historical and cultural significance;
- (2) Safeguard the city's historic, aesthetic and cultural heritage by preserving sites and districts of historic and cultural significance;
- (3) Stabilize and improve property values;
- (4) Foster pride in the legacy of beauty and achievements of the past;
- (5) Protect and enhance the city's attractions to tourists and visitors and the support and stimulus to business thereby provided;
- (6) Strengthen the economy of the city;
- (7) Promote the use of sites and districts of historic and cultural significance as places for the education, pleasure, and welfare of the people of the city.

GOAL 1

Participate in preservation, salvage and documentation of historic structures

TASK	ASSIGNMENT	DUE
-Review historic surveys and National Register nominations related to FEMA MOAs and State LOA with City	Full Commission/Staff	Ongoing
-Prepare a criteria list of historic Cedar Rapids buildings and architecture	Full Commission	2 nd Quarter
-Determine neighborhoods' interests in establishing local historic districts/landmarks	Full Commission	3 rd Quarter
-Continue recommending improvements to historic preservation ordinance and processes	Full Commission	Ongoing

GOAL 2

Increase communication

TASK	ASSIGNMENT	DUE
-Make improvements to HPC website for ease of use and to provide more information	Staff	1 st Quarter
-Create informational brochure to explain benefits of historic districts and HPC processes	Full Commission/Staff	2 nd Quarter

City of Cedar Rapids Historic Preservation Commission
Work Plan for 2014

GOAL 3

Improve public relations

TASK	ASSIGNMENT	DUE
-Send brochure to all property owners in historic districts explaining benefits and requirements	Staff	3 rd Quarter
-Continue to honor exemplary preservation efforts through annual Community Preservation Awards and the Preservation Showcase	Full Commission	3 rd Quarter

GOAL 4

Provide information and educational opportunities for the public

TASKS	ASSIGNMENT	DUE
-Hold two trainings per year on various practical preservation topics like wood window repair and brick tuckpointing	Full Commission/Staff	2 nd and 4 th Quarters
-Participate as leaders in planning the 2014 Preserve Iowa Summit in Cedar Rapids	Full Commission	Ongoing
-Develop historic district markers and signage to help public identify key historic areas and landmarks	Full Commission/Staff	3 rd Quarter

GOAL 5

Provide educational opportunities for HPC members

TASKS	ASSIGNMENT	DUE
-Continue to provide outside training opportunities, and encourage attendance at 2014 Preserve Iowa Summit and public trainings	Full Commission/Staff	Ongoing



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Community Development

Presenter at meeting: Seth Gunnerson

Phone Number/Ext: 319 286-5129

Email: s.gunnerson@cedar-rapids.org

Alternate Contact Person: Joe Mailander

Phone Number/Ext: 319 286-5822

Email: j.mailander@cedar-rapids.org

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

Resolution adopting the City of Cedar Rapids City Planning Commission Work Plan for 2014.
CIP/DID #572803

Background:

On October 23, 2013 the City Planning Commission (CPC) Work Plan was presented to the City Council Development Committee and was recommended for approval by the City Council.

In September 2013, the City Planning Commission (CPC) met to develop a work plan for 2014. The Commission engaged in an action planning process that described the Commission's commitments and vision, identified action steps to achieve commitments, coordinated Commission leads for the action steps, and placed actions on a year-long timeline.

From the work planning process, the following vision was reaffirmed by the City Planning Commission:

"To improve the standard of planning and development activities in the City of Cedar Rapids while being use and user friendly in fulfilling City needs for housing, commercial and industrial development."

To achieve this vision, the Commission identified the following goals:

- Assist in Developing a Sustainable Development Measurement Tool
- Increase knowledge of CPC by attending training opportunities
- Participate and contribute to the development of the City's Comprehensive Plan
- Increase interaction and communication with City Council

Action steps and a timeline to achieve each of these goals are listed within the work plan.

Action / Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

Table the resolution and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 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):

The City Planning Commission (CPC) most recently previewed this work plan with the City Council Development Committee at its October 23, 2013 meeting and recommended approval of the work plan.

RESOLUTION NO.

RESOLUTION APPROVING THE CITY OF CEDAR RAPIDS CITY
PLANNING COMMISSION WORK PLAN FOR 2014

WHEREAS, the City Planning Commission has been established and organized according to the provisions of Chapter 6.03 of the Municipal Code of the City of Cedar Rapids, Iowa.

WHEREAS, the Commission created a work plan for the year 2014 that meets the responsibilities provided by Chapter 6.03 and other applicable sections of the Municipal Code and

WHEREAS, the Commission presented its work plan to the Council's Development Committee on October 23, 2013 and received recommendation for approval by the City Council; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached City of Cedar Rapids City Planning Commission Work Plan for 2014 is hereby adopted.

Passed this 5th day of November, 2013.



City of Cedar Rapids City Planning Commission Work Plan for 2014

General Information

CHARTER

The City Planning Commission is a nine member commission appointed by the Mayor of the City of Cedar Rapids. The Commission was established by City Code to review and make recommendations to the City Council on various land development issues including proposed City comprehensive plans, zoning regulations, requests for the rezoning of land, site development plans, conditional use requests, and subdivision of land.

MEETINGS

The City Planning Commission meets every three weeks on Thursday at 3:00 p.m. unless otherwise published. Meetings are held at City of Cedar Rapids City Hall Council Chambers.

COMMISSIONERS and CONTACTS

Commissioners

Scott Overland, *Chair*
Jim Halverson, *Vice-Chair*
Samantha Dahlby
Carletta Knox-Seymour
Richard Pankey
Mike Tertinger
Allan Thoms
Virginia Wilts
Vacant Position

Council Liaison

Chuck Swore
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Seth Gunnerson
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This work plan serves as a guide to action and may be adapted or revised as new events and opportunities arise.

Process

On August 19, 2013 a City Planning Commission sub-committee met to begin development of a work plan for the 2014 calendar year. The Commission engaged in an action planning process that involved the following steps:

- **Current Reality:** Assessment of the Commission's strengths, weaknesses, accomplishments and challenges.
- **Commitments and Vision:** Selection of goals that the Commission agreed upon and believed were achievable over the course of a year. Development of a vision statement to describe the intended outcome of achieving the work plan.
- **Key Actions:** Identification of action steps to accomplish Commitments and to address weaknesses and challenges listed in the Current Reality phase of the process. Similar Key Actions were grouped into key task groups.
- **Calendar Timeline:** Ranking of Key Actions from easiest to most difficult and arrangement of Key Actions throughout a year-long timeline.
- **Coordination:** Designation of a leader for each task group and determination of a tracking process to report updates.

This work plan contains the work performed by the Commission to date and will be updated to reflect the conclusion of the process and any changes that may arise during finalization of the plan.

City of Cedar Rapids City Planning Commission
Work Plan for 2013-2014

Work Plan

VISION

To improve the standard of planning and development activities in the City of Cedar Rapids while being use and user friendly in fulfilling City needs for housing, commercial and industrial development.

GOAL 1

Develop a Sustainable Development Measurement Tool

TASK	ASSIGNMENT	DUE
-Review best practices used by other communities for parking standards, storm water, and other key areas.	Full Commission	Ongoing

GOAL 2

Increase knowledge of CPC by attending training opportunities

TASK	ASSIGNMENT	DUE
-Staff will continue to provide updates on training opportunities.	Ongoing	Ongoing
-CPC will proactively look for training opportunities they are interested in.	Full Commission/Staff	Ongoing

GOAL 3

Participate and contribute to the development of the City's Comprehensive Plan

TASK	ASSIGNMENT	DUE
-Review and provide input on draft and final plans	Full Commission	TBD

GOAL 4

Increase interaction and communication with City Council as necessary

TASKS	ASSIGNMENT	DUE
-Continue to ensure CPC attendance at City Council and Development Committee meetings as needed.	Chair	Ongoing



Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Community Development

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

Phone Number/Ext: 319 286-5129

Alternate Contact Person: Jim Kern, VAC Chair
Email: jfkern1949@gmail.com

Phone Number/Ext: 319 362-7375

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

Resolution adopting the City of Cedar Rapids Visual Arts Commission Work Plan for 2014.
 CIP/DID #625453

Background:

This resolution is to approve the 2014 Visual Arts Commission Work Plan. The Visual Arts Commission (VAC) is a recommending body tasked with overseeing the City's public art collection and making recommendations to City Council on the placement, selection, and promotion of public art. The City currently lists 135 pieces of art in its collection, ranging from small paintings to large public sculptures. The total value of the collection is estimated at nearly \$6.6 million.

In September and October of 2013, the Visual Arts Commission met to develop a work plan for 2014. The work plan is reflective of the Charter for the Commission, which is:

"The City of Cedar Rapids Visual Arts Commission is a nine member Commission appointed by the Mayor and approved by the City Council. The Commission was established as the recommending body regarding public visual art within the City by Resolution No. 316-2-94 dated February 23, 1994."

Charter goals for the Commission include:

- a. To improve the appearance and cultural climate of the city, so as to enhance quality of life and community prestige.
- b. Involve the public in the selection and dedication of public art.
- c. Use eligible funds wisely to incorporate public art in our city.
- d. To use art as an aid in economic development.
- e. To encourage local artists by supporting their works and efforts.
- f. To incorporate visual arts in the design process of qualifying projects.

2013 was a busy year for the Visual Arts Commission, highlights include:

- Installation of \$100,000 sculpture entitled "Distortion", by Volkan Alkanoglu, in the US Cellular Center Lobby
- Installation of five original paintings by local artists (name) in US Cellular Center
- Installation of "Crystal Impression" by Tom and Jean Latka at Amphitheater
- Restoration of several works of art for the Paramount Theater
- Ignite Event held March 7, attended by nearly 100 residents. Led to downtown intersection Mural Project in July

The 2014 Work Plan includes the following activities:

- Advise City Council on Public Art Collection
 - Serve as recommending body on matters pertaining to public art
 - Develop annual Work Plan
- Public Outreach and Education
 - Promote the City's Art Collection
 - Develop promotional materials and programs
 - Seek resident input on public art
- Stewardship of Public Art Collection
 - Identify opportunities to purchase new art through the 2% for Arts Policy
 - Identify maintenance and conservation needs
 - Research hiring of a Collections manager to conduct surveys of existing hard, maintain records, and develop a conservation plan.

Funding for the Visual Arts Commission comes from remaining Hotel/Motel tax funds, and funds derived from the City's 2% for Arts Policy.

The full work plan is included in this document.

Action / Recommendation:

City staff recommends approval of the resolution

Alternative Recommendation:

Table the resolution and request additional information.

Time Sensitivity: N/A

Resolution Date: November 5, 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):

The Visual Arts Commission most recently previewed this work plan with the City Council Development Committee at its October 2013 meeting and recommended with unanimous approval.

Visual Arts Commission 2014 Work Plan

GENERAL INFORMATION

CHARTER

The City of Cedar Rapids Visual Arts Commission is a nine member Commission appointed by the Mayor and approved by the City Council. The Commission was established as the recommending body regarding public visual art within the City by Resolution No. 316-2-94 dated February 23, 1994.

CHARTER GOALS

1. To improve the appearance and cultural climate of the city, so as to enhance quality of life and community prestige.
2. Involve the public in the selection and dedication of public art.
3. Use eligible funds wisely to incorporate public art in our city.
4. To use art as an aid in economic development.
5. To encourage local artists by supporting their works and efforts.
6. To incorporate visual arts in the design process of qualifying projects.

MEETINGS

Scheduled meetings are held on the second Thursday of every month unless otherwise published, beginning at 4:00 pm at City Hall.

CONTACTS

Commissioners and Term

Jim Kern, Chair	Term thru 2014
Andi Londquist	Term thru 2015
Ann Knierim	Term thru 2015
Mel Andringa	Term thru 2015
Arbe Bareis	Term thru 2015
Marilee Fowler	Term thru 2015
Lynn Ocken	Term thru 2016
VACANT	
VACANT	

City Council Liaison

TBD

Staff Liaisons

Seth Gunnerson
319.286.5129

Visual Arts Commission 2014 Work Plan

s.gunnerson@cedar-rapids.org

2013 Highlights

- Installation of \$100,000 sculpture entitled “Distortion”, by Volkan Alkanoglu, in the US Cellular Center Lobby
- Installation of five original paintings by local artists (John Paul Schafer, Sue Hettmansperger, Mary Zeran, and Susan White) in US Cellular Center
- Installation of “Crystal Impression” by Tom and Jean Latka at Amphitheater
- Restoration of several works of art for the Paramount Theater
- Ignite Event held March 7, attended by nearly 100 residents. Led to downtown intersection Mural Project in July

Advise City Council on Public Art Collection

Goals and Ongoing Tasks

- Review Gift Art Applications and make recommendations to the City Council for inclusion into the collection
- Review and make recommendations on mural applications
- Serve as recommending body on other matters pertaining to public art
- Assist groups interested in installing art in the community.
- Develop annual Work Plan

2014 Action Items

Item	Cost or resource	Timeline
Elect Chair and Vice Chair	VAC	January, 2014
Develop 2015 Work Plan	VAC and Staff	October, 2014
Present Work Plan to Development Committee	VAC and Staff	October, 2014
Present Work Plan to City Council	VAC and Staff	January, 2015

Public Outreach and Education

Ongoing Tasks

- Promote newly acquired art in the community
- Develop promotional materials to educate and celebrate public art collection
- Represent the City at public events such as Downtown Farmer’s Markets.
- Seek resident input on ideas to enhance Cedar Rapids

Visual Arts Commission 2014 Work Plan

2014 Action Items

Item	Cost or resource	Timeline
Develop promotional material for art collection – either pamphlets or downtown tours	Up to \$10,000	Early 2014
Update website	Staff	Early 2014
Update photography to include new and relocated pieces	Up to \$2,500	Mid 2014

Stewardship of Public Art Collection

Ongoing Tasks

- Identify opportunities to purchase new art through the 2% for Arts Policy
- Make Recommendations on Gift Art Applications
- Identify maintenance and conservation needs for Public Art Collection

2014 Action Items

Item	Cost	Timeline
<ul style="list-style-type: none"> • Research hiring of a Collections Manager to: <ul style="list-style-type: none"> ○ Survey existing art ○ Maintain Records, including appraisal of art ○ Develop Conservation Plan and schedule 	Up to \$10,000	Early 2014
<ul style="list-style-type: none"> • Install or deaccess public art currently in storage 	Staff and VAC Subcommittee	Early 2014
<ul style="list-style-type: none"> • Identify opportunities to purchase art as part of the 2% for art policy for FY2015 	As available in FY15 Budget	Early 2014
<ul style="list-style-type: none"> • Work to develop budgets and timelines for any public art purchases through 2% for Arts Policy 	Staff and VAC Subcommittee	Mid 2014

RESOLUTION NO.

RESOLUTION APPROVING THE CITY OF CEDAR
RAPIDS VISUAL ARTS COMMISSION WORK PLAN FOR
2014

WHEREAS, the Visual Arts Commission was established as the recommending body regarding public visual art within the City by Resolution No. 316-2-94 dated February 23, 1994.

WHEREAS, the Commission created a work plan for the year 2014 that meets the charter goals established by Resolution No. 316-2-94; and

WHEREAS, the Commission presented its work plan to the Council's Development Committee on October 23, 2014 and received recommendation for approval by the City Council;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached City of Cedar Rapids Visual Arts Commission Work Plan and Deaccession Policy is hereby adopted.

Passed this 5th day of November, 2013.



Visual Arts Commission 2014 Work Plan

GENERAL INFORMATION

CHARTER

The City of Cedar Rapids Visual Arts Commission is a nine member Commission appointed by the May and approved by the City Council. The Commission was established as the recommending body regarding public visual art within the City by Resolution No. 316-2-94 dated February 23, 1994.

CHARTER GOALS

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2. Involve the public in the selection and dedication of public art.
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5. To encourage local artists by supporting their works and efforts.
6. To incorporate visual arts in the design process of qualifying projects.

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Andi Londquist	Term thru 2014
Ann Knierim	Term thru 2015
Arbe Bareis	Term thru 2015
Marilee Fowler	Term thru 2015
Lynn Ocken	Term thru 2016

VACANT

VACANT

City Council Liaison

TBD

Staff Liaisons

Seth Gunnerson

319.286.5129

s.gunnerson@cedar-rapids.org

Visual Arts Commission 2014 Work Plan

2013 Highlights

- Installation of \$100,000 sculpture entitled “Distortion”, by Volkan Alkanoglu, in the US Cellular Center Lobby
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Ongoing Tasks

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Visual Arts Commission 2014 Work Plan

2014 Action Items

Item	Cost or resource	Timeline
Develop promotional material for art collection – either pamphlets or downtown tours	Up to \$10,000	Early 2014
Update website	Staff	Early 2014
Update photography to include new and relocated pieces	Up to \$2,500	Mid 2014

Stewardship of Public Art Collection

Ongoing Tasks

- Identify opportunities to purchase new art through the 2% for Arts Policy
- Make Recommendations on Gift Art Applications
- Identify maintenance and conservation needs for Public Art Collection

2014 Action Items

Item	Cost	Timeline
<ul style="list-style-type: none"> • Research hiring of a Collections Manager to: <ul style="list-style-type: none"> ○ Survey existing art ○ Maintain Records, including appraisal of art ○ Develop Conservation Plan and schedule 	Up to \$10,000	Early 2014
<ul style="list-style-type: none"> • Install or deaccess public art currently in storage 	Staff and VAC Subcommittee	Early 2014
<ul style="list-style-type: none"> • Identify opportunities to purchase art as part of the 2% for art policy for FY2015 	As available in FY15 Budget	Early 2014
<ul style="list-style-type: none"> • Work to develop budgets and timelines for any public art purchases through 2% for Arts Policy 	Staff and VAC Subcommittee	Mid 2014

**Council Agenda Item Cover Sheet****Council Meeting Date:** November 5, 2013**Submitting Department:** Finance – Purchasing Services**Presenter at meeting:** Consent Agenda**Phone Number/Ext:****Alternate Contact Person:** Dennis Hogan**Phone Number/Ext:** 5860**Email:** d.hogan@cedar-rapids.org**Alternate Contact Person:** Diane Rodenkirk**Phone Number/Ext:** 5023**Email:** d.rodenkirk@cedar-rapids.org**Description of Agenda Item:**

Fleet Services purchase of one 40' aerial bucket truck from Junge Center Point in the amount of \$103,251. CIP/DID #0913-060

Background:

Purchasing Services solicited bids on behalf of Fleet Services and four were received. Following review of the submittals, Fleet Services recommends award to the lowest responsive and responsible bidder, Junge Center Point with Altec aerial and bucket. Note that local preference affected the award of this bid.

Company Name	Location	Price
Junge Center Point (with Altec)	Center Point	\$103,251.00
Stivers Ford Lincoln (with Dur-A-Lift)	Waukee	\$102,954.00
Stivers Ford Lincoln (with Altec)	Waukee	\$104,650.00
Junge Center Point (with Dur-A-Lift)	Center Point	\$105,355.00

Action / Recommendation: Recommend Council approve the Resolution**Alternative Recommendation:****Time Sensitivity:****Resolution Date:** November 5, 2013**Estimated Presentation Time:** 0 minutes**Budget Information (if applicable):** 073-073000-073001**Local Preference Policy** Applies ☒ Exempt ☐**Explanation:** Local preference affected this award

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for the purchase and delivery of one 40' aerial bucket truck on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, four responses were received; and

WHEREAS, Fleet Services is making the following recommendation for award to Junge Center Point, which was the lowest responsive and responsible bidder when the buy local preference is applied; and

WHEREAS, the total cost is \$103,251.

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

Passed this 5th day of November 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Andrew Lundy

Phone Number/Ext: 5968

Email: a.lundy@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Contract for incinerator stack replacement project with Modern Sheet Metal for the Water Pollution Control Facility for an amount not to exceed \$93,690. CIP/DID #0913-054

Background:

Purchasing Services solicited bids on behalf of the Water Pollution Control Facility for the incinerator stack replacement project. Two bids were received. The Water Pollution Control Facility recommends award to Modern Sheet Metal as the lowest responsive and responsible bidder. The project will be completed no later than March 31, 2014.

Bids received:

Company Name	Location	Price
Modern Sheet Metal	Cedar Rapids	\$93,690
Tricon General Construction	Cedar Rapids	\$244,000

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 553000-615-615000-615219

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for incinerator stack replacement on behalf of the City of Cedar Rapids Water Pollution Control Facility; and

WHEREAS, responses were received from two vendors; and

WHEREAS, the Water Pollution Control Facility is making the following recommendation for award to Modern Sheet Metal, which was the lowest responsive and responsible bidder; and

WHEREAS, the project will be completed prior to March 31, 2014; and

WHEREAS, the not to exceed cost is \$93,690.

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 Modern Sheet Metal as described herein.

Passed this 5th day of November, 2013.

Council Agenda Item Cover Sheet

Council Meeting Date: 11-05-13

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:

Rental Agreement with Koch Brothers for the rental of five Lanier digital copiers for the following city departments; Police, Safety and Wellness, and Transit. CIP/DID #0913-047

Background:

The proposed digital copiers are replacements for existing copiers and printers that have reached the end of their useful life. These copiers will be placed in the City facilities listed below.

	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.

The City has standardized to Lanier copiers. Koch Brothers extends the pricing to all political subdivisions, including the City, from the University of Iowa contract number 14428.

Per Iowa law, a notice was published of the proposed action and the time and place of the meeting which the council proposes to take action (November 5, 2013). At that meeting, council shall receive any oral or written objections to the action.

Action / Recommendation:

Recommend that the City Council approve the Resolution for the rental of five Lanier digital copiers as described above and that the City Manager and the City Clerk are authorized to execute a Rental Agreement with Koch Brothers.

Alternative Recommendation:
none

Time Sensitivity: Not time sensitive

Resolution Date: 11-05-13

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):

RESOLUTION NO.

WHEREAS, during its November 5, 2013 meeting, the Cedar Rapids City Council considered a proposal to enter into a term "cost per copy" agreement with Koch Brothers, 228 Northland Court NE, Cedar Rapids, Iowa 52402; and

WHEREAS, notice that the Cedar Rapids City Council would be considering this proposal had been published in the Cedar Rapids Gazette on October 26, 2013; and

WHEREAS, during this meeting, the Cedar Rapids City Council gave opportunity for interested parties to present information both for and against this proposal and otherwise received information concerning aspects of this proposed transaction; and

WHEREAS, information received by the Cedar Rapids City Council indicates that the term of the proposed rental agreement is shorter than the expected economic life of the property subject of the proposal; and

WHEREAS, the City of Cedar Rapids, Iowa desires to rent the copiers listed below from Koch Brothers for a period of 60 months at a flat cost per page rate.

	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

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that based upon the facts as cited herein above, that the City Manager and the City Clerk are authorized to execute the agreement with Koch Brothers.

Passed this 5th day of November 2013.



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Council Agenda Item Cover Sheet

Council Meeting Date: November 5, 2013

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Mark Ultis

Phone Number/Ext: X4623

Email: marku@cedar-rapids.org

Description of Agenda Item:

Agreement for the purchase of a Total Organic Carbon Analyzer for the Utilities Department with Skalar, Inc. for the total amount of \$35,965. CIP/DID #0913-050

Background:

Bids were solicited on behalf of the Utilities Department for the purchase of a Total Organic Carbon (TOC) Analyzer with two (2) bids submitted.

Award is recommended to Skalar, Inc. as the only bidder to meet the specifications. The term of the initial agreement is November 6, 2013 through December 31, 2015 with ongoing renewals as agreed upon between the City and the Contractor. The total expenditure will be \$35,965 budgeted in GL account #554000611-611003.

The Agreement includes one (1) fully installed TOC Analyzer with computer system with two days on-site training and an extended 2-year warranty. The TOC Analyzer will be used by the Utilities Department to determine the strength of organic wastes from industrial and treatment process sources and in drinking water samples as required by the Iowa Department of Natural Resources (IDNR) permit.

Bids were received from the following:

Skalar, Inc. of Buford, GA: \$35,965

Teledyne Tekmar of Mason, OH: \$32,978.44 (does not meet spec)

Action / Recommendation:

Resolution authorizing execution of Agreement for Total Organic Carbon Analyzer for the total amount of \$35,965.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: November 5, 2013

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 554000-611-611003

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference applies for this purchase but there were no local bidders.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids on behalf of the Utilities Department for the purchase of a Total Organic Carbon Analyzer; and

WHEREAS, responses were received from two suppliers; and

WHEREAS, the Utilities Department is making the following recommendation for award to Skalar, Inc., as the only bidder to meet the specifications; and

WHEREAS, the term of the initial Agreement shall be November 6, 2013 to December 31, 2015 with ongoing renewals as agreed upon between the City and Skalar, Inc.; and

WHEREAS, the total expenditure will be \$35,965, from the Utilities 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 an Agreement with Skalar, Inc. as described herein.

Passed this 5th day of November, 2013.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5814

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

Phone Number/Extension: 5547

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

Report on bids and resolution awarding and approving contract in the amount of \$73,290.63 plus incentive up to \$6,000, bond and insurance of Iowa State Contractors, Inc. for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (estimated cost is \$86,000). CIP/DID #304285-01

Background:

Ricklefs Excavating, Ltd., Anamosa, IA	\$77,801.50
Iowa State Contractors, Inc., Ottumwa, IA	*\$77,890.13
Dave Schmitt Construction, Cedar Rapids, IA	*\$78,942.95
Zinser Grading & Excavating, LLC, Walford, IA	\$79,727.95
Pirc-Tobin Construction, Inc., Alburnett, IA	*\$79,797.79
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$85,990.60
Peterson Contractors, Inc., Reinbeck, IA	\$89,786.90
All American Concrete, Inc., West Liberty, IA	\$90,467.80
Rathje Construction Co., Marion, IA	\$91,677.75
Connolly Construction, Inc., Peosta, IA	\$91,728.45
Borst Brothers Construction, Inc., Marion, IA	\$95,426.40

*Multiplication/Addition error found in bid

Iowa State Contractors, Inc. submitted the lowest of the bids received on October 23, 2013 for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project. The bid is within the approved budget. Construction work is anticipated to begin this winter and be completed within 173 calendar days.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Iowa State Contractors, Inc. was corrected to be \$73,290.63, based on the unit prices submitted and the correct bid quantity totals.

Iowa State Contractors, Inc., Ottumwa, IA	\$73,290.63
Possible Incentive	<u>\$6,000.00</u>
Total Award	\$79,260.63

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$73,290.63 plus incentive up to \$6,000, bond and insurance of Iowa State Contractors, Inc. for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project.

Alternative to the Recommendation:

If Council chooses not to award the contract for said project, the project could not go forward as proposed unless the bidding process is repeated.

Time Sensitivity: Normal. Chapter 26.10 of the Code of Iowa requires the Bid security to be returned within 30 days after the bid opening. Deferral of the contract award after November 5, 2013 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: November 5, 2013

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.



October 23, 2013

City Council
City of Cedar Rapids

RE: Report on bids as read for the 8th Street NW at Ellis Lane NW Flood Protection Improvements, Contract Number 304285-01

Dear City Council:

Bids were received on October 23, 2013 for the 8th Street NW at Ellis Lane NW Flood Protection Improvements project as follows:

Ricklefs Excavating, Ltd., Anamosa, IA	\$77,801.50
Iowa State Contractors, Inc., Ottumwa, IA	\$77,890.13
Dave Schmitt Construction, Cedar Rapids, IA	\$78,942.95
Zinser Grading & Excavating, LLC, Walford, IA	\$79,727.95
Pirc-Tobin Construction, Inc., Alburnett, IA	\$79,797.79
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Rathje Construction Co., Marion, IA	\$91,677.75
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Borst Brothers Construction, Inc., Marion, IA	\$95,426.40

The engineers cost opinion for this work is \$86,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in cursive script, appearing to read "Scott Sovers".

Scott Sovers, P.E.
Project Engineer I

SKS/cap

cc: David J. Elgin, P.E., L.S., Public Works Director/City Engineer
Robert A. Davis, P.E., Engineering Manager

Public Works Department
1201 Sixth Street S.W. • Cedar Rapids, Iowa 52404-5836 • (319) 286-5802 • FAX (319) 286-5801

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on October 8, 2013 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 8th Street NW at Ellis Lane NW Flood Protection Improvements public improvement project (Contract No. 304285-01) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on October 12, 2013 pursuant to which a public hearing was held on October 22, 2013, and

WHEREAS, the following bids were received, opened and announced on October 23, 2013 by the City Engineer, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on November 5, 2013:

Iowa State Contractors, Inc., Ottumwa, IA	\$73,290.63
Possible Incentive	<u>\$6,000.00</u>
Total Award	\$79,260.63

Ricklefs Excavating, Ltd., Anamosa, IA	\$77,801.50
Iowa State Contractors, Inc., Ottumwa, IA	*\$77,890.13
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Connolly Construction, Inc., Peosta, IA	\$91,728.45
Borst Brothers Construction, Inc., Marion, IA	\$95,426.40

*Multiplication/Addition error found in bid

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$79,260.63, 304-304000-304285; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Engineer, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. Iowa State Contractors, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

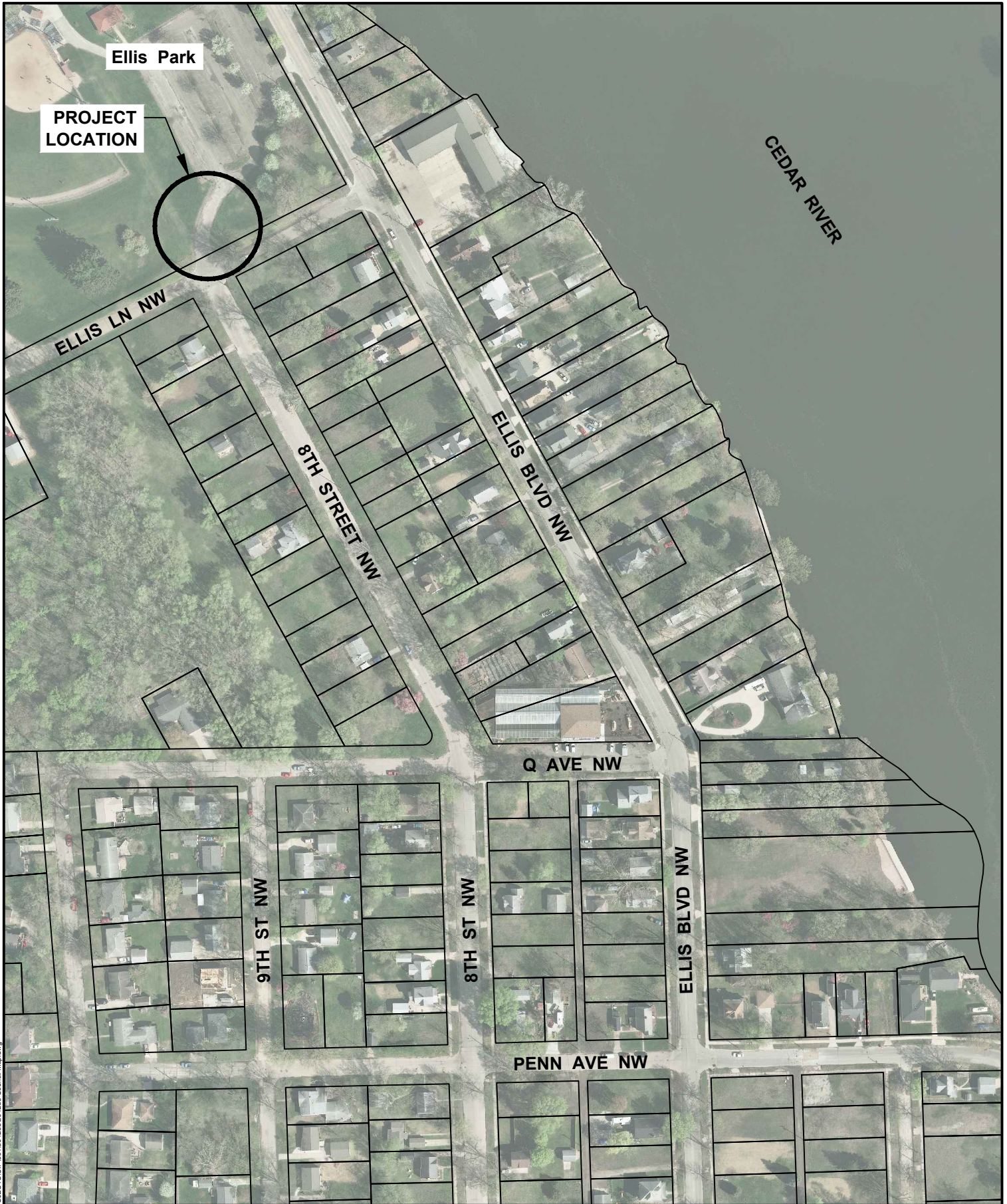
3. Subject to registration with the Department of Labor, the Bid of Iowa State Contractors, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Iowa State Contractors, Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.



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Council Agenda Item Cover Sheet

☐ **Consent Agenda**

☒ **Regular Agenda**

Council Meeting Date: November 5, 2013

Submitting Department: Utilities – Water Pollution Control

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

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

Description of Agenda Item:

Report on bids for the Water Pollution Control Cryogenic Plant Upgrades project (estimated cost is \$2,500,000). (Steve Hershner)

- a. Resolution awarding and approving contract in the amount of \$3,049,000, bond and insurance of WRH, Inc. for the Water Pollution Control Cryogenic Plant Upgrades project. CIP/DID #615180-03

Background:

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

The project also includes several other equipment upgrades to improve the efficiency of the cryogenic plant and to minimize the amount of future maintenance required to keep the plant operational. This includes the replacement of the existing cooling tower, and replacement of the liquid oxygen vaporizers with a new model that requires less energy and less maintenance.

A motion to publish a Notice of Hearing and Letting was approved by the City Council on September 10, 2013. The public hearing was held September 24, 2013.

Five bids were received on October 23, 2013 for the Water Pollution Control Cryogenic Plant Upgrades project.

<u>Bidders</u>	<u>Office Location</u>	<u>Lump Sum Bid</u>
WRH, Inc.	South Amana, IA	\$ 3,049,000
Kleiman Construction Inc.	Cedar Rapids, IA	\$ 3,056,333
Calacci Construction Company	Iowa City, IA	\$ 3,360,000
Tricon General Construction	Cedar Rapids, IA	\$ 3,376,000
Unzeitig Construction	Cedar Rapids, IA	\$ 3,445,000

The engineer's opinion of probable cost for the construction of this project was \$2,500,000. Bids received were higher than the estimate due to conservative estimates by contractors due to the specialized nature of the work and the liquidated damages included in the contract for the automated controls changeover period. The work is anticipated to begin in January 2014 and be completed September 2014.

Action / Recommendation:

The Utilities Department – Water Pollution Control staff recommends awarding the contract to WRH, Inc. in the amount of \$3,049,000.

Alternative Recommendation:

N/A.

Time Sensitivity:

Action needed 11-5-13

Resolution Date:

11-5-13

Estimated Presentation Time:

2 minutes

Budget Information (if applicable):

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

Local Preference Policy

Applies

☐

Exempt ☒

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

Recommend by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on September 10, 2013 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the WPC Cryogenic Plant Upgrades public improvement project (Contract No. 615180-03) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on September 14, 2013 pursuant to which a public hearing was held on September 24, 2013, and

WHEREAS, the following bids were received, opened and announced on October 23, 2013 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on November 5, 2013:

WRH, Inc., South Amana, IA	\$3,049,000
Kleiman Construction Inc., Cedar Rapids, IA	\$3,056,333
Calacci Construction Company, Iowa City, IA	\$3,360,000
Tricon General Construction, Cedar Rapids, IA	\$3,376,000
Unzeitig Construction, Cedar Rapids, IA	\$3,445,000

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$3,049,000, 553000-615-615000-x-x-615180; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the Utilities Director, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. WRH, Inc. is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its Base Bid plus Allowance and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of WRH, Inc. is hereby accepted, and the contract for this public improvement is hereby awarded to WRH, Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

**TABULATION OF BIDS
UTILITIES DEPARTMENT
WATER POLLUTION CONTROL CRYOGENIC PLANT UPGRADES
CITY OF CEDAR RAPIDS, IOWA
CONTRACT #615180-03**

Engineer's Estimate: \$2,500,000.00
Engineer: HDR Engineering

Bid Date: Wednesday, October 23, 2013
Time: 11:00 AM

The following proposals were received by the City of Cedar Rapids for the Water Pollution Control Cryogenic Plant Upgrades project. The work includes demolition of existing cooling tower, liquid oxygen vaporizers, process piping, and pneumatic controls. The project will also include installation of a new cooling tower, an atmospheric liquid oxygen vaporizer, stainless steel process piping, and digital controls including a new PLC.

BIDDERS	WRH, Inc. 1648 T Avenue South Amana, IA 52334	Kleiman Construction Inc 6205 Locust Road SW Cedar Rapids, IA 52404	Calacci Construction Co. P.O. Box 1906 Iowa City, IA 52244	Tricon General Construction, Inc. 746 58th Avenue Ct. SW Cedar Rapids, IA 52404	Unzeitig Construction Company 1619 F Avenue NE Cedar Rapids, IA 52402
ADDENDA 1 ACKNOWLEDGED?	Yes	Yes	Yes	Yes	Yes
CERTIFIED CHECK OR 5% BID BOND	Yes	Yes	Yes	Yes	Yes
LUMP SUM BID PLUS ALLOWANCE	\$ 3,049,000	\$ 3,056,333	\$ 3,360,000	\$ 3,376,000	\$ 3,445,000

Utilities Department recommends award to: WRH, Inc.

Council Agenda Item Cover Sheet

Council Meeting Date: 11-05-13

Submitting Department: Finance – Purchasing Services

Presenter at meeting: John Riggs

Phone Number/Ext: X5981

Email: j.riggs@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

Description of Agenda Item:

Report on bids for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels. (John Riggs)

- a. Resolution awarding and approving contract for the amount not to exceed \$212,400, bond and insurance of D.W. Zinser Company for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (estimated cost is \$230,000) (**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 9 flood-damaged parcels consisting of 9 main structures and 5 accessory structures. Payment for environmental remediation and demolition services rendered shall be on a firm fixed price basis.

One bid was received on October 23, 2013. The bid has 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 D.W. Zinser Company. The cost of this demolition project is \$212,400.

Vendor	City, State	Bid Amount
D.W. Zinser Company	Walford, IA	\$212,400

The contract shall be effective on the date of issuance of the Notice to Proceed and shall end on December 20, 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 an agreement with D.W. Zinser Company for the amount not to exceed \$212,400 for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project, #0813-038.

Alternative Recommendation: None

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

Resolution Date: 11-05-13

Estimated Presentation Time: 2 minutes

Budget Information (if applicable): CDBG

Structures in the Construction Study Area: 3306200002

Structures in the Neighborhood Revitalization Area: 3306200003

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Federally Funded Project - CDBG

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

Explanation (if necessary):



November 5, 2013

City Council - City of Cedar Rapids

RE: Report on bids as read for the Environmental Remediation and
Demolition Services for Flood Damaged Structures and Parcels
Bid # 0813-038

Dear City Council:

Bids were received on October 23, 2013 to provide all-inclusive environmental remediation and demolition services for 9 flood damaged parcels consisting of 9 main structures and 5 accessory structures. Funding is through the Community Development Block Grant (CDBG) Program.

One bid was received. The bid has been reviewed by city staff and it is recommended the bid be awarded to D.W. Zinser Company for the amount not to exceed \$212,400.

DW Zinser Company	Walford, IA	\$131,178
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Sincerely,

Judy Lehman

CITY OF CEDAR RAPIDS PURCHASING SERVICES DIVISION
Judy Lehman, CPPB
Manager, Purchasing Services

cc: John Riggs

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on October 8, 2013 the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the specifications, form of contract and cost estimate for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels public improvement project (Contract No. 0813-038) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on October 12, 2013 pursuant to which a public hearing was held on October 22, 2013, and

WHEREAS, the following bids were received, opened and announced on October 23, 2013 by the City Purchasing Manager, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on November 5, 2013:

D.W. Zinser Company, Walford, IA	\$212,400
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AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$212,400, Structures in the Construction Study Area: 3306200002 and Structures in the Neighborhood Revitalization Area: 3306200003; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA as follows:

1. The previous delegation to the City Purchasing Manager, or designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. D.W. Zinser Company is the lowest responsive, responsible bidder on said work and the City Purchasing Manager, or designee, has recommended that the City accept its Bid and award the contract to it;

3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of D.W. Zinser Company is hereby accepted, and the contract for this public improvement is hereby awarded to D.W. Zinser Company;

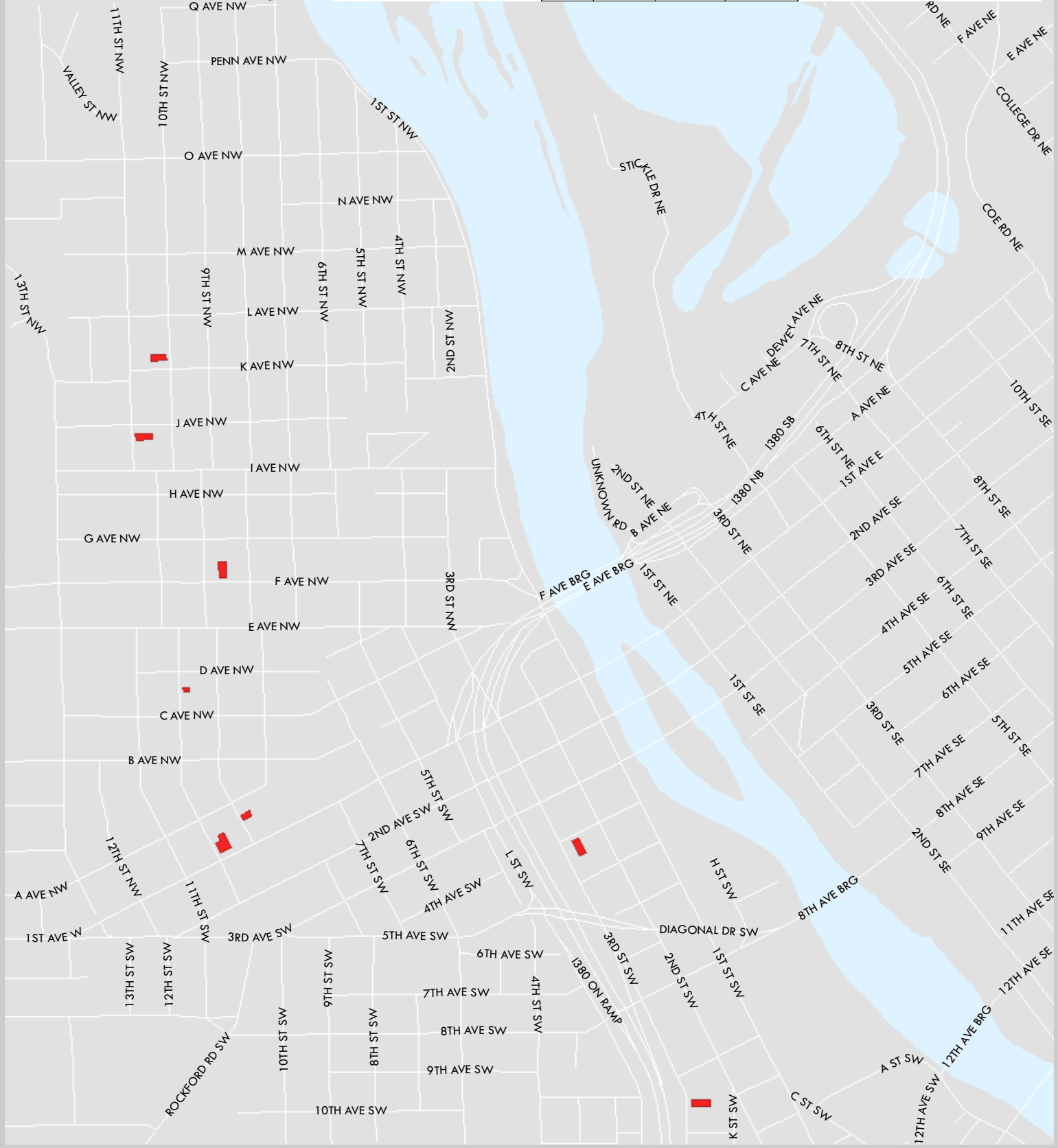
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that the bid securities of the unsuccessful bidders have been returned to them by the City Clerk, and

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

Passed this 5th day of November, 2013.

Demolition Contract # 0813-038 - Address, GPN and Management Area							
	GPN	Address	MGMT Area	CDBG Coding	Structure - Resd. / Comm.	Accessory Structure(s)	Other Information / Formerly Known As;
1	142915600800000	107 10th St NW	NR	3306200003	1		Commercial Mixed Use
2	142915100600000	117 9th St NW	NR	3306200003	1	1	Drive, Walk, Patio, Southside Fence, 2 Poles
3	142913200700000	417 10th St NW	NR	3306200003	1		Drive, Walk, Wood & Chainlink Fence, Misc. Debris
4	142046001200000	820 F Ave NW	NR	3306200003	1	1	Drive, Walk, Fence
5	142043700300000	1019 11th St NW	NR	3306200003	1	1	Fence & Misc. Concrete Debris
6	142042901100000	1206 10th St NW	NR	3306200003	1	1	Drive, Walk, Patio, 3 sides of Fence, Carport
7	141745100600000	1871 Ellis Blvd NW	CA	3306200002	1		Covered Patio, Drive, Walk, 60' Fence
8	142825600500000	221 4th Ave SW	NR	3306200003	1		Ballet Academy
9	142837700300000	1111 3rd St SW	NR	3306200003	1	1	Drive, Walk, Fence & 2 Poles
Totals					9	5	





Council Agenda Cover Sheet 2nd and possible 3rd ORDINANCE READING and possible Resolution

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
Second and possible third reading of an 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.

Resolution authorizing the disposition of 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 and accepting an easement for public storm sewer, water main and public utilities over the vacated right-of-way as requested by TrueNorth Real Estate, L.C. CIP/DID 41-13-044

Background:

A Public Hearing was held on October 22, 2013 in which no objections were heard.
October 22, 2013 - 1st reading of the Ordinance was held and passed.

Action / Recommendation:

November 5, 2013 - 2nd and possible 3rd reading of the Ordinance and would like to pass the resolution for the disposition of Plat of Survey No. 1836 Parcel A as requested by TrueNorth Real Estate, L.C. and accept an easement for utilities.

Time Sensitivity: Normal

Resolution Date: 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.

RESOLUTION NO.

WHEREAS, a notice was duly given and a public hearing held as required by law, and

WHEREAS, the public use has been vacated by ordinance for the following described City property:

A .058 acre strip of City-owned right-of-way located along
the southwesterly property line of 500 First Street SE
(also known as Plat of Survey No. 1836 Parcel "A")

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

1. The City Manager and City Clerk shall execute a Quit Claim Deed conveying the property hereafter described to TrueNorth Real Estate L.C., 500 First Street SE, Cedar Rapids, Iowa 52401:

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

2. The Council determines the fair consideration required for the aforescribed vacation and disposition to be \$100, payable to the City Treasurer.
3. The conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors and assigns as follows:
 - a. TrueNorth Real Estate, L.C. shall save the City of Cedar Rapids harmless from damage or injury or loss of access or diminishing of the value of improved property, under Section 364.15 of the Iowa Code as the result of the vacation and disposition of said property hereinbefore described to said property owner.
4. TrueNorth Real Estate, L.C. shall be required to submit a combined tax statement to the City Assessor's Office, since the square footage does not constitute a buildable lot area in and of itself.
5. The City shall retain an easement for storm sewer, water main and utilities over the vacated area by accepting a Public Storm Sewer, Water Main and Public Utility Easement.

6. The grantee, TrueNorth Real Estate, L.C, shall pay the City Clerk all publication and recording fees associated with this right-of-way vacation and disposition

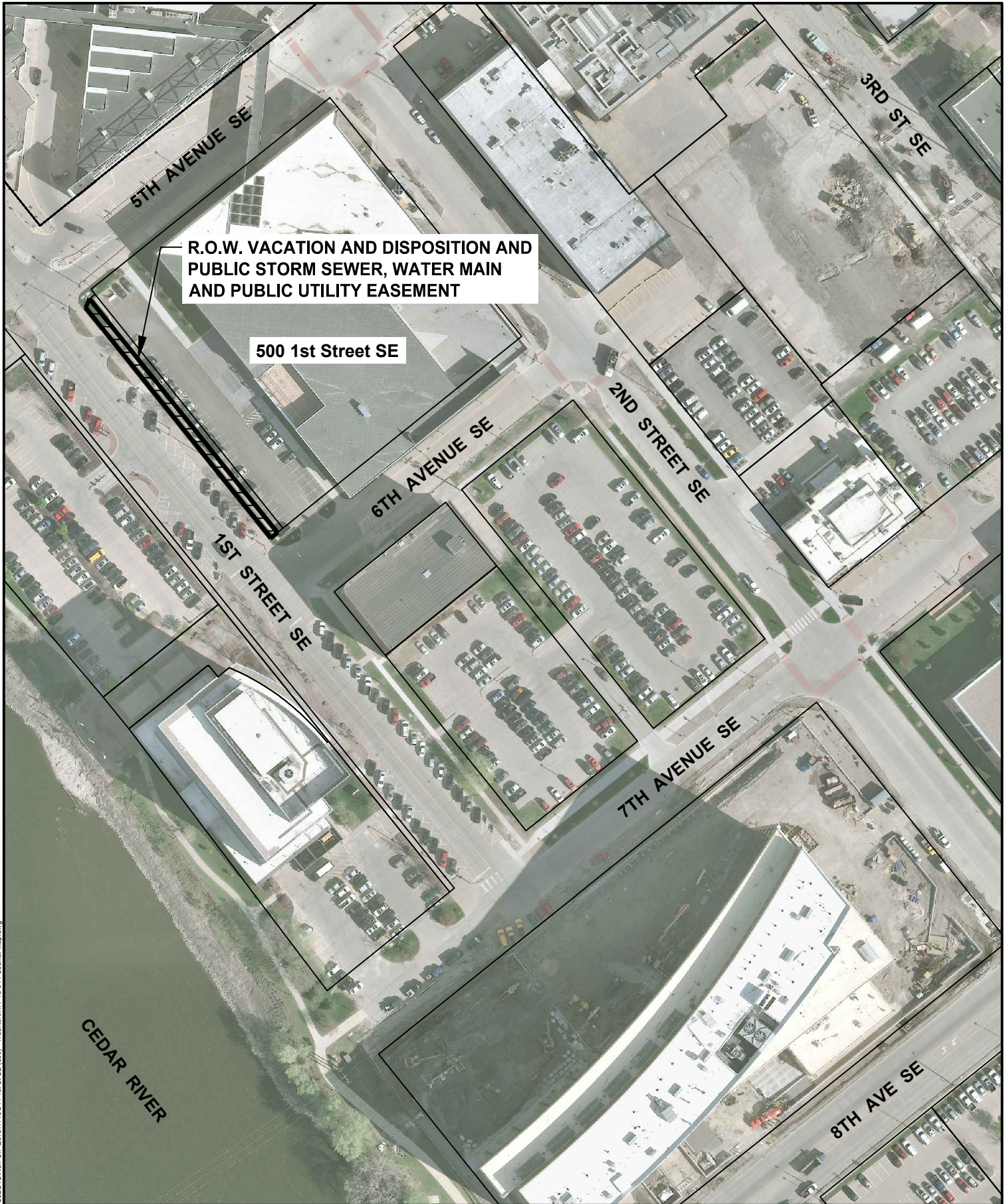
, and

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this conveyance, and

BE IT FURTHER RESOLVED that the Quit Claim Deed, a Public Storm Sewer, Water Main and Public Utility Easement are hereby approved and accepted, and that they shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director, 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 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 2nd and possible 3rd ORDINANCE READING and possible Resolution

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

Second and possible third reading of an 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.

Resolution authorizing the disposition of 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 and accepting an easement for communication lines and sanitary sewer as requested by Mercy Medical Center.
CIP/DID 41-14-012

Background:

A Public Hearing was held on October 22, 2013 in which no objections were heard.
October 22, 2013 - 1st reading of the Ordinance was held and passed.

Action / Recommendation:

November 5, 2013 - 2nd and possible 3rd reading of the Ordinance and would like to pass the resolution for the disposition of Plat of Survey No. 1440 Parcel A as requested by Mercy Medical Center and accept an easement for communication lines and sanitary sewer.

Time Sensitivity: Normal

Resolution Date: 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.

RESOLUTION NO.

WHEREAS, a notice was duly given and a public hearing held as required by law, and

WHEREAS, the public use has been vacated by ordinance for the following described City property:

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
(also known as Plat of Survey No. 1440 Parcel A)

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

1. The City Manager and City Clerk shall execute a Quit Claim Deed conveying the property hereafter described to Mercy Medical Center, Cedar Rapids, Iowa, 701 10th Street SE, Cedar Rapids, Iowa 52403:

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

2. The Council determines the fair consideration required for the aforescribed vacation and disposition is \$24,040 plus a standard 5% closing fee of \$1,202, payable to the City Treasurer.
3. The conveyance is subject to the following conditions which shall be agreed to and accepted in writing by the grantee and be binding upon the grantee, successors and assigns as follows:
 - a. Mercy Medical Center, Cedar Rapids, Iowa shall save the City of Cedar Rapids harmless from damage or injury or loss of access or diminishing of the value of improved property, under Section 364.15 of the Iowa Code as the result of the vacation and disposition of said property hereinbefore described to said property owner.
4. Mercy Medical Center, Cedar Rapids, Iowa shall be required to submit a combined tax statement to the City Assessor's Office, since the square footage does not constitute a buildable lot area in and of itself.
5. The City shall retain an easement for communication lines and sanitary sewer over the vacated area by accepting a Communication Lines and Sanitary Sewer Easement.

6. The grantee, Mercy Medical Center, Cedar Rapids, Iowa, shall pay the City Clerk all publication and recording fees associated with this right-of-way vacation and disposition

, and

BE IT FURTHER RESOLVED, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute a Quit Claim Deed effectuating this conveyance, and

BE IT FURTHER RESOLVED that the Quit Claim Deed and Communication Lines and Sanitary Sewer Easement agreement are hereby approved and accepted, and that they shall be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director, 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 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: November 5, 2013

Submitting Department: Airport

Presenter at meeting: Ken Washburn
Email: k.washburn@crairport.org

Phone Number/Ext:
(319) 731-5720

Alternate Contact Person: Tim Bradshaw
Email: t.bradshaw@crairport.org

Phone Number/Ext:
(319) 731-5711

Description of Agenda Item:

An ordinance deleting Chapter 68 of the Cedar Rapids Municipal Code and replacing it with a new Chapter 68, being an ordinance providing for rules for the operation and management of the airport.

Background:

The Cedar Rapids Airport Commission recommends an ordinance deleting Chapter 68 of the Cedar Rapids Municipal Code and replacing it with a new Chapter 68, being an ordinance providing for rules for the operation and management of the airport.

Action / Recommendation:

Adopt an ordinance deleting Chapter 68 of the Cedar Rapids Municipal Code and replacing it with a new Chapter 68, being an ordinance providing for rules for the operation and management of the airport. The new Chapter 68 updates and modernizes ordinances regulating conduct, traffic, and security relating to the airport.

Alternative Recommendation: None

Time Sensitivity: None

Resolution Date: November 5, 2013

Estimated Presentation Time: 5 minutes

Budget Information (if applicable): None

Local Preference Policy Applies ☐ Exempt ☐

Explanation:

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

Explanation (if necessary):

Changes and updates to City of Cedar Rapids Municipal Code Chapter 68-Airport

In an effort to update Chapter 68 we have changed the definition of the airports location and added definitions describing various areas in 68.01. 68.02 describing the building code is eliminated, and 68.03-06 (.02-05) renumbered and name changed to The Eastern Iowa Airport.

New section 68.06 describing prosecution, enforcement, and penalties and old section 68.07 penalties eliminated.

Section 68.08 (.07) Effective Date renumbered and Section 68.09 Airport Use and Service charge eliminated

Section 68.10 (.08) Appointment and Terms of airport Commission Members renumbered and terms and appointment procedure defined.

Section 68.11(.09) Authorized Personnel-Identification Required-Challenges renumbered and reworded

Section 68.12 (.10) Security Procedures renumbered and procedures reworded

Section 68.13 (.11) Security Requirements renumbered and reworded

Section 68.14 (.12) Unattended Baggage renumbered

Section 68.15 (.13) Motor Vehicles renumbered and reworded

Section 68.16 Scheduled fines and 68.17 Court Penalties eliminated. These sections were incorporated in Section 68.06

Section 68.18 (.14) Animals in the terminal renumbered

New Section 68.15 Weapons and explosives prohibited deals with prohibited items at the airport and provides for exceptions

New Section 68.16 Screening checkpoint restrictions deals with prohibited items at the checkpoint screening area.

ORDINANCE NO.

AN ORDINANCE REPEALING CHAPTER 68 OF THE CEDAR RAPIDS MUNICIPAL CODE, "AIRPORT," AND ENACTING THE FOLLOWING REPLACEMENT CHAPTER 68, "THE EASTERN IOWA AIRPORT," IN LIEU THEREOF, AND PROVIDING PENALTIES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Chapter 68 of the Cedar Rapids Municipal Code is hereby repealed and the following enacted in lieu thereof:

Section1. Chapter 68 of the Cedar Rapids Municipal Code is hereby deleted and the following new Chapter 68 is enacted in lieu thereof as follows:

CHAPTER 68 – AIRPORT

68.01 - DEFINITIONS.

- (a) As used in this ordinance, the term "Airport" or "The Eastern Iowa Airport" shall mean any and all property and improvements thereon now or hereafter owned, leased, operated, or controlled by the Cedar Rapids Airport Commission.
- (b) Air Operations Area (AOA): That portion of the airport designed and used for landing, taking off or surface maneuvering of airplanes. Safeguards must be instituted to preclude unauthorized access to protect personnel, aircraft, equipment and facilities.
- (c) Sterile Area: That portion of the airport that provides passenger access to boarding aircraft and to which access is generally controlled by Transportation Security Administration (TSA) and involves the screening of passengers and luggage. As used in this ordinance, "Sterile Area" and "Concourse" shall have the same meaning.
- (d) Security Identification Display Area (SIDA): That area of the airport in which every person shall continuously and visibly display an identification badge approved by the director of the Airport. In this paragraph, "display" means affixed to the person's outermost garment in the area between the waist and neck.
- (e) Secured Area: That portion of the airport in which the air carriers' agents and employees board and deplane passengers and sort and load baggage, and any adjacent areas that are not separated by adequate security measures. All Secured Areas are SIDA.

68.02 - AUTHORITY OF CITY.

All police powers, regulatory powers, licensing powers, and all other powers granted to and exercised by the City of Cedar Rapids as the same now exist or may hereafter be created or amended, are herewith extended to and made fully and completely applicable to The Eastern Iowa Airport and to all space above the same.

68.03 - STATE AND FEDERAL REGULATIONS.

In any instance where any ordinance, code, rule or regulation of the City of Cedar Rapids is in conflict with state or federal law or regulation, such state or federal provision shall supersede the city provision and such city provision shall be inapplicable as relates to The Eastern Iowa Airport, otherwise, said city provision to remain in full force and effect for the City of Cedar Rapids.

68.04 - REGULATIONS EXTENDED.

The City Council herewith re-enacts, ratifies and confirms all such ordinances, codes, rules and regulations of the City of Cedar Rapids in full force as the same are herewith extended to and made applicable to The Eastern Iowa Airport.

68.05 - AIRPORT COMMISSION.

All powers granted to the City of Cedar Rapids under Chapter 330 of the Iowa Code, except powers to sell the airport or airports, shall be had and exercised by the Cedar Rapids Airport Commission as provided by law.

68.06 – PROSECUTION, ENFORCEMENT, AND PENALTIES.

- (a) All prosecutions for violations of city ordinances may be commenced by filing a subscribed and sworn to complaint with a magistrate, or district court clerk or the clerk's deputy.
- (b) The complaint shall contain:
 - (1) The name of the county and of the court where the complaint is filed.
 - (2) The names of the parties, if the defendants be known, and if not, such names as may be given them by the complaint.
 - (3) A concise statement of the act or acts constituting the offense, including the time and place of its commission as near as may be, and identifying by number the ordinance alleged to be violated.
- (c) The court, upon its own motion, or upon the application of the City Attorney or his assistant, in the furtherance of justice, may order the dismissal of any pending criminal prosecution, the reasons therefor being stated in the order and entered of record, and no such prosecution shall be discontinued or abandoned in any other manner.
- (d) Any violation of this ordinance may be prosecuted as a municipal infraction as provided in section 1.12 of the Cedar Rapids Municipal Code and section 364.22 of the Iowa Code.

68.07 - EFFECTIVE DATE.

This ordinance shall be in full force and effect from and after its passage and publication as provided by law. All licenses or permits heretofore issued by any other governmental agency which have not yet expired shall continue in effect until expired and shall thereafter be obtained under the authority and jurisdiction of the ordinances, codes, rules and regulations and powers of the City of Cedar Rapids.

68.08 - APPOINTMENT AND TERMS OF AIRPORT COMMISSION MEMBERS.

The Airport Commission shall consist of 5 members to serve 3-year terms. The selection and appointment of members to the Airport Commission shall be governed by rules and regulations adopted by the City Council.

68.09 - AUTHORIZED PERSONNEL—IDENTIFICATION REQUIRED - CHALLENGES.

- (a) No person shall fail to continuously display his or her airport issued identification badge while in the Security Identification Display Area or the Air Operations Area. The airport issued identification badge must be displayed above the waist and on the outer-most garment. The photograph of the bearer must be displayed in a fashion that is readily visible. Visitors to the SIDA or AOA who are escorted by the airport director or his designee are exempt from this requirement
- (b) It shall be the duty of every person who has been issued an airport identification badge to question any individual found in the AOA, Secured Area, or SIDA who is not properly displaying an identification badge issued or approved by The Eastern Iowa Airport, or whose identification badge does not have the proper access color. All questioning shall conform to the challenge procedure adopted by the airport.
- (c) Failure to display an identification badge issued or approved by The Eastern Iowa Airport while in the AOA, Secured area, or SIDA, or to properly challenge is a violation of this ordinance and may result in the suspension, revocation, or charges of an individual's unescorted access authority, in addition to any other penalties provided in this chapter.

68.10 - SECURITY PROCEDURES.

- (a) It shall be unlawful for any person to enter upon or be present within a secured area, AOA, SIDA, or sterile area in violation of the systems, measures, or procedures for access control.
- (b) It shall be unlawful for any person to attempt to enter upon or be present within a secured area, AOA, SIDA, or sterile area in violation of the systems, measures, or procedures for access control.
- (c) No person shall be permitted to board any aircraft unless that person has successfully passed through checkpoint screening conducted by authorized officials of the

Transportation Security Agency (TSA). It shall be unlawful for any person to evade, bypass, attempt to evade, or attempt to bypass the screening process or to aid or assist any other person in evading, bypassing, attempting to evade, or attempting to bypass the screening process.

68.11 - SECURITY REQUIREMENTS.

It shall be unlawful for any person or persons who have been issued an airport identification badge to do any of the following:

- (a) Allow or permit any gate, gate chain, door or other security device which controls access to the air operations area to remain opened, unlocked, or unsecured except while in use for purposes of ingress or egress.
- (b) Enter, exit or use any automatic security gate without returning the gate to a locked or secured position.
- (c) Allow or permit another person to use that person's own door key, combination to a door lock, gate access card, airport identification badge, or other security device issued to that person.
- (d) Fail to immediately report any malfunctioning or broken gate, gate chain, door, or other security device to the Airport Safety Department.
- (e) Fail to immediately report any lost or stolen airport identification badge, gate card or key, or other security device to the Airport Safety Department.
- (f) Fail to immediately return any and all airport identification badge, gate card, key, or other security device to the Airport Public Safety when the person terminates employment at The Eastern Iowa Airport or when requested by Airport Director, and/or designee.
- (g) Tamper with or disable a closed circuit television, card reader, or other security device.
- (h) Enter a restricted area which is not specifically authorized or permitted under the identification badge held by the person.

68.12 - UNATTENDED BAGGAGE.

No baggage, luggage, package, box or other article shall be left unattended out of the direct line of vision and immediate control of the person owning or having custody of such item or items. Any such item or items left unattended as defined in this section will be taken into custody by the Airport Public Safety Department officers and be retained until returned to the person entitled to the same upon satisfactory identification.

68.13 - MOTOR VEHICLES.

- (a) No person shall operate a motorized vehicle in or upon the airport operation unless possessed of a valid operator's state driver license.
- (b) No Person shall operate any form of ground equipment in or upon the Airport unless fully trained and qualified in the operation of such equipment.
- (c) No person shall operate any motor vehicle in or upon the airport while under the influence of intoxicating liquors or drugs.

- (d) Except for vehicles classified by the Airport Director as special purpose vehicles, or as otherwise specifically provided, no Person shall operate any motor vehicle in or upon the Airport:
 - (1) in any manner which would be in violation of the Iowa Code or Cedar Rapids Municipal Code governing operation of motor vehicles, if such operation were on a public street or road;
 - (2) which is not licensed, equipped, and in the operating condition required by any local, state, or federal regulation for motor vehicles operated on public streets or roads;
 - (3) for a commercial purpose for which it is not licensed, equipped and in the condition required by applicable state and local law for the type of use in which it is employed;
 - (4) which is not equipped and in the condition required by the Federal Occupational Safety and Health Act (OSHA), or regulations promulgated pursuant thereto, or any state or local law, ordinance, rule or regulation of similar nature or purpose.
- (e) No motor vehicle shall be operated anywhere on the Airport at a speed in excess of 25 miles per hour except where other speed limits are designated by posted sign.
- (f) No motor vehicle shall be operated within fifty (50) feet of an aircraft at a speed in excess of 5 miles per hour.
- (g) No motor vehicle shall be stopped or parked on the Airport, except in areas designated for such purpose.
- (h) No Person shall clean or make any repairs to motor vehicles anywhere on the Airport other than in designated vehicular shop areas, except those minor repairs necessary to remove such motor vehicle from the Airport; nor shall any Person move, interfere, or tamper with any motor vehicle or start the engine without the owner's consent. No Person shall park a vehicle within any designated vehicular parking or storage area except upon the payment of such parking fees, if any, as may be in effect therefore. Specific parking areas may be designated for commercial or special use, based on the class of vehicle and purpose of use. The Parking Area Guidelines of these regulations are in effect unless designated otherwise in a lease, license, contract, or permit issued by the Airport Commission.
- (i) The Airport Director, and/or designee may tow away or otherwise remove, and impound, motor vehicles which are parked or operated on the Airport in violation of these Regulations, or which interfere with Airport operations, at the owner's or operator's expense and without liability for damage, which may result in the course of or after such removal.
- (j) No Person shall abandon any vehicle on the Airport.

- (k) Airport Public Safety Officers are authorized peace officers under Iowa law and have full authority to enforce any other laws of the State of Iowa and the City of Cedar Rapids as required, and to arrest suspected violators.
- (l) All motor vehicle accidents occurring in or upon airport property shall be immediately reported to the Airport Public Safety Department. All motor vehicle accidents occurring on Airport property will be investigated by the Airport Public Safety Department or other appropriate law enforcement agency when requested to do so by the Airport Public Safety Department. The Airport Director will receive a written report within forty-eight (48) hours of such accident.

68.14 - ANIMALS IN THE TERMINAL.

No person in possession or control of an animal shall allow his or her animal inside The Eastern Iowa Airport Terminal Complex unless the animal is confined in a transportation carrier designed and constructed to be capable of confining the animal. Animals carried by hand or confined to a leash are not permitted. Specialty animals, such as seeing eye dogs, or other dogs or animals necessary to assist individuals with disability, or those animals used in public safety activities are exempt from this section.

68.15 - WEAPONS AND EXPLOSIVES PROHIBITED.

- (a) No person shall carry or possess any firearm, explosive, starter's pistol, pellet gun, brass or steel knuckles, or dangerous weapon as defined in Iowa Code Section 702.7, whether genuine or simulated, in or on any airport property, structure, or facility.
- (b) The prohibition in section 68.15(a) shall not apply to any of the following:
 - (1) Persons who by the nature of their employment must board weapons for air shipment.
 - (2) Local, state, and federal credentialed or certified peace officers.
 - (3) United States military personnel performing law enforcement or security duties.
 - (4) Licensed and authorized private security personnel acting in the course of their duties.
 - (5) Firearms secured for flight in accordance with Transportation Security Administration and air carrier regulations.
 - (6) Persons who possess a valid permit to carry a concealed firearm in the state of Iowa. The exemption contained in this section 68.16(b)6 shall not apply in the sterile area and the secured area.
 - (7) Tenants of residential dwelling and aircraft hangars owned by the airport may possess legal weapons or firearms within their leased premises.

68.16 - SCREENING CHECKPOINT RESTRICTIONS.

No person shall present, carry or introduce for inspection, either on their person, in their luggage or in their belongings, any explosive, incendiary or deadly or dangerous weapon or any other

item prohibited by the United States Department of Transportation at the passenger security screening checkpoint.

This prohibition shall not apply to those certified law enforcement officers, authorized airport security officers, authorized flight deck personnel, or other persons authorized and permitted by the United States Department of Transportation to carry weapons through the security screening checkpoint.

Section 2. SEPARABILITY OF PROVISIONS.

It is the intention of the Council that each section, paragraph, sentence, clause, and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 3. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 5. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Passed this _____ day of _____, 2013.