

*“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, July 8, 2014 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 – ADA Celebration Day (Allison Roehrich)

PUBLIC HEARINGS

1. A public hearing will be held to consider the vacation and disposition of public ways and grounds in and to the property described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC (Rita Rasmussen).
 - a. First and possible Second and Third Readings: Ordinance vacating public ways and grounds in and to the property described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC; CIP/DID #41-13-037
 - b. Resolution authorizing the disposition of property described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

2. A public hearing will be held to consider an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW (Rita Rasmussen).
 - a. Resolution authorizing execution of an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW. CIP/DID #49-14-037
3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project (estimated cost is \$1,315,000) (**Paving for Progress**) (Doug Wilson).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project. CIP/DID #3012038-02
4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project (estimated cost is \$1,800,000) (**Paving for Progress**) (Doug Wilson).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project. CIP/DID #3012086-02
5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW Pavement Rehabilitation Improvements project (estimated cost is \$1,430,000) (**Paving for Progress**) (Doug Wilson).
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW Pavement Rehabilitation Improvements project. CIP/DID #3012084-02
6. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (estimated cost is \$940,000) (John Riggs).
 - a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (**FLOOD**). CIP/DID #0514-199

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.**

7. Motion to approve minutes.
8. Motions setting public hearing dates for:
 - a. July 22, 2014 – to consider a change of zone for property at 614 1st Avenue NW from RMF-2, Multiple Family Residence Zone District to C-3, Regional Commercial Zone District as requested by Builders Plus and Gam Thi Nguyen; CIP/DID #RZNE-010698-2014
 - b. July 22, 2014 – to consider the disposition of City-owned commercial property at 525 Valor Way SW (commonly known as Knutson Building) and inviting redevelopment proposals **(FLOOD)**; CIP/DID #OB1292698
 - c. July 22, 2014 – to consider the disposition of City-owned property at the 400 Block of 1st Street SW bounded by 1st and 2nd Streets and 4th and 5th Avenues SW acquired through the Voluntary Acquisition Program for the property disposition process and inviting redevelopment proposals **(FLOOD)**; CIP/DID #OB1292699
 - d. July 22, 2014 – to consider the vacation and disposition of public ways and grounds described as a .01 acre triangle of excess street right-of-way located along the southeasterly right-of-way line of 6th Avenue SW and between 2nd Street and 3rd Street SW as requested by Kingston Village, LLC; CIP/DID #41-13-037
 - e. July 22, 2014 – to consider the vacation and disposition of public ways and grounds described as a 4-foot wide strip of excess street right-of-way located along the westerly right-of-way line of 1st Street SE between 2nd Avenue and 3rd Avenue SE as requested by the Cedar Real Estate Group III, LLC; CIP/DID #ROWV-010693-2014
 - f. August 12, 2014 – to consider a request by TWG Development and Landover Development Corporation for an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE. CIP/DID #OB1292697
9. Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 22, 2014 and advertising for bids by publishing notice to bidders for the FY 2015 Drain Tile Program project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 23, 2014 (estimated cost is \$140,000). CIP/DID #304998-04
10. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Big Discount Liquor, 5427 Center Point Road NE;
 - b. Bistro on the River, 411 1st Street SE (new – formerly Fieldhouse Downtown);
 - c. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 1-3, 2014);
 - d. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 15-17, 2014);
 - e. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 29-31, 2014);
 - f. Chipotle Mexican Grill, 4444 1st Avenue NE (new);

- g. Chrome Horse Slop House & Saloon, 1202 3rd Street SE (outdoor service for an event on July 10-12, 2014);
- h. Chrome Horse Slop House & Saloon, 1202 3rd Street SE (outdoor service for an event on July 18-19, 2014);
- i. Chrome Horse Slop House & Saloon, 1202 3rd Street SE (outdoor service for an event on July 25-26, 2014);
- j. Coral Isle Club #909, 1620 E Avenue NE;
- k. El Mercadito, 700 1st Avenue NW;
- l. Market Express, 5340 16th Avenue SW;
- m. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on July 19, 2014);
- n. Red Lion Lounge, 3970 Center Point Road NE (outdoor service for an event on August 1-3, 2014);
- o. St. Jude's Church, 50 Edgewood Road NW (5 day permit for an event on August 7-11, 2014);
- p. Super Burrito Lupita's Bakery, 3300 Johnson Avenue NW.

11. Resolutions (3) approving payment of bills and payroll. CIP/DID #OB1143566

12. Resolution approving the special event applications for the following:

- a. The Glo Run event beginning in Lot 44 downtown and utilizing city streets and trails (includes road closures) on August 2, 2014; CIP/DID #SPEC-019857-2014
- b. Cedar Rapids Rave Run beginning at the McGrath Amphitheatre and New Bo area (includes road closures) on August 16, 2014. CIP/DID #SPEC-019118-2014

13. Resolution thanking the late Thomas Hobson for serving on the Airport Commission. CIP/DID #OB541939

14. Resolutions approving assessment actions:

- a. Intent to assess – Utilities – Water Division – delinquent municipal utility bills – 57 properties; CIP/DID #OB1292669
- b. Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 28 properties; CIP/DID #OB1214352
- c. Levy assessment – Solid Waste & Recycling – clean-up costs – two properties; CIP/DID #OB1214305
- d. Levy assessment – housing nuisance abatement charges – two properties; CIP/DID #OB1292732
- e. Levy assessment – nuisance property abatement charge – eight properties. CIP/DID #OB1292734

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

- a. 8th Street NW at Ellis Lane NW Flood Protection Improvements project, final payment in the amount of \$3,977.32 and approving 4-year Performance Bond submitted by Iowa State Contractors, Inc. (original contract amount was \$79,290.63; final contract amount is \$79,546.46); CIP/DID #304285-01
- b. Cedar Rapids Public Library Project – Fire Suppression, Plumbing & HVAC project, final payment in the amount of \$13,024.91 and approving 2-year Performance Bond submitted by Bowker Mechanical Contractors, LLC (original contract amount was \$3,676,000; final contract amount is \$3,978,828.89) (**FLOOD**); CIP/DID #PLE001-21

- c. C Avenue NE Area Water Main Replacement – 32nd Street NE to 40th Street NE, final payment in the amount of \$23,512.30 and approving 2-Year Performance Bond submitted by Ricklefs Excavating Ltd. (original contract amount was \$418,772.50; final contract amount is \$470,245.98); CIP/DID #2011021-02
 - d. Bever-Linden-Blake SE Area Water Main Improvements – Phase II project, final payment in the amount of \$47,981.17 and approving 2-Year Performance Bond submitted by Rathje Construction Company (original contract amount was \$941,580.60; final contract amount is \$959,623.45); CIP/DID #2011025-03
 - e. Library Furniture and Shelving project, final payment in the amount of \$2,734.92 and approving 2-Year Performance Bond submitted by Phelan's Interiors (original contract amount was \$59,458.04; final contract amount is \$54,698.48) (**FLOOD**). CIP/DID #0612-242
16. Resolutions approving final plats:
- a. Morgan Bridge Road First Addition located on the west side of Morgan Creek Bridge Road NW, north of E Avenue NW; CIP/DID #FLPT-008296-2014
 - b. Wellington Place Eighth Addition located on the east side of 14th Street SE, north of 4th Avenue SE. CIP/DID #FLPT-009167-2014
17. Resolutions authorizing execution of Development Agreements for properties participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257
- a. AHNI Holdings for property at 1542 Bever Avenue SE;
 - b. Neighborhood Development Corporation for property at 1707 Washington Avenue SE.
18. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned property participating in the fourth round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257
- a. S&J Homes, LLC for property at 800 G Avenue NW;
 - b. Stonebrook Homes, LLC for property at 1206 10th Street NW;
 - c. Stonebrook Homes, LLC for property at 708 G Avenue NW;
 - d. Cedar Valley Habitat for Humanity, Inc. for property at 806 10th Street SW.
19. Resolution correcting the legal description of the property added to the Rockwell Collins Urban Renewal Area through Amendment No. 1. CIP/DID #OB170214
20. Resolution correcting the legal description of the property added to the Village Urban Renewal Area through Amendment No. 1. CIP/DID #OB1214407
21. Resolution rescinding Resolution No. 934-7-64 and approving the installation of stop signs on westbound J Avenue NE and southbound Wenig Road NE at the intersection of J Avenue NE and Wenig Road NE, such that all-way stop control is implemented at this intersection. CIP/DID #60-15-031
22. Resolution amending Resolution No. 0839-06-14 by adding one additional property to the list of properties to be specifically benefitted by the sidewalk improvements in connection with the 2015 Sidewalk Infill project. CIP/DID #3012074-00
23. Resolution authorizing the Superintendent of Solid Waste and Recycling Division to attend the Annual SWANA (Solid Waste Association of North America) Conference in Dallas, TX for an estimated amount of \$3,300. CIP/DID #OB1292674

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

- a. Amendment No. 1 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$8,753 for design services in connection with the Edgewood Road SW and Wiley Boulevard SW from Williams Boulevard to 16th Avenue project (original contract amount was \$37,393; total contract amount with this amendment is \$46,146) (**Paving for Progress**); CIP/DID #3012084-01
- b. Amendment No. 3 to the Professional Services Agreement with Howard R. Green Company in an amount not to exceed \$15,266 for the additional work to the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project (original contract amount was \$87,100; total contract amount with this amendment is \$165,193); CIP/DID #615177-01
- c. Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. specifying an increased amount not to exceed \$21,000 for design services in connection with the FY14 Miscellaneous Storm Sewer Improvements project (original contract amount was \$60,000; total contract amount with this amendment is \$81,000); CIP/DID #304990-10
- d. Amendment No. 3 to the Contract for Elevator Maintenance and Repair Services project with Kone, Inc. to add services for three elevators for the Central Fire Station and City Services Center for an amount not to exceed \$9,072 annually (original contract amount was \$55,128; total contract amount with this amendment is \$66,216); CIP/DID #0413-246
- e. Amending Resolution No. 0732-05-13 to amend verbiage and authorizing execution of Amendment No. 4 to the Agreement for Real Estate Acquisition Legal Services project with Ackley, Kopecky and Kingery, LLP to extend the term of the contract (original contract amount was \$149,524.26; total contract amount with this amendment is \$149,524.26) (**FLOOD**); CIP/DID #0109-220
- f. Amending Resolution No. 0729-05-13 to amend verbiage and authorizing execution of Amendment No. 3 to the Agreement for Real Estate Acquisition Legal Services project with Simmons, Perrine, Moyer and Bergman, PLC to extend the term of the contract (original contract amount was \$76,962.64; total contract amount with this amendment is \$76,962.64) (**FLOOD**); CIP/DID #0109-220
- g. Amending Resolution No. 0749-06-14 to correct the total contract amount to \$334,140 for the Repair of Water Service Lines FY14 Contract, Change Order No. 1 with B. G. Brecke, Inc.; CIP/DID #521108-14
- h. Amending Resolution No. 1242-09-11 to reflect the new estimated cost of administrative fees with PreferredOne Administrative Services, Inc. from \$1,114,884 to \$1,360,000 over the 3 year contract; CIP/DID #OB541939
- i. Change Order No. 2 in the amount of \$4,527.17 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2 project (original contract amount was \$1,765,564.20; total contract amount with this amendment is \$1,843,059.47) (**FLOOD**); CIP/DID #SSD103-11
- j. Change Order No. 12 (Final) deducting the amount of \$352,042.43 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 \$2,647,618.58) (**FLOOD**); CIP/DID #SSD005-02
- k. Change Order No. 8 in the amount of \$257,723 with Miron Construction Co., Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – General Contractor project (original contract amount was \$19,185,000; total contract amount with this amendment is \$19,686,613) (**FLOOD**); CIP/DID #PWE006-21

- l. Change Order No. 8 in the amount of \$3,659.03 with Tricon General Construction, Inc. for the Veterans Memorial Phase III – Bid Package #4 – Carpentry, Doors, Hardware and Specialties project (original contract amount was \$506,000; total contract amount with this amendment is \$650,207.85) **(FLOOD)**; CIP/DID #VME001-06
- m. Doubletree Management LLC to execute an agreement with Cedar Rapids Cellular Telephone, L.P. for antenna service in connection with the Doubletree by Hilton Cedar Rapids Convention Complex Hotel project for an annual revenue of \$9,000; CIP/DID #OB569463
- n. Fleet Services Division purchase of 10 work benches and 74 shelving units from Winn Rack in the amount of \$34,094; CIP/DID #0514-201
- o. Contract for Aruba Equipment with DataVizion, LLC for the Information Technology Department for an annual amount not to exceed \$100,000; CIP/DID #0514-193
- p. Contract for Section 106 Review Consultant with Louis Berger for the Community Development Department for an annual amount not to exceed \$120,000; CIP/DID #0514-186
- q. Contract for Temporary Employment Services with Express Employment Professionals for the Human Resources Department for an annual amount not to exceed \$75,000; CIP/DID #0614-222
- r. Agreement for Temporary Staffing Services with Kelly Services, Inc. for the Human Resources Department for an annual amount not to exceed \$40,000; CIP/DID #0114-124A
- s. Subscription Agreement for online legal research services with LexisNexis for an amount not to exceed \$36,000; CIP/DID #OB1292650
- t. Accepting an Easement for Storm Sewer and Drainage from Turnberry 1, LLC, Casey Johannes Construction, Inc. and Precision Custom Homes, LLC, for land located east of Seminole Valley Road SE with the Ushers Ridge 8th Addition Subdivision; CIP/DID #FLPT-002533-2013
- u. Assignment and Assumption of Agreement for Redevelopment from Matthew 25 Ministry Hub to Midwest Development, LLC for property at 512 8th Street NW participating in the third round of the Single Family New Construction Program **(FLOOD)**; CIP/DID #OB540257
- v. Development Agreement and Special Warranty Deed with Cedar Ridge Homes, Inc. for City-owned property at 820 F Avenue NW participating in the third round of the Single Family New Construction Program **(FLOOD)**; CIP/DID #OB540257
- w. Development Agreement with Kingston Village, LLC for disposition of City-owned properties at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW, and 216 6th Avenue SW; CIP/DID #OB973225
- x. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$215,280 for design services in connection with the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street **(Paving for Progress)**; CIP/DID #3012116-01
- y. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$38,977.50 for design services in connection with the 27th Street SW Culvert Replacement project; CIP/DID #304396-01
- z. Awarding and approving contract in the amount of \$2,014,119.92, bond and insurance of Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court to 37th Avenue SW project (estimated cost is \$1,766,000); CIP/DID #305121-02
- aa. Awarding and approving contract in the amount of \$333,897 plus incentive up to \$3,500, bond and insurance of Price Industrial Electric, Inc. for the 29th Street from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project (estimated cost is \$334,000); CIP/DID #306204-02

- bb. Awarding and approving contract in the amount of \$1,874,603 plus incentive up to \$47,500, bond and insurance of L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project (estimated cost is \$1,428,000) (**Paving for Progress**); CIP/DID #3012081-02
- cc. Awarding and approving contract in the amount of \$80,000 plus incentive up to \$1,500, bond and insurance of BWC Excavating, LC for the 18th Street NW from Zika Ave NW to Meiers Court NW Drainage Improvements project (estimated cost is \$67,000); CIP/DID #304363-03
- dd. Rejecting bids for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project; CIP/DID #310333-10
- ee. Purchase order in the amount of \$48,193 to Electric Pump for a new 130 HP pump for the Indian Creek Lift Station (**sole source**); CIP/DID #OB1292688
- ff. Execution of the Regional Conservation Partnership Program Pre-Proposal submittal to the National Resource Conservation Service (NRCS) as provided by the United States Department of Agriculture 2014 Farm Bill Reauthorization; CIP/DID #OB1292684
- gg. FY15 contract with Linn County in the amount of \$588,432 for Linn County LIFTS to provide ADA complementary paratransit service (door-to-door, wheelchair accessible, demand response) to eligible persons with disabilities who cannot use the fixed route bus system in Cedar Rapids, Marion and Hiawatha; CIP/DID #OB679077
- hh. FY15 contract with NTS in the amount of \$301,560 for nighttime and weekend transportation services in Cedar Rapids, Marion and Hiawatha. CIP/DID #OB557035

REGULAR AGENDA

ORDINANCES

(Second and possible Third Readings)

- 25. Ordinance granting a change of zone for property at 821 and 825 Shaver Road NE from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments, LLC and City of Cedar Rapids. RZNE-009245-2014

(First Reading)

- 26. Ordinance amending Ordinance No. 70-96 and granting collection of tax increment within the River Ridge North Urban Renewal Area per Amendment No. 1. CIP/DID #OB1214405
- 27. Ordinance amending Ordinance No. 040-06 and granting collection of tax increment within the Rockwell Collins Urban Renewal Area per Amendment No. 1. CIP/DID #OB170214
- 28. Ordinance amending Ordinance No. 50-99 and granting collection of tax increment within the Village Urban Renewal Area per Amendment No. 1. CIP/DID #OB1214407
- 29. Ordinance amending Ordinance No. 053-11 and granting collection of tax increment within the Amended and Restated Southwest Urban Renewal Area per Amendment No. 2 and Amendment No. 3. CIP/DID #OB669673

PUBLIC INPUT

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

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 Olson:
4. Council member Poe:
5. Council member Russell:
6. Council member Shey:
7. Council member Shields:
8. Council member Vernon:
9. Council member Weinacht:

The City Council will recess and reconvene in the Chambers Conference Room, and may meet in closed session to discuss the purchase of particular real estate because premature disclosure could be reasonably expected to increase the price the City would have to pay for that property. A closed meeting for this purpose is allowed by Iowa Code Section 21.5(1)(j) (2014).

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 Cover Sheet Item

Public Hearing and Possible 1st, 2nd and 3rd Reading of Ordinance and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Phone Number/Extension: 5807

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

Alternate Contact Person: Carol Morgan

Phone Number/Extension: 5092

E-mail Address: c.morgan@cedar-rapids.org

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

Public hearing to consider the vacation and disposition of public ways and grounds described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC.

First, second and possible third reading: Ordinance vacating public ways and grounds in and to the property described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

Resolution authorizing the disposition of the property described as a 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

Background:

Kingston Village, LLC has requested the vacation and disposition of this excess right-of-way to accommodate a 64-unit housing project at this location. The applicant is granting a sanitary sewer easement to the City as a part of this vacation process.

Action / Recommendation:

The Public Works Department recommends approving the vacation of said right-of-way and accepting an easement for sanitary sewer.

Alternative to the Recommendation:

Require Kingston Village to revise the plans for their housing project at this location.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st, 2nd and 3rd readings of Ordinance, and possible resolution passing: July 8, 2014

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):

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:

A 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW (also known as Plat of Survey #1927 Parcels A, and B and Plat of Survey #1928 Parcels A, and B)

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 8th day of July, 2014.

Passed this 8th day of July, 2014.

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KINGSTON VILLAGE
41-13-037

RESOLUTION NO.

WHEREAS, a notice has been 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 20-foot wide alley between 2nd Street and 3rd Street SW and between 5th Avenue and 6th Avenue SW; an 80-foot wide portion of 6th Avenue SW right-of-way between 2nd Street and 3rd Street SW and a portion of alley right-of-way between 2nd Street and 3rd Street SW; and southeasterly of and adjacent to 6th Avenue SW (also known as Plat of Survey #1927 Parcels A, and B and Plat of Survey #1928 Parcels A, and B)

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 Kingston Village, LLC, 6527 Normandy Lane, Suite 201, Madison, Wisconsin, 53719:

Plat of Survey #1927 Parcels A, and B and Plat of Survey #1928 Parcels A, and B, as shown in Book ____, Pages ____ and recorded on June __, 2014 at the Office of the Linn County Recorder

2. The Council determines the fair consideration required for the aforescribed conveyance to be a standard \$100 Clerk fee, plus publication and recording fees.
3. This 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. Grantee 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 the disposition of said property hereinbefore described to said grantee.
4. The City shall accept a Sanitary Sewer Easement over a portion of the vacated right-of-way.

5. The grantee, Kingston Village, LLC, 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.
6. The grantee, Kingston Village, LLC, shall pay the City Clerk all costs connected with this matter.

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 accept the Sanitary Sewer Easement and that the same 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.

Passed this 8th day of July, 2014





Council Agenda Item Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Phone Number/Extension: 5807

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

Alternate Contact Person: Carol Morgan

Phone Number/Extension: 5092

E-mail Address: c.morgan@cedar-rapids.org

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

A public hearing to consider the execution of an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW.

Resolution authorizing execution of an Access Easement agreement with Iowa Land and Building Company in connection with permanent access over City-owned land located northerly of and adjacent to 9400 Shepard Court SW. CIP/DID #49-14-037

Background:

The City of Cedar Rapids has received a request from Iowa Land and Building Company to grant a permanent 34-foot wide access easement in connection with access to Iowa Land and Building's airport parking and located on City-owned land northerly of and adjacent to 9400 Shepard Ct SW. The City has waived the cost of the easement because parking lot access has always been provided; however, there was no recorded Access Easement agreement. The applicant has paid a \$250 application fee in connection with this application, and the Eastern Iowa Airport Commission has approved the granting of this easement.

In order for the City to proceed with the granting of an easement on City-owned land, in accordance with Iowa Code, City Council must hold a public hearing, providing the opportunity for public input on the question to grant an easement on City-owned land. Subsequently, City Council shall vote on a resolution authorizing the granting of an easement, or vote to not encumber the City-owned land with the easement.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of the Access Easement agreement to Iowa Land and Building Company.

Alternative to the Recommendation:

Deny vehicular access to Iowa Land and Buildings airport parking lot.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Local Preference Policy does not apply to the granting of easements.

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

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49-14-037

RESOLUTION NO.

WHEREAS, Iowa Land and Building Company, an Iowa Corporation, is requesting a permanent easement from City-owned land in connection with access to Iowa Land and Building's airport hangar, and

WHEREAS, the City of Cedar Rapids, an Iowa municipal corporation, 101 First Street SE, Owner of the real property located northerly of and adjacent to 9400 Shepard Court SW and known and described as:

Plat of Survey No. 878 Parcel B

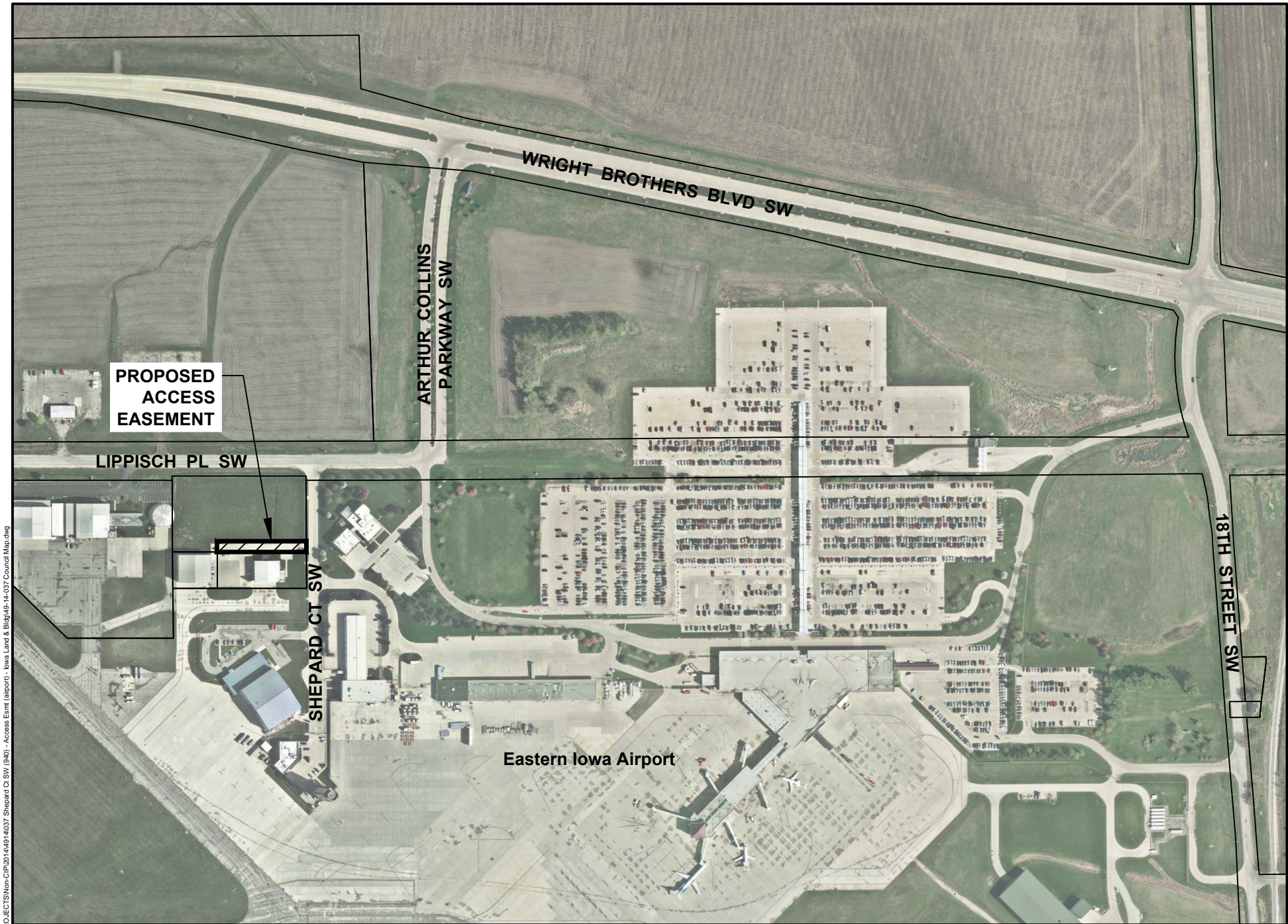
has agreed to convey to Iowa Land and Building Company, an Iowa Corporation, the necessary easement on City-owned land at this location for the consideration of a \$250 application fee and publication and recording fees, and

WHEREAS, the City of Cedar Rapids held a Public Hearing on July 8, 2014, in which no objections were presented or heard, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Access Easement 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 Access Easement agreement be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 8th day of July, 2014



Cadd File Name: W:\PROJECTS\Non-CIP\2014\014037 Shepard Ct SW (040) - Access Easmt (airport) - Iowa Land & Blg\040-14-037 Council Map.dwg



Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

Alternate contact person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

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

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project (estimated cost is \$1,315,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project. CIP/DID #3012038-02

Background:

Diagonal Drive SW from Interstate 380 to the west 8th Avenue Bridge approach is in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, asphalt surface rehabilitation, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements. Construction schedule is roughly August 18, 2014 thru November 16, 2014, with seeding and restoration in spring 2015.

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: Project may be deferred or abandoned.

Time Sensitivity: Must be acted upon July 8th, 2014 to maintain the project schedule, and which must occur ahead of the project's July 16, 2014 bid opening.

Resolution Date: July 8, 2014

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.

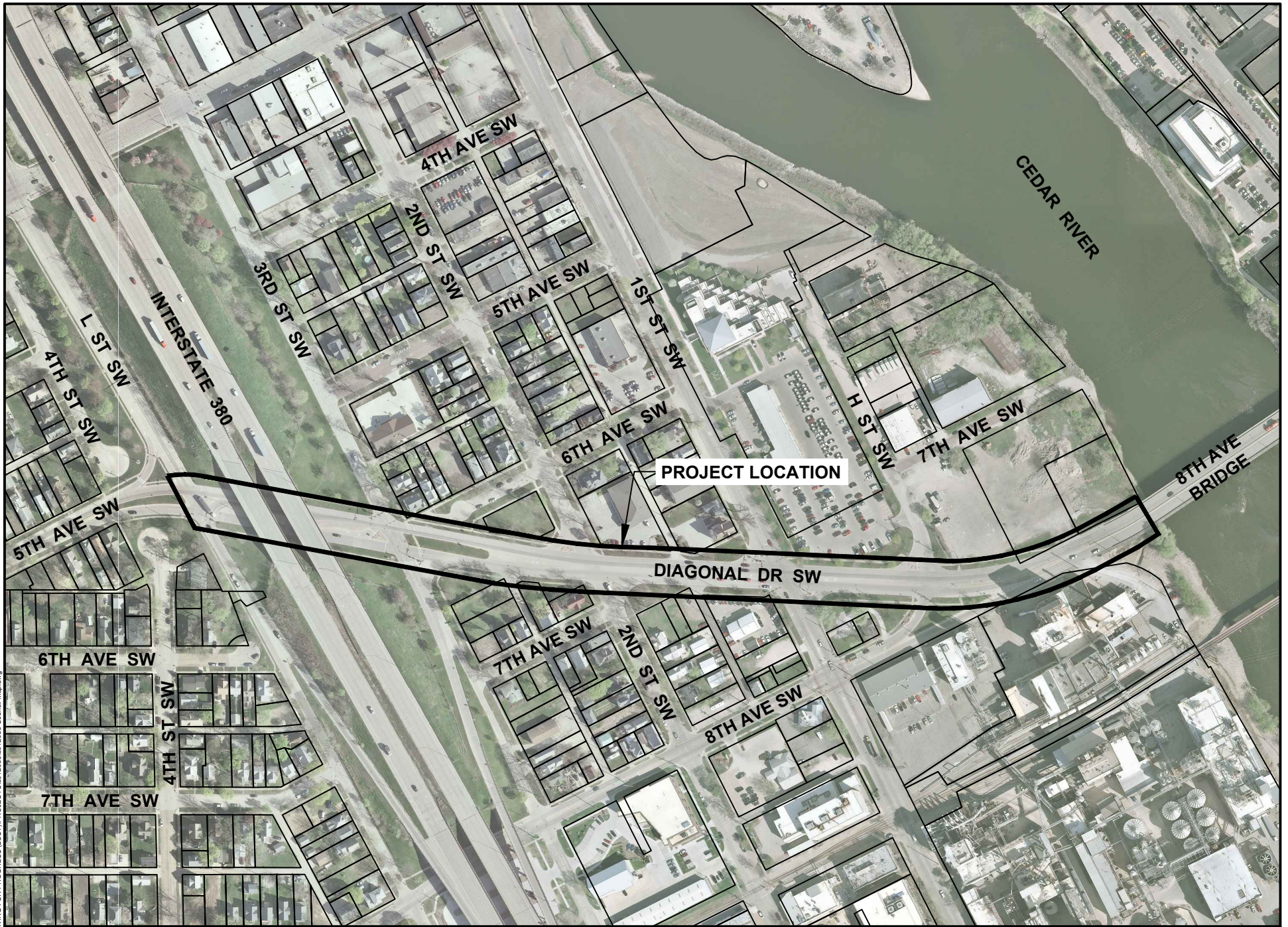
WHEREAS, on June 24, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Diagonal Drive SW Improvements from Interstate 380 to West 8th Avenue Bridge Approach project (Contract No. 3012038-02) for the City of Cedar Rapids, Iowa, 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 8th day of July, 2014.



Cadd File Name: W\PAVING FOR PROGRESS\LOST\PROJECTS\3012038\3012038 Council Map.dwg



**DIAGONAL DRIVE SW IMPROVEMENTS FROM INTERSTATE 380
TO WEST 8TH AVENUE BRIDGE APPROACH PROJECT**



0 FEET 300



Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

Alternate contact person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

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

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road (estimated cost is \$1,800,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the Glass Rd NE Roadway Rehabilitation Improvements from Edgewood Rd to Wenig Rd. CIP/DID #3012086-02

Background:

Glass Road NE Roadway from Edgewood Road to Wenig Rd is in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements. Construction schedule is roughly August 1, 2014 thru November 7, 2014

Action / Recommendation:

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

Alternative to the Recommendation: Project may be deferred or abandoned.

Time Sensitivity: Must be acted upon July 8th, 2014 to maintain the project schedule, and which must occur ahead of the project's July 16, 2014 bid opening.

Resolution Date: July 8, 2014

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, on June 24, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Glass Road NE Roadway Rehabilitation Improvements from Edgewood Road to Wenig Road project (Contract No. 3012086-02) 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 8th day of July, 2014.

Cadd File Name: W\PAVING FOR PROGRESS\LOST\PROJECTS\3012086 - Glass Rd.r Edgewood to Wenig Rd.r Council Map.dwg



**GLASS ROAD NE FROM EDGEWOOD ROAD TO WENIG ROAD NE
IMPROVEMENTS PROJECT**





Council Agenda Cover Sheet Public Hearing and Resolution

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

Alternate contact person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

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

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW Pavement Rehabilitation Improvements project (estimated cost is \$1,430,000) (**Paving for Progress**).

Resolution adopting plans, specifications, form of contract and estimated cost for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW Pavement Rehabilitation Improvements project. CIP/DID #3012084-02

Background:

Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard SW to 16th Avenue SW are in need of rehabilitation in order to extend the service life of the pavement. This project will include concrete patching, curb and gutter replacement, asphalt surface rehabilitation, storm sewer intake replacement, as well as improvements to handicap ramps in the project limits to meet current accessibility requirements. Construction schedule is roughly August 1, 2014 thru November 7, 2014

Action / Recommendation:

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

Alternative to the Recommendation: Project may be deferred or abandoned.

Time Sensitivity: Must be acted upon July 8th, 2014 to maintain the project schedule, and which must occur ahead of the project's July 16, 2014 bid opening.

Resolution Date: July 8, 2014

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.

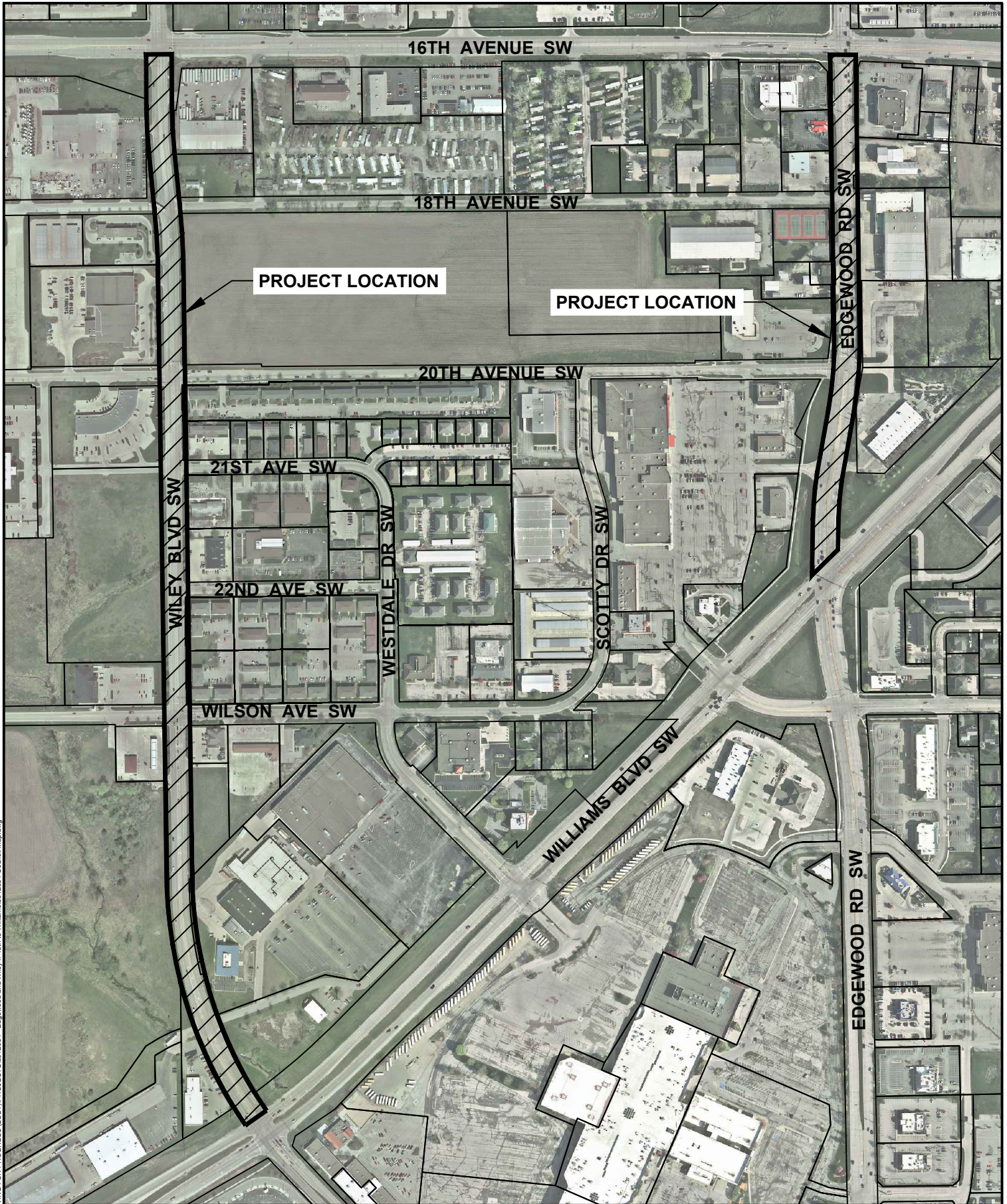
WHEREAS, on June 24, 2014 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Wiley Boulevard SW from Williams Boulevard SW to 16th Avenue SW and Edgewood Road SW from Williams Boulevard to 16th Avenue Pavement Rehabilitation project (Contract No. 3012084-02) 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 8th day of July, 2014.



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012084 - Edgewood and Wiley fr. 16th to Williams\3012084 Council Map.dwg



Council Agenda Item Cover Sheet

Council Meeting Date: 07-08-14

Submitting Department: Finance – Purchasing Services Division

Presenter at meeting: John Riggs

Phone Number/Ext: 5981

Email: j.riggs@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

Description of Agenda Item:

A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels Project (estimated cost is \$940,000). (John Riggs)

- a. Resolution adopting specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels Project (**FLOOD**). CIP/DID #0514-199

Background:

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for thirteen (13) flood-damaged parcels consisting of 8 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 estimated cost for remediation and demolition is \$316,000.00. The estimated cost for the contaminated soil removal is \$624,000.00.

Action / Recommendation:

Approval of the resolution to adopt specifications and form of contract for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels, #0514-199.

Alternative Recommendation: None

Time Sensitivity:

Must be acted upon July 8, 2014 to maintain the project schedule, which must occur ahead of the July 9, 2014 bid opening.

Resolution Date: 07-08-14

Estimated Presentation Time: 2 minutes

Budget Information (if applicable):

Structures in the Construction Study Area: 3306200002

Structures in the Neighborhood Revitalization Area: 3306200003

Local Preference Policy Applies ☐ Exempt ☒

Explanation: CDBG funded project

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

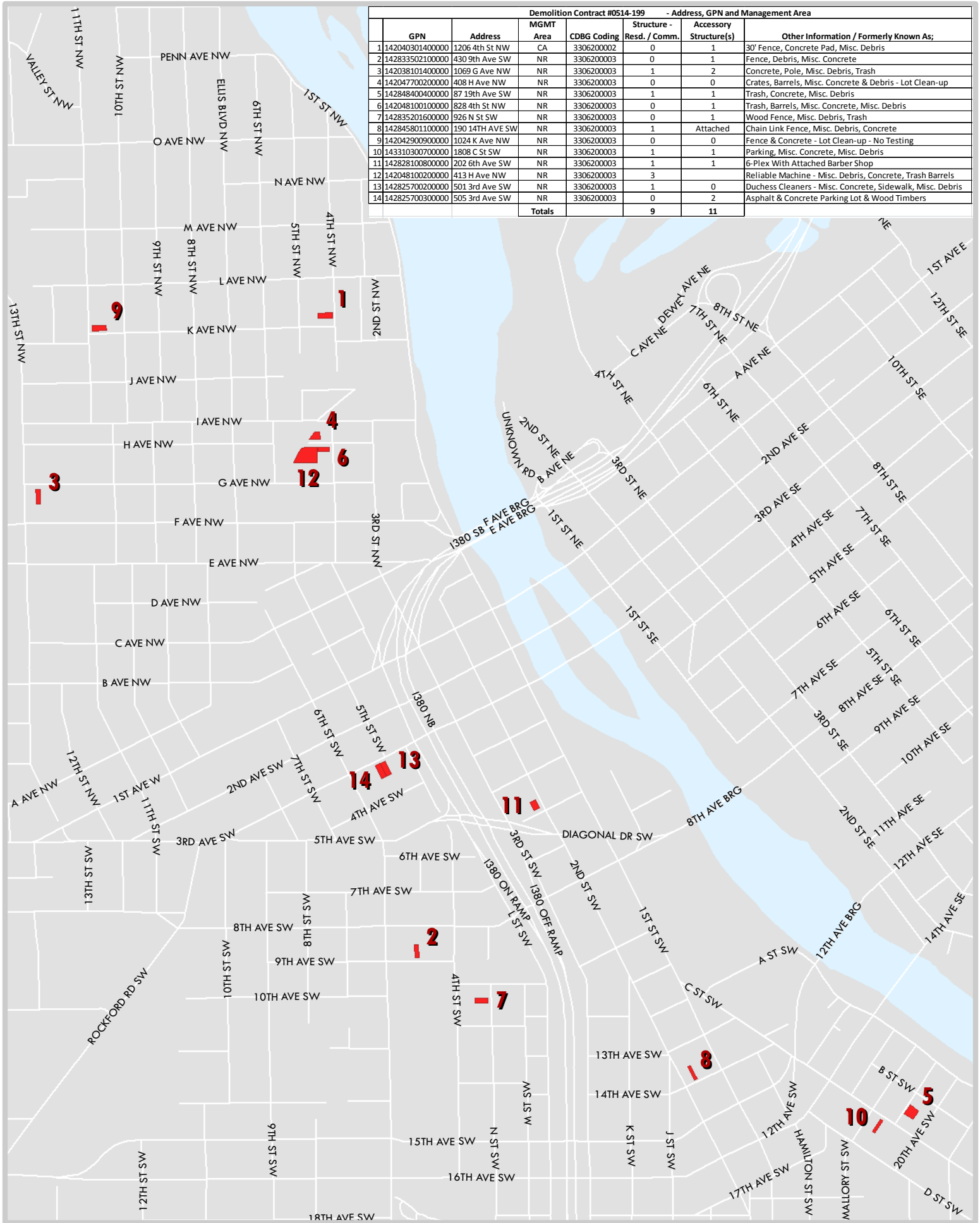
WHEREAS, on June 24, 2014 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Environmental Remediation and Demolition Services for Flood Damaged Structures and Parcels project (Contract No. 0514-199) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

Passed this 8th day of July, 2014.



Demolition Contract #0514-199 - Address, GPN and Management Area							Other Information / Formerly Known As;
	GPN	Address	MGMT Area	CDBG Coding	Structure - Resd. / Comm.	Accessory Structure(s)	
1	142040301400000	1206 4th St NW	CA	3306200002	0	1	30' Fence, Concrete Pad, Misc. Debris
2	142833502100000	430 9th Ave SW	NR	3306200003	0	1	Fence, Debris, Misc. Concrete
3	142038101400000	1069 G Ave NW	NR	3306200003	1	2	Concrete, Pole, Misc. Debris, Trash
4	142047700200000	408 H Ave NW	NR	3306200003	0	0	Crates, Barrels, Misc. Concrete & Debris - Lot Clean-up
5	142848400400000	87 19th Ave SW	NR	3306200003	1	1	Trash, Concrete, Misc. Debris
6	142048100100000	828 4th St NW	NR	3306200003	0	1	Trash, Barrels, Misc. Concrete, Misc. Debris
7	142835201600000	926 N St SW	NR	3306200003	0	1	Wood Fence, Misc. Debris, Trash
8	142845801100000	190 14th Ave SW	NR	3306200003	1	Attached	Chain Link Fence, Misc. Debris, Concrete
9	142042900900000	1024 K Ave NW	NR	3306200003	0	0	Fence & Concrete - Lot Clean-up - No Testing
10	143310300700000	1808 C St SW	NR	3306200003	1	1	Parking, Misc. Concrete, Misc. Debris
11	142828100800000	202 6th Ave SW	NR	3306200003	1	1	6-Plex With Attached Barber Shop
12	142048100200000	413 H Ave NW	NR	3306200003	3		Reliable Machine - Misc. Debris, Concrete, Trash Barrels
13	142825700200000	501 3rd Ave SW	NR	3306200003	1	0	Duchess Cleaners - Misc. Concrete, Sidewalk, Misc. Debris
14	142825700300000	505 3rd Ave SW	NR	3306200003	0	2	Asphalt & Concrete Parking Lot & Wood Timbers
Totals					9	11	





Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Development Services

Presenter at meeting: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

Alternate Contact Person: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

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

Motion setting a public hearing for July 22, 2014 to consider a change of zone for property at 614 1st Avenue NW from RMF-2, Multiple Family Residence Zone District to C-3, Regional Commercial Zone District as requested by Builders Plus and Gam Thi Nguyen. CIP/DID #RZNE-010698-2014

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on June 19, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The applicant is applying for a Rezoning from RMF-2, Residential Multi-Family to C-3, Regional Commercial. The applicant has purchased a home with an attached store front. The store was previously operated in the RMF-2 District but was vacated for over a year and lost the non-conforming use status. This request along with an associated conditional use request would allow the owner to live on-site and operate a business from the existing store front.

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 June, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A. There were objectors and this is a flood related item.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing and First Reading of the Ordinance will be held on July 22, 2014 to allow for public input. 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 Ordinance.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may 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):



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

MINUTES
CITY PLANNING COMMISSION REGULAR MEETING,
Thursday, June 19, 2014 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present: Scott Overland, Chair
 Jim Halverson, Vice – Chair
 Samantha Dahlby
 Carletta Knox-Seymour
 Richard Pankey
 Allan Thoms
 Kim King

Member Absent: Virginia Wilts

DSD Staff: Vern Zakostelecky, Planner
 Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff: Seth Gunnerson, Planner
 Jeff Hintz, Planner
 Kirsty Sanchez, 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 seven (7) Commissioners present.

Commissioner Overland called for any additions or corrections to the minutes. Commissioner Overland stated with no additions or corrections, the May 29, 2014 Minutes 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.

Case Name: 614 1st Avenue NW (Rezoning and Conditional Use)

- a) Consideration of a Rezoning from RMF-2, Multiple Family Residence Zone District to C-3, Regional Commercial Zone District as requested by Builders Plus (Applicant) and Gam Thi Nguyen (Titleholder).

Case No. RZNE-010697-2014 Case Manager: Joe Mailander

- b) Consideration of a Conditional Use for residential use on the ground floor in a C-3, Regional Commercial Zone District as requested by Builders Plus (Applicant) and Gam Thi Nguyen (Titleholder).

Case No: COND-010698-2014 Case Manager: Joe Mailander

Mr. Zakostelecky presented a zoning map showing that it was from Multiple Family Residence to Regional Commercial. Some of the property in this area is zoned residential/commercial. The building is under 2000 square feet in size. Rear parking for 8 is available. Mr. Zakostelecky showed elevation, aerial photo and general information. Mr. Zakostelecky stated that this was also a request for a Conditional Use for residential use on the ground floor.

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

Commissioner Overland called for a representative of the applicant.

James Payne, 1908 Iowa Street, Davenport, Iowa and Nadeem Abghel, (No address listed)

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

Commissioner Knox-Seymour stated she was concerned about the business being a tobacco shop. Mr. Abghel stated that it would be a legal tobacco shop.

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

Commissioner Overland called for a motion. Commissioner Knox-Seymour made a motion to approve the Rezoning from RMF-2, Multiple Family Zone District to C-3, Regional Commercial Zone District. Commissioner King seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion.

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

Commissioner Overland called for a motion. Commissioner Thoms made a motion to approve the Conditional Use for residential use on the ground floor in a C-3, Regional Commercial Zone District. Commissioner Halverson seconded the motion.

The meeting was adjourned at 3:40 PM

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Thomas Smith

Phone Number/Ext: 319 286-5161

Email: t.smith@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone Number/Ext: 319 286-5188

Email: c.mason@cedar-rapids.org

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

Motion setting a public hearing for July 22, 2014 to consider the disposition of City-owned commercial property at 525 Valor Way SW (commonly known as Knutson Building) and inviting redevelopment proposals (**FLOOD**). NEW

Background:

The Development Committee has recommended initiating the Request for Proposal (RFP) process for 525 Valor Way SW, commonly called the Knutson Building. The structure is one of the oldest remaining commercial structures on Cedar Rapids' west side, dating to 1885. In February 2013, staff previewed the disposition process with the Development Committee indicating that options related to flood mitigation and historic preservation needed to be explored.

On April 10, 2014, City staff reviewed options for the disposition of the structure with the City's Historic Preservation Commission, including raising the structure up to 14 feet in order to integrate it into the City's flood protection system. Also, the relocation of the structure up to 100 yards from its present location may be completed in a way that retains the historic character of the building and maintains eligibility for historic tax credits. The Historic Preservation Commission indicated that any option which saved the structure was a viable alternative worth seeking. In June 2014, Development Committee reviewed the proposed disposition process and recommended moving forward to City Council for a public hearing.

The property was purchased by the City with non-federal funds which means there are no federal/state deed restrictions and repayment of the sale proceeds is not necessary. This structure and the parcel on which it sits are located immediately adjacent to the Cedar River and bordered by the City's new amphitheater, the Police Station, the County-owned Mott Building and the City's festival grounds event space. As previously stated, due to the property's proximity to the Cedar River, maintaining the existing structure will be contingent on integrating the building with flood protection infrastructure or relocating it to a different site.

In addition, the property is located within the Kingston Village Overlay District. Any architectural modifications or additions to the structure would require a review by the Kingston Village Design Review Technical Advisory Committee.

Based on other similar RFPs, the following proposal criteria will be issued for potential developers to respond to:

1. Demonstrated capacity and experience of the development team
2. Marketing plan for proposed project
3. Financial feasibility
 - a. Financial capacity of the developer/owner
 - b. Documentation from a lending institution of their understanding of the project and partnership in the project
4. Proposed integration with the City's flood management system, or relocation of the structure outside of the flood management system construction area
5. Consistency with the Kingston Village Overlay District requirements
6. Community benefits offered by the development
7. Master plan for the site:
 - a. Preservation of the structure's historic integrity
 - b. Sustainable building and development practices
 - c. Site design that promotes pedestrian activity and minimizes auto-orientation
8. Timeline for development and build-out
9. Offer price

The following is the timeline for the next steps:

July 22, 2014	Public hearing on disposition and inviting proposals
July 25, 2014	Informational meeting
September 30, 2014	Proposal deadline
October 3, 2014	Stakeholder panel review
October 14, 2014	City Council consideration of proposals

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

On June 30, 2014 staff previewed a request with the Development Committee that the City received to initiate the competitive proposal process on City-owned property.





Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Seth Gunnerson

Phone Number/Ext: 319 286-5129

Email: s.gunnerson@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**

Motion setting a public hearing for July 22, 2014 to consider the disposition of City-owned property at the 400 Block of 1st Street SW bounded by 1st and 2nd Streets and 4th and 5th Avenues SW acquired through the Voluntary Acquisition Program for the property disposition process and inviting redevelopment proposals (**FLOOD**). NEW

Background:

The Development Committee is recommending to initiate the Request for Proposal (RFP) process for City owned property along the 400 block of 1st Street SW. The area, which is shown on the attached Location Map, comprises the easterly half of the block bounded by 1st and 2nd Streets SW and 4th and 5th Avenues SW. The City has received formal interest in redeveloping the site.

The property contains 10 parcels which the City has acquired through the Voluntary Acquisition Program since 2008. The location is adjacent to the recently opened McGrath Amphitheatre and the Kingston Commons project which includes condominium apartments, retail, office, and the recently restored Louis Sullivan Bank. Combined, the site comprises 42,000 sq ft or approximately 0.96 acres. The Kingston Village Plan, adopted by Council in June of 2013, calls for commercial mixed use along this block, with building heights of 3-5+ stories.

In 2013 City Council authorized disposition of property in the western half of the block for the Kingston Commons project. At the time of the agreement, the developer for the Kingston Commons project agreed to consider the potential future redevelopment of the entire block. Proposals will need to identify any arrangement made for the redevelopment of the entire block.

Because of the size of the site and location of the property within the emerging Kingston Village district, the RFP will emphasize to proposers the need to develop a proposal which develops entire site, phasing development as necessary. At the June 30th Development Committee Meeting staff was instructed to also emphasis the importance of maintaining an active street along 1st St. SW with retail or other similar uses. Proposals are also required to address the following criteria:

1. Demonstrated capacity and experience of the development team;
2. Master plan development which identifies redevelopment and use of the entire site;

3. Marketing Feasibility
 - a. Marketing plan including citations of current market conditions;
 - b. Identified tenants (as applicable)
4. Financial feasibility
 - a. Financial capacity of the developer/owner;
 - b. Documentation from a lending institution of their understanding of the project and partnership in the project;
 - c. Sources and uses of funds and pro forma for on-going leasing of residential/commercial space
5. Economic impact
 - a. Estimated jobs created/retained
 - b. Total estimated project investment
 - c. Post-Development property valuation
6. Community Benefits including amenities or services provided in the project
7. Projects shall be consistent with City Council objectives and Kingston Village Overlay District guidelines including:
 - a. Quality exterior materials and architectural design that enhances the historic character of the neighborhood
 - b. Building setbacks that address street frontages, with parking to the rear of the site or buildings
 - c. Sustainable site and building design features
 - d. Plan to address on-site parking, as well as shared parking arrangements
 - e. Provides a mix of uses, including market rate housing options
 - f. Encourages walkability with connections within the development and to the neighborhood
 - g. Promotes social interaction with green space and public gathering areas
8. Timeline for development, including any phasing of development built-out
9. Offer Price

The following is the timeline for the next steps:

July 8	Motion Setting a Public Hearing
July 22	Public Hearing
July 28	Informational Meeting
October 3	Proposal Deadline
October 7	Stakeholder panel review of proposals
October 14	City Council consideration of preferred Developer (Resolution to pursue a Development Agreement)

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

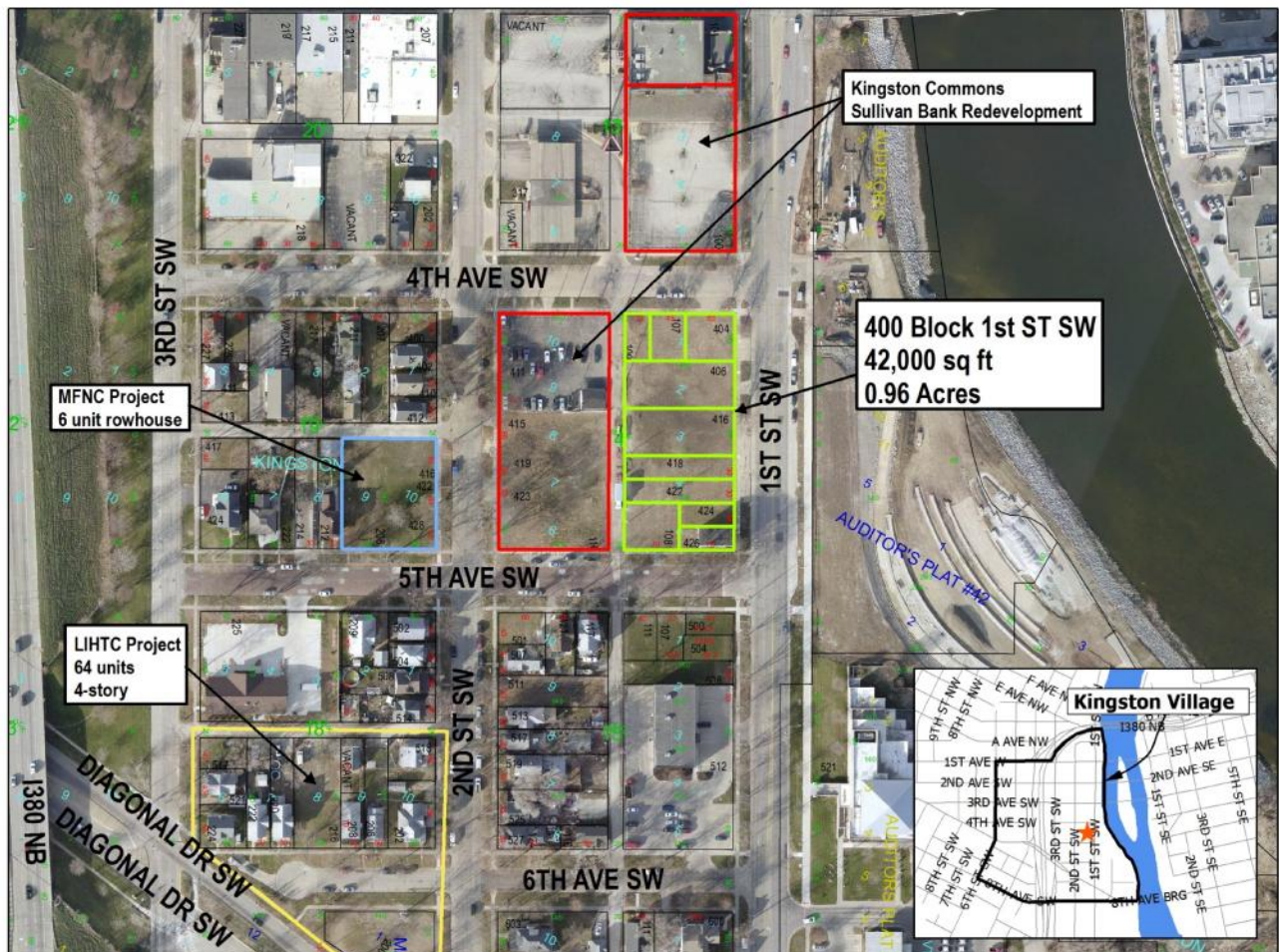
Local Preference Policy Applies ☐ Exempt ☒

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

Explanation (if necessary):

On June 30 the Development Committee reviewed the request to initiate the disposition process and recommends moving forward with requesting proposals for the site.

Location Map





Council Agenda Item Cover Sheet Motion to Set Public Hearing

Submitting Department: Public Works Department

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

Phone Number/Extension: 5807

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

Phone Number/Extension: 5092

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

Motion to set a public hearing for July 22, 2014 to consider the vacation and disposition of public ways and grounds described as a .01 acre triangle of excess street right-of-way located along the southeasterly right-of-way line of 6th Avenue SW and between 2nd Street and 3rd Street SW as requested by Kingston Village, LLC. CIP/DID #41-13-037

Background:

Kingston Village, LLC has entered into an option with the City to purchase vacant lots and other vacated right-of-way adjacent to this parcel in order to accommodate the construction of a 64-unit housing project at this location. As per Section 306.23 of the Iowa Code, the City proposes to follow the standard vacation process with this parcel, and subsequently convey the parcel to Kingston Village upon completion of the vacation process.

Action / Recommendation:

The Public Works Department recommends approving the vacation of said right-of-way.

Alternative to the Recommendation:

Require Kingston Village to revise the plans for their housing project at this location.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st, 2nd and 3rd readings of Ordinance, and possible resolution passing: July 22, 2014

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):





Council Agenda Item Cover Sheet

Motion to Set Public Hearing

Submitting Department: Public Works Department

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

Phone Number/Extension: 5807

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

Phone Number/Extension: 5092

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

Motion to set a public hearing for July 22, 2014 to consider the vacation and disposition of public ways and grounds described as a 4-foot wide strip of excess street right-of-way located along the westerly right-of-way line of 1st Street SE between 2nd Avenue and 3rd Avenue SE as requested by Cedar Real Estate Group III, LLC. CIP/DID #ROWV-010693-2014

Background:

Cedar Real Estate Group III, LLC plans to develop an eight story office tower atop a four-level parking deck at this location. They have requested the vacation of this 4-foot strip of right-of-way so that the proposed building can be located far enough away from the existing river wall to accommodate a 10-foot wide trail between the new building and the river. The standard vacation fees and costs to relocate utilities, if any, have been addressed in the Development Agreement, which was approved by City Council on June 10, 2014

Action / Recommendation:

The Public Works Department recommends approving the vacation of said right-of-way.

Alternative to the Recommendation:

Require Cedar Real Estate Group III to revise the site plans for their proposed building and parking deck.

Time Sensitivity: Normal

Resolution Date: Proposed timeline as follows:

Public Hearing Date and possible 1st reading of Ordinance: July 22, 2014

2nd reading of Ordinance, possible 3rd reading and possible resolution passing: August 12, 2014

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):



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@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**

Motion setting a public hearing for August 12, 2014 to consider a request by TWG Development and Landover Development Corporation for an Urban Revitalization Area designation for the renovation of a historic building for multi-family residential occupancy at 1400 2nd Avenue SE. NEW

Background:

A request has been submitted by TWG Development and Landover Development Corporation for an Urban Revitalization Property Tax Exemption designation for the proposed renovation of a historic building located at 1400 2nd Ave SE.

Project Details:

- Building –84,080 square feet, 84 housing units
- Project cost –\$12,992,649
- Leverages:
 - \$7.2M in Low Income Housing Tax Credits
 - \$1.5M in Federal Historic Tax Credits
 - \$1.5M in State Historic Tax Credits

Benefits to the Community:

- Affordable housing near downtown
- Preservation of a historic building

The partial tax exemption would be a ten-year, declining scale exemption, averaging 44% per year, applied only to the increased property valuation generated by the new additions. Based on the scope of the proposed addition, the increased assessed value for the facility is estimated at \$1,500,000. This would generate an additional \$60,000 in property tax revenue annually. Over a ten-year period, this would be an additional \$336,000 collected in tax revenues and \$264,000 deferred as tax exempt.

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity:

N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Based on a projected increased taxable value of \$1,500,000 generated by the renovation, the estimated total over the ten-year period is an additional \$336,000 collected in tax revenues and \$264,000 deferred as tax exempt.

Local Preference Policy Applies ☐ Exempt ☐ N/A ☒

Explanation:

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

Explanation (if necessary):



Council Agenda Cover Sheet

Motion Setting Public Hearing, filing plans and advertising for bids

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: Glenn Vosatka, PE
E-mail Address: g.vosatka@cedar-rapids.org

Phone Number/Extension: 5821

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 22, 2014 and advertising for bids by publishing notice to bidders for the FY 2015 Drain Tile Program project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on July 23, 2014 (estimated cost is \$140,000). CIP/DID #304998-04

Background:

The purpose of the project is to extend the service life of streets and prevent icing problems. The available funding for this activity is \$198,400. This project is entitled FY 2015 Drain Tile Program and subject to receipt of acceptable bids, construction is scheduled to begin in the fall of 2014 and be completed within 27 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for July 22, 2014 and advertising for bids by publishing notice to bidders for the project.

Alternative to the Recommendation:

If the resolution is not adopted the project could be delayed, resulting in further deterioration to the affected streets, or funds could be used for this improvement at a later date. Alternatively, the FY 2015 CIP could be ammended and funds from this project applied to another project.

Time Sensitivity: Normal

Resolution Date Adopting Plans and Specs: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 304998

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):



COUNCIL AGENDA ITEM COVER SHEET

Meeting Date: 7/8/2014

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.Big Discount Liquor, 5427 Center Point Road NE;
- b.Bistro on the River, 411 1st Street SE (new-formerly Fieldhouse Downtown);
- c.Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 29-31, 2014);
- d.Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 1-3, 2014);
- e.Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 15-17, 2014);
- f.Chipotle Mexican Grill, 4444 1ST Avenue NE (new);
- g.Chrome Horse Slop House & Saloon, 1202 3rd Street SE (outdoor service for an event on July 25-26, 2014);
- h.Chrome Horse Slop House & Saloon, 1202 3rd Street ST SE (outdoor service for an event on July 10-12, 2014);
- i.Chrome Horse Slop House & Saloon, 1202 3rd Street SE (outdoor service for an event on July 18-19, 2014);
- j.Coral Isle Club #909, 1620 E Avenue NE;
- k.El Mercadito, 700 1st Avenue NW;
- l.Market Express, 5340 16th Avenue SW;
- m.NewBo City Market, 1100 3rd Street SE (outdoor service for an event on July 19, 2014);
- n.Red Lion Lounge, 3970 Center Point Road NE (outdoor service for an event on August 1-3, 2014);
- o.St. Jude's Church, 50 Edgewood Road NW (5 day permit for an event on August 7-11, 2014);
- p.Super Burrito Lupita's Bakery, 3300 Johnson Avenue NW.

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: 7/8/2014

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Big Discount Liquor 5427 CENTER POINT RD NE	11	0	0	4
Bistro on the River 411 1ST ST SE	0	0	0	0
Cedar River Landing 301 F AVE NW	80	2	2	9
Cedar River Landing 301 F AVE NW	80	2	2	9
Cedar River Landing 301 F AVE NW	80	2	2	9
Chipotle Mexican Grill 4444 1ST AVE NE	0	0	0	0
Chrome Horse Slop House & Saloon 1202 3RD ST SE	39	1	2	3
Chrome Horse Slop House & Saloon 1202 3RD ST SE	39	1	2	3
Chrome Horse Slop House & Saloon 1202 3RD ST SE	39	1	2	3
Coral Isle Club #909 1620 E AVE NE	2	0	0	0
El Mercadito 700 1ST AVE NW	2	0	0	1
Market Express 5340 16TH AVE SW	34	1	0	2
NewBo City Market	287	2	0	2

1100 3RD ST SE

Red Lion Lounge	18	0	1	0
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3970 CENTER POINT RD NE

St. Jude's Church	0	0	0	0
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50 EDGEWOOD RD NW

Super Burrito Lupita's Bakey

3300 JOHNSON AVENUE NW

RESOLUTION NO.

WHEREAS, the attached listing of bills dated July 8, 2014 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 8th day of July, 2014.

REC	FIN
TED	CLK
FIR	VET
PD	WTR
TRS	WPC
EIA	STR

OB1143566

RESOLUTION NO.

TRANSFER OF FUNDS

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

Passed this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: City Manager's Office

Presenter at meeting: Angie Charipar
Email: s.fowler@cedar-rapids.org

Phone Number/Ext: 319-286-5090

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)

Resolution approving the special event applications for the following:

1. Cedar Rapids Rave Run beginning at the McGrath Amphitheatre and New Bo area (includes road closures) on August 16, 2014. CIP/DID #SPEC-019118-2014
2. The Glo Run event beginning in Lot 44 downtown and utilizing city streets and trails (includes road closures) on August 2, 2014. (CIP/DID #SPEC-019857-2014)

Background:

Referencing the Special Event applications received for the above special evenst which is requesting permission to hold activities with street closures, approval is recommended subject to the conditions stated on the attached resolutions.

Action / Recommendation:

Approve motion for this event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 8, 2014

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, Colin Pekovitch, on behalf of the All Community Events, has requested approval to conduct "The Glo Run" event beginning in Lot 44 and utilizing city streets and trails on Saturday, August 2, 2014 from 6:00 PM until 10:00 PM,

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

1. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (319-286-5438) to arrange officers.

- a. Applicant will be required to hire twenty (20) off duty officers and one (1) commander.

Twenty (20) officers (\$49/hr) three hour minimum	\$2,940
One (1) commander (\$54/hr) three hour minimum	\$162
Total estimate	\$3,102

2. The race staging and start/finish area:

- Lot 44

Streets to be closed

- 2nd St SE between 12th Ave and 7th Ave SE
- 7th Ave SE Between 2nd St and 1st St SE
- 14th/16th Ave between 1st St SE and A St/Inspiration PI SW
- C St SW between Riverside Park Entrance and 12th Ave SW
- 12th Ave SE between C St SW and 2nd St SE

3. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:

- 2nd St SE, 12th Ave SE to 9th Ave SE - both sides
A St SW. landfill entrance to 18th Ave SW - west side
A St SW, 18th Ave SW to 16th Ave SW - both sides
Inspiration PI SW, 16th Ave SW to Czech Museum turnaround - both sides
C St SW, 14th Ave SW to Riverside Park Entrance. - both sides

- a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
 - b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than day/date, and removed no later than day/date.
 - c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the

temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.

4. Applicant shall provide written notification of the event to all affected property owners adjoining the barricaded street closures (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the race route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
5. Applicant and participants shall not impede normal vehicular or pedestrian movement through the event areas.
6. Staking for tents/staging or other structures is prohibited. Tents or canopies must be stabilized by weighted means such as sandbags.
7. Fencing or staking requests for large tents that penetrate the soil must be approved and coordinated with Park staff at least one week prior to the event through an on-site meeting. Please call the Parks office to schedule at 319-286-5760.
8. Applicant shall be responsible for receiving from each participant in the run/walk an individual signed Waiver of Liabilities of the City of Cedar Rapids.
9. Applicant shall contact and hire a traffic control contractor at least 30 days prior to the event to provide barricades/traffic controls required by the City for temporary street closures. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering one week prior to the event.
10. Participants shall observe all traffic control devices and traffic regulations unless otherwise directed by a uniformed police officer.
11. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
12. Applicant shall provide adequate rest room facilities.
13. Applicant will be responsible for contacting both the Union Pacific Railroad and the Cedar Rapids & Iowa City Railway to assure no conflicts will occur during the event at any railroad grade crossings that intersect with the race routes.
14. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
15. Applicant shall provide adequate adult volunteers at all intersections and other locations as required by the Police Department to assist with walk event instructions, event

monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.

Adult volunteers must help directions for runners along the route.

16. Applicant shall upon completion of the event, clean up all areas associated with the event and shall reimburse the City for damage to any portion of public property. Event Participants shall use standard trail courtesies and yield appropriate right-of-way to non-event trail traffic. Any temporary signs placed along the event must be at least 2' away from the edge of the trail and must be removed the day of the event.
17. 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.
18. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and place on file a liability insurance policy in limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 8th day of July, 2014.

RESOLUTION NO.

WHEREAS, Angie Cole, on behalf of the Cedar Rapids Recreation Department, has requested approval to conduct the "Rave Run" event beginning and ending at McGrath Amphitheatre Cedar Rapids and utilizing city streets and trails on Saturday, August 16, 2014 from 6:30 PM until 9:30 PM (not including set up and tear-down time),

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 provide written notification of the event to all affected property owners adjoining the barricaded street closures (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the race route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.

2. The Rave Run Staging and Start/Finish Line is:

3rd Ave Bridge at 1st St SW. The 5K race starts at 8:30 pm and ends at 9:30 pm.

The Rave Run event route:

Start at 1st Street SW and 3rd Avenue SW proceed northeast across the 3rd Avenue Bridge thence continuing northeast on 3rd Avenue SE to 5th Street SE, southeast on 5th Street SE to 4th Avenue SE, southwest on 4th Avenue SE to 4th Street Trail, southeast on the 4th Street Trail to 7th Avenue SE, southwest on 7th Avenue SE to Cedar River Trail, southeast on Cedar River Trail to 14th Avenue SE, southwest on 14th Avenue SE to the Bridge of Lions, continuing southwest across the bridge to 16th Avenue SW, continuing southwest on 16th Avenue SW to A Street SW; northwest on A Street SW to Inspiration Place SW turnaround, thence southeast on A Street SW to 16th Avenue SW, northeast on 16th Avenue to the Bridge of Lions, continuing across the bridge to 14th Avenue SE, northwest on the Cedar River Trail to 3rd Avenue Bridge, southwest on the 3rd Avenue Bridge to the finish line on the 3rd Avenue Bridge at 1st Street SW.

Applicant has requested street closures along the route:

- 3rd Ave SW/SE between 1st St SW and 5th St SE
- 5th St SE between 3rd Ave and 4th Ave SE
- 4th Ave SE between 5th Ave SE and the Cedar River Trail.
- 7th Ave SE between Cedar River Trail and 1st St SE.
- 14th/16th Ave between 1st St SE and A St/Inspiration Pl SW
- Inspiration Pl SW.

The police department will provide street closures as needed along the route. No streets are officially barricaded closed for the race except as provided by the Police Department for traffic control to safely manage the interface of pedestrian and motor traffic.

3. Applicant and participants shall not impede normal vehicular or pedestrian movement through the event areas.

4. Vending on turf is restricted to 2 wheeled cart types, no vehicles or heavy equipment is allowed on turf, all products including grease and gray water must be disposed of offsite by the Vendor
5. Staking for tents/staging or other structures is prohibited. Tents or canopies must be stabilized by weighted means such as sandbags.
6. Fencing or staking requests for large tents that penetrate the soil must be approved and coordinated with Park staff at least one week prior to the event through an on-site meeting. Please call the Parks office to schedule at 319-286-5760.
7. Applicant shall be responsible for receiving from each participant in the run/walk an individual signed Waiver of Liabilities of the City of Cedar Rapids.
8. Applicant agrees upon completion of the events to clean up all areas associated with the events and to reimburse the City for damage to any portion of public property.
9. Participants shall observe all traffic control devices and traffic regulations unless otherwise directed by a uniformed police officer.
10. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
12. Applicant shall provide adequate rest room facilities.
13. Applicant will be responsible for contacting both the Union Pacific Railroad and the Cedar Rapids & Iowa City Railway to assure no conflicts will occur during the event at any railroad grade crossings that intersect with the race routes.
14. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
15. Applicant shall provide adequate adult volunteers at all intersections and other locations as required by the Police Department to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
16. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:

Inspiration PI SW between 16th Ave and Czech Museum turnaround - both sides

- a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
- b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than 6:30 P.M. on Friday, August 15, 2014, and removed no later than Sunday, August 17th, 2014.
- c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.

17. Applicant must hire 15 to 30 days in advance an insured traffic control contractor who shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering one week prior to the event.
18. 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.
19. Applicant shall comply with all existing parking regulations on all adjacent areas of public property.
20. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (319-286-5438) to arrange officers.
 - a. Applicant will be required to hire twenty-five (25) off duty officers and one (1) commander.
Twenty-five (25) officers (\$49/hr)
One (1) Commander (\$54/hr)
Total Estimate is approximately \$3,900
21. Applicant agrees to defend, indemnify and save the City of Cedar Rapids harmless from all liability and place on file a liability insurance policy in limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: City Clerk's Office

Presenter at meeting: Amy Stevenson

Phone Number/Ext: 319-286-5061

Email: AmyS@cedar-rapids.org

Alternate Contact Person: Bridget McMenomy

Phone Number/Ext: 319-286-5272

Email: b.mcmenomy@cedar-rapids.org

Description of Agenda Item:

Resolution thanking the following individual:

- a. Vote of thanks to the late Thomas Hobson for serving on the Airport Commission;
CIP/DID #OB541939

Background:

This agenda includes a vote of thanks for a member that has recently passed away.

Action / Recommendation:

Approve resolutions as presented.

Alternative Recommendation:

Request additional information regarding the appointments.

Time Sensitivity: None

Resolution Date: July 8, 2014

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.

WHEREAS, Thomas Hobson devoted considerable time and effort as a member of the Airport 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 the late Thomas Hobson for serving as a member of the Airport Commission.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

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

Council Meeting Date: July 8, 2014

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hershner@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 – 57 properties; CIP/DID #OB

This is a Resolution to Assess (Intent) – Various Properties for Delinquent Municipal Utility Bills, Penalties and Iowa Sales Tax. (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: 7/08/14

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 12th day of August, 2014 and notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 11:00 a.m., August 12, 2014.

Passed this 8th day of July, 2014.

LIEN INTENTS (SPECIAL ASSESSMENTS) 7/08/14

LIEN INTENTS 7/08/14			
#		Balance Due	Premise Address
1		\$ 61.51	80 36TH AVE SW
2		\$ 147.83	111 11TH ST NW
3		\$ 272.53	118 15TH ST NE - UP LEFT
4		\$ 277.97	135 26TH ST DR SE
5		\$ 73.87	201 21ST ST NW
6		\$ 79.92	207 10TH AVE SW
7		\$ 152.90	215 7TH AVE SW
8		\$ 235.24	232 20TH ST NW
9		\$ 151.03	336 17TH ST SE
10		\$ 111.47	400 32ND ST NE
11		\$ 53.00	460 76TH AVE SW
12		\$ 312.21	512 20TH ST NE
13		\$ 222.73	513 17TH ST SE
14		\$ 145.35	516 19TH ST NE
15		\$ 72.65	520 32ND ST NE
16		\$ 139.80	521 34TH ST NE
17		\$ 100.52	524 FOREST DR SE
18		\$ 412.01	607 CONCORD LN NW
19		\$ 128.53	631 21ST ST NE
20		\$ 56.57	798 12TH ST NE
21		\$ 80.26	806 2ND AVE SW
22		\$ 143.96	807 2ND AVE SW - WEST
23		\$ 123.35	816 18TH AVE SW - FRONT
24		\$ 37.41	834 17TH ST SW
25		\$ 170.93	854 12TH ST NE
26		\$ 139.16	914 6TH ST SW
27		\$ 143.44	947 12TH ST NE
28		\$ 103.94	1015 34TH ST NE
29		\$ 400.41	1031 5TH AVE SE
30		\$ 86.50	1058 10TH AVE SE
31		\$ 140.36	1115 30TH ST SE
32		\$ 311.70	1117 1ST AVE SW
33		\$ 597.00	1220 3RD AVE SE
34		\$ 324.32	1326 L AVE NE
35		\$ 141.59	1403 HAMILTON ST SW
36		\$ 76.69	1407 4TH AVE SE
37		\$ 346.91	1424 BEVER AVE SE
38		\$ 211.02	1442 4TH AVE SE
39		\$ 63.05	1512 K AVE NE
40		\$ 540.88	1515 WASHINGTON AVE SE
41		\$ 160.81	1537 34TH ST NE
42		\$ 254.66	1540 C AVE NE
43		\$ 100.49	1606 PARK AVE SE

				LIEN INTENTS 7/08/14
		Balance Due		Premise Address
44		\$ 196.71		1608 47TH ST NE
45		\$ 174.13		1731 SOUTHVIEW DR NW
46		\$ 124.19		1740 7TH AVE SE
47		\$ 88.62		1935 E AVE NW
48		\$ 94.94		2107 ROCKFORD RD SW #1
49		\$ 112.22		2115 29TH ST NW #5
50		\$ 90.90		2427 G AVE NE
51		\$ 108.30		2434 MALLORY ST SW
52		\$ 36.36		2729 E AVE NW
53		\$ 136.92		3016 D AVE NE
54		\$ 328.59		3227 CARLISLE ST NE
55		\$ 106.16		3901 HART CT NE
56		\$ 147.67		4529 WALKER ST NE
57		\$ 171.64		5418 KLINGER ST SW
		\$ 9,823.83		Grand Total
		57		Number of Properties
		\$ 36.36		Balance Due - Low
		\$ 597.00		Balance Due - High

Council Agenda Item Cover Sheet

☒ **Consent Agenda**

☐ **Regular Agenda**

Council Meeting Date: July 8, 2014

Submitting Department: Utilities – Water Division

Presenter at meeting: Steve Hershner **Phone No.:** 5281 **E-mail:** s.hershner@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 – 28 properties.
CIP/DID #OB1214352

The property address listing is included with the resolution. **[Note:** The Intent to Assess Resolution was approved at the May 27th 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. 0639-05-14 on May 27, 2014.

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: 7/08/14

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 8th day of July, 2014.

SPECIAL ASSESSMENTS (TO BE LIENED) 7-08-14

			SPECIAL ASSESSMENTS 7-08-14
			LIEN INTENTS 5/27/14
#		Balance Due	Premise Address
1	\$	130.66	142 34TH ST DR SE
2	\$	143.90	280 14TH AVE SW
3	\$	134.24	311 CHERRY HILL RD NW
4	\$	106.91	317 10TH ST NW
5	\$	301.84	346 17TH ST SE
6	\$	268.81	418 4TH ST SW
7	\$	136.91	420 GREENFIELD ST NE
8	\$	180.64	608 16TH ST SE
9	\$	77.62	608 ROBYN LN NW
10	\$	278.74	648 32ND ST NE
11	\$	286.14	822 19TH ST SE
12	\$	299.03	931 9TH ST SE
13	\$	178.03	944 19TH AVE SW
14	\$	94.75	1000 10TH ST SW
15	\$	175.94	1040 10TH ST SW
16	\$	310.43	1120 12TH ST NE
17	\$	263.63	1214 36TH ST SE
18	\$	349.18	1215 28TH ST SE
19	\$	235.32	1428 7TH AVE SE
20	\$	208.43	1740 7TH AVE SE
21	\$	233.68	2327 WILSON AVE SW
22	\$	199.35	2901 SCHULTZ DR NW
23	\$	219.91	3501 BEL AIR DR SE
24	\$	247.25	3814 HART CT NE
25	\$	951.49	4013 WESTOVER RD SE
26	\$	639.20	5651 CEDAR DR NW
27	\$	170.40	5811 MUIRFIELD DR SW #1
28	\$	262.07	6604 KENT DR NE
	\$	7,084.50	Grand Total
		28	Number of Properties
	\$	77.62	Balance Due - Low
	\$	951.49	Balance Due - High

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Solid Waste & Recycling

Presenter at meeting: Mark Jones

Phone Number/Ext: 4791

Email: m.jones@cedar-rapids.org

Alternate Contact Person: Sarah

Phone Number/Ext: X4786

Email: s.augustine@cedar-rapids.org

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

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – two properties.

Authorize the Solid Waste & Recycling Division to Levy Assessments (to lien various properties for delinquent nuisance abatements).

(Note: The Intent to Assess Resolution was approved at the Council Meeting on May 27, 2014.)

Background:

The Solid Waste and Recycling Division is responsible for abating garbage nuisances on public and private property. The Solid Waste and Recycling Division also initiates the Special Assessment process whenever delinquent nuisance abatements are unpaid and after a Notice of Intent to Assess were mailed at least 30 days prior to this Special Assessment. Below are the steps taken for typical abatements:

- Initial inspection and photos taken
- Abatement letter and photos mailed out (property owner has 7 days to abate nuisance)
- Clean up is performed by Department, if nuisance is not cleaned up after 7 days
- Invoice mailed out
- Notice of Intent to Assess (authorized by the City Council) is mailed
- Special Assessment is approved by the City Council at least thirty days after the Intent to Assess is mailed

The Notice of Intent to Assess these properties were approved by Resolution No. 0638-05-14 passed on May 27, 2014.

Following approval of the "Levy Assessment" Resolution, the nuisance abatement 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 Solid Waste and Recycling Division recommends that the Resolution to Levy Assessments be approved.

Alternative Recommendation:

The City Council could decide not to assess.

Time Sensitivity:

Resolution Date: 7-8-14

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

LEVY ASSESSMENT

WHEREAS, the City Council of the City of Cedar Rapids, Iowa, has heretofore passed a Resolution to assess property for the following:

NUISANCE ABATEMENTS

WHEREAS, a report of the cost of said abatements 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 the lots, parts of lots and parcels of ground for the amounts shown in said assessments, which invoiced listing attached is made a part of this resolution, and the names of the owners are shown thereon so far as practicable, 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 8th day of July, 2014.

City of Cedar Rapids
Solid Waste & Recycling Department
Special Assessment List
Service Dates: 5-1-14 - 5-2-14

Date	Customer #	GPN#/ Parcel	First Name	Last Name	House	Street	Quad	Lot	Block	Amount	Flood Zone
5/1/2014	A00574	142235201100000	Janae M.	Edwards	520	Cobban Ct	SE	3	1	\$ 454.75	
5/2/2014	A00355	142048200200000	Andy	Eyrich	605	H Ave	NW	2	4	\$ 369.75	
										<u>\$ 824.50</u>	



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy assessment – housing nuisance abatement charges – two (2) properties.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by Building Services to bring properties into compliance with Cedar Rapids Municipal Code Housing Chapter 29.

Notice of violation and abatement was issued for all properties. Costs were invoiced to the property owners, including notice that unpaid costs would be assessed against the property for collection in the same manner as property tax. The levied amount totals \$36,709.31.

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

Action / Recommendation:

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

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): Building Services

Local Preference Policy Applies ☐ Exempt ☒

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

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on two (2) properties for nuisance abatement according to Municipal Code Housing Chapter 29;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$36,709.31, as shown below, which have been invoiced and are on file with the Finance Department, and

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

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	1627 D Ave NE	Martin Construction Services Inc	15,655.59	7/24/12-6/04/14	141538401000000	CED_00037483
2	1301 19 th Ave SW	John G Brune	21,053.72	5/16/13-6/04/14	143227700100000	CED_00037482

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance Department

Presenter at meeting: Casey Drew
Email: c.drew@cedar-rapids.org

Phone Number/Ext: 5097

Alternate Contact Person: Judy Jones
Email: j.jones2@cedar-rapids.org

Phone Number/Ext: 5134

Description of Agenda Item:

Levy assessment - nuisance property abatement charge – 8 properties.

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Police Department for violations of Cedar Rapids Municipal Code Chapter 22A and Ordinance 002-13, Nuisance Properties.

The properties in question were designated Nuisance Properties, with notice issued as outlined in Chapter 22A. Founded calls for service occurred between April 14, 2014 and May 25, 2014. Costs were billed to the property owners and included notice that unpaid costs would be assessed against the properties. The levied amount totals \$5855.26.

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

Action / Recommendation:

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

Alternative Recommendation:

Should the City Council decide not to approve the resolution, the City may not be reimbursed for work performed.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable): Police Department

Local Preference Policy Applies ☐ Exempt ☒

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

RESOLUTION NO.

WHEREAS, the Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on eight (8) properties for nuisance abatement according to Municipal Code Chapter 22A, Nuisance Properties.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$5855.26, as shown below, which have been invoiced and are on file with the Finance Department, and

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

#	Service Location	Name	Amount	Service Date	GPN	Invoice
1	110 16 th St NE Apt 1	Keith A & Marleen E Nemecek	2688.40	5/11/14	142220701000000	PD_NA_000 36406
			676.80	5/09/14		PD_NA_000 36517
2	110 16 TH St NE Apt 3	Keith A & Marleen E Nemecek	47.00	5/03/14	142220701000000	PD_NA_000 36013
			68.62	4/29/14		PD_NA_000 36024
			63.92	5/08/14		PD_NA_000 36252
3	110 16 th St NE Apt 4	Keith A & Marleen E Nemecek	188.00	5/02/14	142220701000000	PD_NA_000 36008
4	1509 B Ave NE	Jeramie J Cadle Et Al	1128.00	4/27/14	142223100400000	PD_NA_000 36237
5	393 15 th St SE	Mark A Bolton	233.12	5/14/14	142230203300000	PD_NA_000 36583
6	1419 2 nd Ave SE Unit B	BCMT LLC	47.00	5/25/14	142228301000000	PD_NA_000 37009
7	521 Longwood Dr NE	Elizabeth Vriezelaar	338.40	4/14/14	141543202300000	PD_NA_000 34714
			47.00	4/29/14		PD_NA_000 36064
8	716 4 th Ave SE	718 4 th Avenue Residential Coop Inv	329.00	4/14/14	142148001500000	PD_NA_000 34724

Passed this 8th day of July, 2014.



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

Presenter at meeting: 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**

Resolution accepting project, authorizing final payment in the amount of \$3,977.32 and approving the 4-year Performance Bond submitted by Iowa State Contractors, Inc. for the 8th Street NW at Ellis Lane NW Flood Improvements project (original contract amount was \$79,290.63; final contract amount is \$79,546.46). CIP/DID #304285-01

Background:

Construction has been substantially completed by Iowa State Contractors, Inc. for the 8th Street NW at Ellis Lane NW Flood Protection project. This is an approved Capital Improvements Project (CIP No. 304285-01) with a final construction contract amount of \$79,546.46. Funding resources for this project were approved in FY15 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 \$3,977.32.

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 the City could be subject to claims since the Contractor has fulfilled the terms of the construction contract.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

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

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Does not apply to public improvement projects.

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

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

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the 8th Street NW at Ellis Lane NW Flood Protection Improvements project (Contract No. 304285-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated November 5, 2013 in the amount of \$73,290.63 covering said work filed by Iowa State Contractors, Inc. and executed by Philadelphia Indemnity Insurance Company provides a four-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$73,290.63
Possible Incentive	6,000.00
Change Order No. 1	8,164.66
Change Order No. 2	(4,408.83)
Removal of Original Incentive Value	<u>(3,500.00)</u>
Amended Contract Amount	\$79,546.46

, 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 8th Street NW at Ellis Lane NW Flood Protection Improvements project, (Contract No. 304285-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$3,977.32 to Iowa State Contractors, Inc. as final payment.

The final contract price is \$79,546.46 distributed as follows: \$79,546.46 304-304000-304285

, 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 8th day of July, 2014.



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



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**

Resolution accepting project, authorizing final payment in the amount of \$13,024.91 and approving the two-year Performance Bond submitted by Bowker Mechanical Contractors, LLC for the Cedar Rapids Public Library Project – Fire Suppression, Plumbing & HVAC project (original contract amount was \$3,676,000; final contract amount is \$3,978,828.89) (**FLOOD**). CIP/DID #PLE001-21

Background:

Construction has been substantially completed by Bowker Mechanical Contractors, LLC for the Cedar Rapids Public Library Project – Fire Suppression, Plumbing & HVAC project. This is an approved Capital Improvements Project (CIP No. PLE001-21) with a final construction contract amount of \$3,978,828.89. Funding resources for this project were approved in FY15 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 \$13,024.91.

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: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: FEMA funded

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Public Works Director / City Engineer certifies construction contract work on the Cedar Rapids Public Library Project – Fire Suppression, Plumbing & HVAC project (Contract No. PLE001-21), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated October 11, 2011 in the amount of \$3,676,000 covering said work filed by Bowker Mechanical Contractors, LLC and executed by United Fire & Casualty Company provides a two-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$3,676,000.00
Change Order No. 1	4,354.38
Change Order No. 2	890.00
Change Order No. 3	24,087.94
Change Order No. 4	93,301.96
Change Order No. 5	66,923.27
Change Order No. 6	4,797.61
Change Order No. 7	6,594.77
Change Order No. 8	591.75
Change Order No. 9	36,490.81
Change Order No. 10	37,277.13
Change Order No. 11	<u>27,519.27</u>
Amended Contract Amount	\$3,978,828.89

, 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 July 31, 2013, ending on July 31, 2015, and

BE IT FURTHER RESOLVED that based on the Public Works Director / City Engineer's recommendation, the Cedar Rapids Public Library Project – Fire Suppression, Plumbing & HVAC project, (Contract No. PLE001-21) 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 \$13,024.91 to Bowker Mechanical Contractors, LLC as final payment.

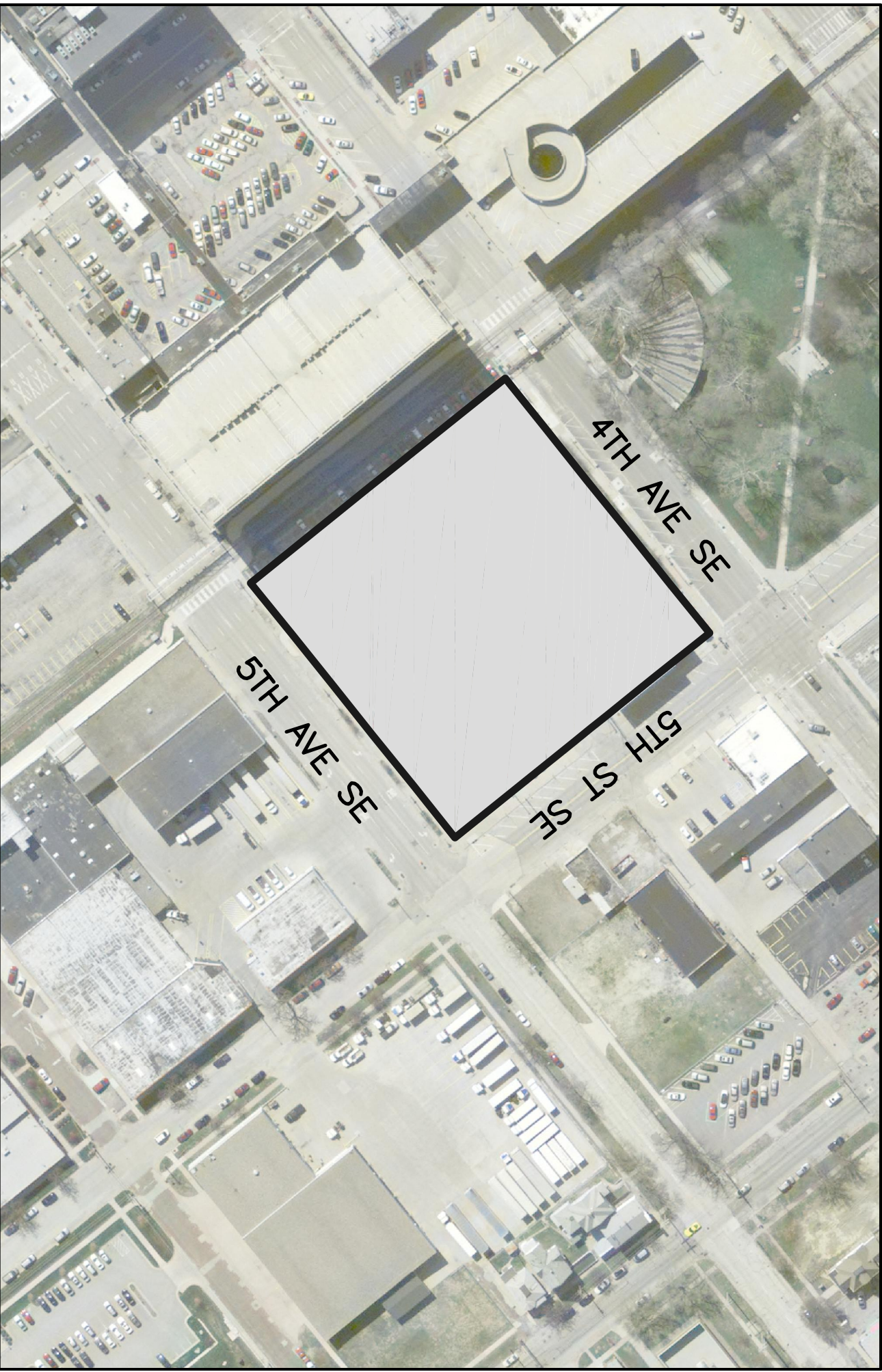
The final contract price is \$3,978,828.89 distributed as follows:

\$ 307,057.06	552000-330-330010-18512-FME001
\$ 794,593.00	552000-330-330010-18512-PLE001
\$ 273,121.57	552000-330-330010-18515-PLE001-DN
\$ 464,220.00	552000-330-330010-18517-PLE001-DN
\$ 836,505.82	552000-330-330010-18515-PLE001-EN
\$ 99,906.00	552000-330-330010-18517-PLE001-IJC
\$1,203,425.44	552000-330-330010-18517-PLE001-IJN

, 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 8th day of July, 2014.



SCALE: NONE

CEDAR RAPIDS PUBLIC LIBRARY



CEDAR RAPIDS
City Of Five Seasons

PLE001



Council Agenda Item Cover Sheet

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

Council Date: July 8, 2014

Submitting Department: Utilities - Water Division

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

Alternate Contact: Ken Russell **Phone No.:** 5926 **E-mail:** k.russell@cedar-rapids.org

Description of Agenda Item:

Resolutions accepting projects and Performance Bonds and/or authorizing issuance of final payments:

- a. C Avenue NE Area Water Main Replacement - 32nd Street NE to 40th Street NE project, final retainage payment in the amount of \$23,512.30 and the 2-Year Performance Bond submitted by Ricklefs Excavating Ltd. (original contract amount was \$418,772.50; final contract amount is \$470,245.98). CIP/DID #2011021-02

Background:

The Utilities Department replaced approximately 3,637 LF of 8-inch water main and 115 LF of 12-inch water main along C Avenue NE from 32nd Street NE to 40th Street NE; pavement replacement, storm sewer improvements, water service reconnection and seeding also included.

The original contract amount was \$418,772.50 and the final contract amount is \$470,245.98, which includes six (6) change orders totaling \$51,473.48. The change orders were 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 final contract cost of \$470,245.98 is distributed as follows: \$37,569.89 – 304-304000-304383 (Storm Sewer) and \$432,676.09 – 553000-625-625000-625884-6252011021 (Utilities – Water)

Construction has been substantially completed by Ricklefs Excavating Ltd. for the C Avenue NE Area Water Main Replacement - 32nd Street NE to 40th Street NE project.

Action/Recommendation:

The Utilities Department – Water Division recommends that the City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final (retainage) payment in the amount of \$23,512.30 to Ricklefs Excavating Ltd., thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation:

There is no alternative to the 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 the Contractor and the two-year performance bond period cannot begin) and the City could be subject to claims since Contractor has fulfilled the terms of the contract.

Time Sensitivity: None, routine item

Resolution Date: 07/08/2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

1. **Included in Current Budget Year:** The project was funded from the FY12 Utilities Department – Water Division CIP budget and coded to 553000-625-625000-625884-6252011021. The general ledger coding for release of the retainage is \$21,633.80, 625-625000-625884-6252011021 and \$1,878.50, 304-304000-304383.

2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY12 CIP budget included \$1,500,000 for engineering and construction of replacement type projects under CIP number 625884.
3. **Purchasing Department used or Purchasing Guidelines followed Purchasing Department:**
Purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the C Avenue NE Area Water Main Replacement - 32nd Street NE to 40th Street NE project (Contract No. 2011021-02) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated March 13, 2012 in the amount of \$418,772.50 covering said work filed by Ricklefs Excavating, Ltd. and executed by United Fire & Casualty 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 Utilities Department – Water Division recommends the C Avenue NE Area Water Main Replacement - 32nd Street NE to 40th Street NE project (Contract No. 2011021-02) be hereby accepted and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$23,512.30 for final (retainage) payment to Ricklefs Excavating, Ltd., thirty days after acceptance in accord with Iowa State Code.

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and 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>
Final Contract Amount	\$470,245.98

The final contract cost of \$470,245.98 is distributed as follows: \$37,569.89 - 304-304000-304383 (Storm Sewer) and \$432,676.09 - 553000-625-625000-625884-6252011021 (Utilities – Water)

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

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

Council Date: July 8, 2014

Submitting Department: Utilities - Water Division

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

Alternate Contact: Ken Russell **Phone No.:** 5926 **E-mail:** k.russell@cedar-rapids.org

Description of Agenda Item:

Resolutions accepting projects and Performance Bonds and/or authorizing issuance of final payments:

- a. Bever-Linden-Blake SE Area Water Main Improvements - Phase II project, final retainage payment in the amount of \$47,981.17 and the 2-Year Performance Bond submitted by Rathje Construction Co. (original contract amount was \$941,580.60; final contract amount is \$959,623.45). CIP/DID #2011025-03

Background:

The Utilities Department replaced approximately 2,965 LF of 8-inch water main, 114 LF of 6-inch water main and 6 LF of 4-inch water main, and water service reconnections along Linden Drive between Forest Drive and 19th Street and Crescent Street from Linden Drive and 1st Avenue SE. Also part of the project was the installation of 8-inch sanitary sewer and manhole structures, installation and replacement of storm structures, installation of 15-inch storm sewer, removal and replacement of various pavements, mill and overlay and site restorations.

The original contract amount was \$941,580.60 and the final contract amount is \$959,623.45, which includes seven (7) change orders totaling \$18,042.85. The change orders were 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 final contract cost of \$959,623.45 is distributed as follows:

\$224,515.59	301-301000-3012040	\$240,885.14	301-301000-301277
\$30,443.15	655-655000-655996	\$463,779.57	553000-625-625000-625884-6252011025

Construction has been substantially completed by Rathje Construction Co. for the Bever-Linden-Blake SE Area Water Main Improvements - Phase II project

Action/Recommendation:

The Utilities Department – Water Division recommends that the City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final (retainage) payment in the amount of \$47,981.17 to Rathje Construction Co., thirty days after acceptance in accordance with Iowa Code.

Alternative Recommendation:

There is no alternative to the 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 the Contractor and the two-year performance bond period cannot begin) and the City could be subject to claims since Contractor has fulfilled the terms of the contract.

Time Sensitivity: None, routine item

Resolution Date: 07/08/2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

1. **Included in Current Budget Year:** The Utilities portion of the project was funded from the FY13 Utilities Department–Water Division CIP budget and coded to 553000-625-625000-625884-6252011025 and from the FY13 Sanitary Sewer CIP budget coded to 655-655000-655996. The Streets portion of the project was funded from 301-301000-3012040 and 301-301000-301277.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The FY13 CIP budget for water includes \$1,500,000 for engineering and construction of replacement type projects under CIP number 625884 and \$600,000 under CIP number 655996 for sanitary sewer.
3. **Purchasing Department used or Purchasing Guidelines followed Purchasing Department:** Purchasing guidelines are being followed for Public Improvement Projects.

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Division certifies construction contract work on the Bever-Linden-Blake SE Area Water Main Improvements - Phase II project (Contract No. 2011025-03) has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 12, 2013 in the amount of \$941,580.60 covering said work filed by Rathje Construction Co. and executed by United Fire & Casualty 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 Utilities Department – Water Division recommends the Bever-Linden-Blake SE Area Water Main Improvements - Phase II project (Contract No. 2011025-03) be hereby accepted and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$47,981.17 for final (retainage) payment to Rathje Construction Co., thirty days after acceptance in accord with Iowa State Code.

BE IT FURTHER RESOLVED, that sales tax was not paid on the above project and 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
Change Order No. 4	4,840.00
Change Order No. 5	14,086.86
Change Order No. 6	3,019.36
Change Order No. 7	<u>(68,911.18)</u>
Final Contract Amount	\$959,623.45

The final contract cost of \$959,623.45 is distributed as follows:

\$224,515.59 – 301-301000-3012040; \$240,885.14 – 301-301000-301277; \$30,443.15 – 655-655000-655996; \$463,779.57 – 553000-625-625000-625884-6252011025

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Karen Johnson

Phone Number/Ext: 398-5123

Email: johnsonk@crlibrary.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Resolution accepting project and Performance Bond and authorizing issuance of final payment in the amount of \$2,734.92 and approving the 2-Year Performance Bond submitted by Phelan's Interiors for the Library Furniture and Shelving project. (original contract amount was \$59,458.04; final contract amount is \$54,698.48) (**FLOOD**). CIP/DID #0612-242

Background:

This is for the downtown Library Furniture and Shelving project. City Council awarded the project for Sections 10, 13, 14, 15, 17 and 24 to Phelan's Interiors by Resolution No. 1439-09-12. The Library has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications.

A Performance Bond dated September 25, 2012 in the amount of \$59,458.04 covering said work filed by Phelan's Interiors and executed by United Fire and Casualty Company provides a two-year correction period for defects in materials and workmanship.

Contract Summary:

Original Contract, Resolution No. 1439-09-12	\$59,458.04
Amendment No. 1, signed by the City Manager on May 10, 2013	(\$9,781.61)
Amendment No. 2, signed by the City Manager on January 17, 2014	\$5,022.05
Contract Total	\$54,698.48

This resolution is to release final payment to Phelan's Interiors of \$2,734.92.

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): PLE002

Local Preference Policy Applies ☐ Exempt ☒
FEMA Funded project

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

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids and Phelan's Interiors are parties to a Contract for the Library Furniture and Shelving project authorized by Resolution No. 1439-09-12; and

WHEREAS, the Library has certified that the Contract work has been substantially completed in accordance with the approved plans and specifications; and

WHEREAS, a Performance Bond dated September 25, 2012 in the amount of \$59,458.04 covering said work filed by Phelan's Interiors and executed by United Fire and Casualty 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

A cost summary of the contract for this project is as follows:

Original Contract, Resolution No. 1439-09-12	\$59,458.04
Amendment No. 1, signed by the City Manager on May 10, 2013	(\$9,781.61)
Amendment No. 2, signed by the City Manager on January 17, 2014	\$5,022.05
Contract Total	\$54,698.48

AND BE IT FURTHER RESOLVED that based on the recommendation by the Library that the project 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 \$2,734.92 to Phelan's Interiors; and

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

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: John Reasoner

Phone Number/Extension: 5806

E-mail Address: j.reasoner@cedar-rapids.org

Alternate Contact Person: Chris Strecker, PE

Phone Number/Extension: 5820

E-mail Address: c.strecker@cedar-rapids.org

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

Approval of two (2) Final Plats:

- a. Wellington Place Eighth Addition, located on the east side of 14th Street SE, north of 4th Avenue SE. CIP/DID #FLPT-009167-2014
- b. Morgan Bridge Road First Addition, located on the west side of Morgan Bridge Road NW, north of E Avenue NW. CIP/DID #FLPT-008296-2014

Background:

The developers submitted the Final Plats in conformance with previously approved preliminary plats. The Public Works department reviewed the submittals and determined they comply with applicable preliminary plat conditions and applicable requirements for the following final plats:

- a. Wellington Place Eighth Addition to Cedar Rapids, Linn County, Iowa, located on the east side of 14th Street SE, north of 4th Avenue SE, containing three (3) lots and a total plat area of 0.34 acre. CIP/DID #FLPT-009167-2014
- b. Morgan Bridge Road First Addition to Linn County, Iowa, located on the west side of Morgan Bridge Road NW, north of E Avenue NW, containing two (2) lots and a total plat area of 5.00 acres. CIP/DID #FLPT-008296-2014

Action / Recommendation:

The Public Works Department recommends approval of the resolution to approve the Final Plat of Wellington Place Eighth Addition to Cedar Rapids, Linn County, Iowa and the Final Plat of Morgan Bridge Road First Addition to Linn County, Iowa.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): NA

Local Preference Policy: Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

4714/FINAL PLATS ENERGОВ/FLPT-009167-2014/COVER SHEET FINAL PLAT MULTI APPROVAL

ENG
CLK
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LC SHERIFF
AMBULANCE
POST OFFICE
STARK
FLPT-008296-2014

**RESOLUTION NO.
RESOLUTION APPROVING PLAT**

WHEREAS, A PLAT OF MORGAN BRIDGE ROAD FIRST ADDITION TO LINN COUNTY, IOWA containing two (2) lots, Numbered 1 and Lettered Lot A, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Sanitary Sewer Petition and Assessment Agreement
2. Agreement to Connect to City Sanitary Sewer Facilities City of Cedar Rapids, Iowa
3. Agreement to Annex
4. Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement

, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Public Works Director / City Engineer,

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

1. The City Council concurs with the recommendation of the City Engineer, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Morgan Bridge Road First Addition to Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication to the public of all lands within the plat that are designated for streets, more specifically Morgan Bridge Road NW (Lot A) is hereby approved and accepted, and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

Passed this _____ day of _____, 2014.

Mayor

Attest:

City Clerk

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this _____ day of _____, 2014

City Clerk

FINAL PLAT OF
MORGAN BRIDGE
ROAD 1ST ADDITION
TO LINN COUNTY



E AVENUE NW

80TH STREET NW

MORGAN BRIDGE RD

SISLEY GROVE RD

16TH AVE SW

HIGHWAY 30



FINAL PLAT OF
MORGAN BRIDGE ROAD FIRST ADDITION
TO LINN COUNTY



0 FEET 1200

FLPT-008296-2014

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LC SHERIFF
AMBULANCE
POST OFFICE
AFFORDABLE HOUSING
FLPT-009167-2014

**RESOLUTION NO.
RESOLUTION APPROVING PLAT**

WHEREAS, A PLAT OF WELLINGTON PLACE EIGHTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing Two numbered lots, Numbered Lot One (1), Lot Two (2) and One lettered Lot, Lettered Lot 'A', all inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

WHEREAS, the property owner(s) has submitted the following executed agreement(s), and are included as part of the final plat documents:

1. Development Agreement

, and

WHEREAS, the agreement(s) as submitted are recommended for approval by the Public Works Director / City Engineer,

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

1. The City Council concurs with the recommendation of the City Engineer, and specifically finds that the proposed plat is in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and also specifically Cedar Rapids Municipal Code Chapter 31, the Subdivision Ordinance.
2. The Mayor and City Council hereby accept the executed agreement(s), as noted above.
3. Said plat and dedication of said Wellington Place Eighth in the City of Cedar Rapids, Linn County, Iowa, be and the same is hereby acknowledged and approved on the part of the City of Cedar Rapids, Iowa, and the dedication of the public easements for the purposes shown on the final plat is hereby approved and accepted, and the City Clerk is hereby directed to certify this resolution of approval and affix the same to said plat as by law provided.

Passed this _____ day of _____ 2014.

_____ Mayor

Attest:

_____ City Clerk

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this _____ day of _____, 2014.

City Clerk



Cadd File Name: W:\PROJECTS\Non-CIP\2014\714 Final Plats\FINAL PLATS - ENRG\WELLPT-009167-2014 Wellington Place 8th Add\FLPT-009167-2014 Council Map.dwg



**FINAL PLAT OF
WELLINGTON PLACE EIGHTH ADDITION**
Location Map



0 FEET 200

FLPT-009167-2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud

Phone Number/Ext: 319 286-5817

Email: a.lerud@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 for properties participating in the third and round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

- a. AHNI Holdings for property at 1542 Bever Avenue SE
- b. Neighborhood Development Corporation for property at 1707 Washington Avenue SE

Background:

The resolutions for City Council consideration provide for the execution of Development Agreements with the above listed developers and associated properties through the third and fourth rounds 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, 160 such agreements and deeds for City property have been executed for the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

- a. 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. 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. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and state codes;
- e. 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 281 properties were identified by 26 developers through four phases of property allocation for this round of the program.

Action / Recommendation:

City staff recommends approval of the resolutions.

Alternative Recommendation:

City Council may table the items and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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
WITH AHNI HOLDINGS FOR PROPERTY AT 1542 BEVER AVENUE SE
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 Developer agrees to construct a single-family dwelling on the above mentioned property, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; 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 AHNI Holdings;

Passed this 8th Day of July, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
WITH NEIGHBORHOOD DEVELOPMENT CORPORATION OF CEDAR RAPIDS,
INC. FOR PROPERTY AT 1707 WASHINGTON AVENUE SE 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 Developer agrees to construct a single-family dwelling on the above mentioned property, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; 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 Neighborhood Development Corporation of Cedar Rapids, Inc.;

Passed this 8th Day of July, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud

Phone Number/Ext: 319 286-5817

Email: a.lerud@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 fourth round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

- a. Stonebrook Homes, LLC for property at 708 G Avenue NW
- b. S&J Homes, LLC for property at 800 G Avenue NW
- c. Cedar Valley Habitat for Humanity, Inc. for property at 806 10th Street SW
- d. Stonebrook Homes, LLC for property at 1206 10th Street NW

Background:

The resolutions for City Council consideration provide for the execution of Development Agreements and deeds with the above listed developers and associated properties through the fourth 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, 160 such agreements and deeds for City property have been executed for the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

- a. 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. 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. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and state codes;
- e. Developer shall comply with all program requirements pertaining to the sale of the property to a qualified buyer.

On October 8, 2013, by Resolution No. 1591-10-13, the City Council approved the Administrative Plan for the fourth round of 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 103 properties were identified by 26 developers in the current phase of property allocation for this program.

Action / Recommendation:

City staff recommends approval of the resolutions.

Alternative Recommendation:

City Council may table the items and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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 S&J HOMES, LLC FOR CITY-OWNED
PROPERTY AT 800 G AVENUE NW PARTICIPATING IN THE FOURTH ROUND
OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth 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 800 G Avenue NW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 2014 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 S&J Homes, LLC

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.

Passed this 8th Day of July, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH STONEBROOK HOMES, LLC FOR
CITY-OWNED PROPERTY AT 1206 10TH STREET NW PARTICIPATING IN THE
FOURTH ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth 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 1206 10th 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 2014 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 Stonebrook Homes, LLC

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.

Passed this 8th Day of July, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH STONEBROOK HOMES, LLC FOR
CITY-OWNED PROPERTY AT 708 G AVENUE NW PARTICIPATING IN THE
FOURTH ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth 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 708 G Avenue NW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on June 10, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on June 24, 2014 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 Stonebrook Homes, LLC

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.

Passed this 8th Day of July, 2014

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
AND SPECIAL WARRANTY DEED WITH CEDAR VALLEY HABITAT FOR
HUMANITY, INC. FOR CITY-OWNED PROPERTY AT 708 G AVENUE NW
PARTICIPATING IN THE FOURTH ROUND OF THE SINGLE FAMILY NEW
CONSTRUCTION PROGRAM

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth 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 806 10th 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 February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 2014 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 Cedar Valley Habitat for Humanity, 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.

Passed this 8th Day of July, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez
Email: k.sanchez@cedar-rapids.org

Phone Number/Ext: 319 286-5428

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

Phone Number/Ext: 319 286-5047

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

Resolution correcting the legal description of the property added to the Rockwell Collins Urban Renewal Area through Amendment No. 1. CIP/DID #OB170214

Background:

The City Council approved Resolution No.0781-06-14 for the expansion of the Rockwell Collins Urban Renewal Area on June 24, 2014. The legal description included in Resolution No. 0781-06-14 needs to be corrected to so as not to split parcels. The change in legal description will have no impact on collection of taxes within the Rockwell Collins Urban Renewal Area. The correct legal description for Amendment No. 1 to the Rockwell Collins Urban Renewal Area is described as follows:

Lot 3, Irregular Survey of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The South Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. The North 60 feet of the East 106 feet thereof;
- b. the South 150 feet of the West 150 feet of the East 862 feet thereof;
- and
- c. any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The North Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The East 27 acres of the Southwest Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. Beginning at a point 410 feet East of the center of Said Section 3; thence North 77 feet; thence southeasterly approximately 910 feet to a point 75 feet North of the centerline of said Section 3; thence South 75 feet; thence West 910 feet along the centerline of said Section 3 to the point of beginning;
- b. The East 40 feet of the South 300 feet of said East 27 acres, and
- c. Any portion of said land lying within the right- of- way of any public street owned in fee simple by a third party.

AND

That part of Lot 5, Irregular Survey, of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, lying southerly of the right- of- way of the Chicago, Milwaukee, St. Paul and Pacific Railroad, less and except the South 80 feet thereof.

AND

That part of Lot 2, Irregular Survey of Northwest fractional Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing as a point of reference at the Southeast corner of said Lot 2, thence North 80 feet along the East line of said Lot 2 to the point of beginning, said point being on the northeasterly right-of-way line of Collins Road, N.E.; thence North 1,943. 77 feet along the East line of said Lot 2 to a point of intersection with the Southerly right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence South 79' 43' West 570.47 feet along said southerly right-of-way line; thence South 79' 19' East 419.62 feet; thence South 1,710.52 feet to a point of intersection with the northerly right-of-way line of said Collins Road; said point being 76.99 feet North of the South line of said Lot 2; thence South 88' 36' East along the northerly right-of-way line of said Collins Road to the point of beginning.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by third party.

Action / Recommendation:

City staff recommends approval of the resolution

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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 CORRECTING THE LEGAL DESCRIPTION OF THE
PROPERTY ADDED TO THE ROCKWELL COLLINS URBAN RENEWAL
AREA THROUGH AMENDMENT NO. 1

WHEREAS, on June 24, 2014 the City Council passed Resolution No. 0781-06-14 adopting Amendment No. 1 to the Rockwell Collins Urban Renewal Area; and

WHEREAS, the legal description included in Resolution No. 0781-06-14 is found to be in error;

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

The legal description of Amendment No. 1 to the Rockwell Collins Urban Renewal Area adopted through Resolution No. 0781-06-14 shall be replaced with the following:

Lot 3, Irregular Survey of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The South Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. The North 60 feet of the East 106 feet thereof;
- b. the South 150 feet of the West 150 feet of the East 862 feet thereof;
and
- c. any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The North Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The East 27 acres of the Southwest Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. Beginning at a point 410 feet East of the center of Said Section 3; thence North 77 feet; thence southeasterly approximately 910 feet to a point 75 feet North of the centerline of said Section 3; thence South 75 feet; thence West 910 feet along the centerline of said Section 3 to the point of beginning;
- b. The East 40 feet of the South 300 feet of said East 27 acres, and
- c. Any portion of said land lying within the right- of- way of any public street owned in fee simple by a third party.

AND

That part of Lot 5, Irregular Survey, of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, lying southerly of the right- of- way of the Chicago, Milwaukee, St. Paul and Pacific Railroad, less and except the South 80 feet thereof.

AND

That part of Lot 2, Irregular Survey of Northwest fractional Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing as a point of reference at the Southeast corner of said Lot 2, thence North 80 feet along the East line of said Lot 2 to the point of beginning, said point being on the northeasterly right-of-way line of Collins Road, N.E.; thence North 1,943. 77 feet along the East line of said Lot 2 to a point of intersection with the Southerly right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence South 79' 43' West 570.47 feet along said southerly right-of-way line; thence South 79' 19' East 419.62 feet; thence South 1,710.52 feet to a point of intersection with the northerly right-of-way line of said Collins Road; said point being 76.99 feet North of the South line of said Lot 2; thence South 88' 36' East along the northerly right-of-way line of said Collins Road to the point of beginning.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by third party.

Passed this 8th day of July 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez
Email: k.sanchez@cedar-rapids.org

Phone Number/Ext: 319 286-5428

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

Phone Number/Ext: 319 286-5047

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

Resolution correcting the legal description of the property added to the Village Urban Renewal Area through Amendment No. 1. CIP/DID #OB1214407

Background:

The City Council approved Resolution No. 0782-06-14 for the expansion of the Village Urban Renewal Area on June 24, 2014. The legal description included in Resolution No. 0782-06-14 needs to be corrected to so as not to split parcels. The change in legal description will have no impact on collection of taxes within the Village Urban Renewal Area. The correct legal description for Amendment No. 1 to the Village Urban Renewal Area is described as follows:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa described as follows:

Beginning at the point of intersection of the East extension of the North Right of Way line of Sheffield Drive NE and the East Right of Way line of said C Avenue NE;

Thence West along said extension of the North Right of Way line and the North Right of Way line of said Sheffield Drive NE to a point of intersection with the East Right of Way line of Summerset Avenue NE, said East Right of Way line being the East line of Summerfield Seventh Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East Right of Way line of said Summerset Avenue NE to the Northeast corner of said Summerfield Seventh Addition;

Thence West along the North line of said Summerfield Seventh Addition, the

North line of Lot 1 Summerfield Eighth Addition, the North line of Summerfield Eleventh Addition and the North line of Summerfield Tenth Addition to a point of intersection with the West line of said Northwest Quarter of the Southeast Quarter;

Thence North along said West line and the West line of said Southwest Quarter of the Northeast Quarter to a point of intersection with the Southerly Right of Way line of Tiburan Lane NE;

Thence Northeasterly along said Southerly Right of Way line to the Northwest corner of Lot 47 Summerfield Thirteenth Addition;

Thence Southerly along the West line of said Lot 47 to the South line of said Summerfield Thirteenth Addition;

Thence East along the South line of said Summerfield Thirteenth Addition to the Southeast corner of Lot 35 of said Summerfield Thirteenth Addition;

Thence Northwesterly along the Northeasterly line of said Summerfield Thirteenth Addition to a corner of said Summerfield Thirteenth Addition and the Southwesterly Right of Way line of said East Main Street NE;

Thence Northeasterly 40 feet along a Southeasterly line of said Summerfield Addition to the center line of said East Main Street NE and the corporate limit line of the City of Cedar Rapids;

Thence Southeasterly along the center line of said East Main Street NE, the center line of said Robins Road NE and said corporate limit line to a corner of the corporate limit, said corner being approximately 175 feet East of the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 26;

Thence North approximately 220 along said corporate limit line to a corner of said corporate limit;

Thence Northwesterly approximately 200 feet along said corporate limit line to a corner of said corporate limit, the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 and the center line of said C Avenue NE;

Thence North approximately 625 feet along said corporate limit line, the center line of said C Avenue NE and the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 to a point of intersection with the South line of the North 395.58 feet of the Southwest Quarter of the Northwest Quarter of said Section 26 as described in a Warranty Deed in Book 3709, page 289 at the Office of the Linn County Recorder;

Thence East approximately 1101 feet along said South line to a point of intersection with said corporate limit line;

Thence South approximately 850 feet along said corporate limit line to a corner of said corporate limit;

Thence West approximately 485 feet along said corporate limit line to a corner of said corporate limit;

Thence South approximately 240 feet along said corporate limit line to a point of

intersection with the center line of said Robins Road NE and a corner of said corporate limit;

Thence Southeasterly along the center line of said Robins Road NE and said corporate limit line to a point of intersection with the Northerly extension of the Westerly line of Bowman Woods Unit 28, Cedar Rapids, Linn County, Iowa;

Thence Southwesterly along said Westerly line extension and the Westerly line of said Bowman Woods Unit 28 to the Northeast corner of Bowman Woods Unit 27, Cedar Rapids, Linn County, Iowa;

Thence West along the North line of said Bowman Woods Unit 27 to the Southeast corner of Nell's First Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East line of said Nell's Addition to the Northeast corner of said Nell's First Addition;

Thence Northwesterly along the Northeasterly line of said Nell's addition to a point of intersection with the East Right of Way line of said C Avenue NE;

Thence South along the East Right of Way line of said C Avenue to the point of beginning.

Action / Recommendation:

City staff recommends approval of the resolution

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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 CORRECTING THE LEGAL DESCRIPTION OF THE
PROPERTY ADDED TO THE VILLAGE URBAN RENEWAL AREA
THROUGH AMENDMENT NO. 1

WHEREAS, on June 24, 2014 the City Council passed Resolution No. 0782-06-14, adopting Amendment No. 1 to the Village Urban Renewal Area; and

WHEREAS, the legal description included in Resolution No. 0782-06-14 is found to be in error;

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

The legal description of Amendment No. 1 to the Village Urban Renewal Area adopted through Resolution No. 0782-06-14 shall be replaced with the following:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa described as follows:

Beginning at the point of intersection of the East extension of the North Right of Way line of Sheffield Drive NE and the East Right of Way line of said C Avenue NE;

Thence West along said extension of the North Right of Way line and the North Right of Way line of said Sheffield Drive NE to a point of intersection with the East Right of Way line of Summerset Avenue NE, said East Right of Way line being the East line of Summerfield Seventh Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East Right of Way line of said Summerset Avenue NE to the Northeast corner of said Summerfield Seventh Addition;

Thence West along the North line of said Summerfield Seventh Addition, the North line of Lot 1 Summerfield Eighth Addition, the North line of Summerfield Eleventh Addition and the North line of Summerfield Tenth Addition to a point of intersection with the West line of said Northwest Quarter of the Southeast Quarter;

Thence North along said West line and the West line of said Southwest Quarter of the Northeast Quarter to a point of intersection with the Southerly Right of Way

line of Tiburan Lane NE;

Thence Northeasterly along said Southerly Right of Way line to the Northwest corner of Lot 47 Summerfield Thirteenth Addition;

Thence Southerly along the West line of said Lot 47 to the South line of said Summerfield Thirteenth Addition;

Thence East along the South line of said Summerfield Thirteenth Addition to the Southeast corner of Lot 35 of said Summerfield Thirteenth Addition;

Thence Northwesterly along the Northeasterly line of said Summerfield Thirteenth Addition to a corner of said Summerfield Thirteenth Addition and the Southwesterly Right of Way line of said East Main Street NE;

Thence Northeasterly 40 feet along a Southeasterly line of said Summerfield Addition to the center line of said East Main Street NE and the corporate limit line of the City of Cedar Rapids;

Thence Southeasterly along the center line of said East Main Street NE, the center line of said Robins Road NE and said corporate limit line to a corner of the corporate limit, said corner being approximately 175 feet East of the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 26;

Thence North approximately 220 along said corporate limit line to a corner of said corporate limit;

Thence Northwesterly approximately 200 feet along said corporate limit line to a corner of said corporate limit, the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 and the center line of said C Avenue NE;

Thence North approximately 625 feet along said corporate limit line, the center line of said C Avenue NE and the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 to a point of intersection with the South line of the North 395.58 feet of the Southwest Quarter of the Northwest Quarter of said Section 26 as described in a Warranty Deed in Book 3709, page 289 at the Office of the Linn County Recorder;

Thence East approximately 1101 feet along said South line to a point of intersection with said corporate limit line;

Thence South approximately 850 feet along said corporate limit line to a corner of said corporate limit;

Thence West approximately 485 feet along said corporate limit line to a corner of said corporate limit;

Thence South approximately 240 feet along said corporate limit line to a point of intersection with the center line of said Robins Road NE and a corner of said corporate limit;

Thence Southeasterly along the center line of said Robins Road NE and said corporate limit line to a point of intersection with the Northerly extension of the

Westerly line of Bowman Woods Unit 28, Cedar Rapids, Linn County, Iowa;

Thence Southwesterly along said Westerly line extension and the Westerly line of said Bowman Woods Unit 28 to the Northeast corner of Bowman Woods Unit 27, Cedar Rapids, Linn County, Iowa;

Thence West along the North line of said Bowman Woods Unit 27 to the Southeast corner of Nell's First Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East line of said Nell's Addition to the Northeast corner of said Nell's First Addition;

Thence Northwesterly along the Northeasterly line of said Nell's addition to a point of intersection with the East Right of Way line of said C Avenue NE;

Thence South along the East Right of Way line of said C Avenue to the point of beginning.

Passed this 8th day of July 2014.



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 rescinding Resolution 934-7-64 and approving the installation of stop signs on westbound J Avenue NE and southbound Wenig Road at the intersection of J Avenue NE and Wenig Rd NE, such that all-way stop control is implemented at the intersection. CIP/DID #60-15-031

Background:

Currently, eastbound J Avenue NE vehicle traffic and northbound Wenig Road NE vehicle traffic stop for the southbound vehicle traffic on Wenig Road NE and westbound vehicle traffic on J Avenue NE. The City has received calls from concerned citizens about confusion on right-of-way at the intersection of J Avenue NE and Wenig Road NE due to no clear through movement existing with the current configuration.

Action / Recommendation:

The Public Works Department recommends approving the resolution to install stop signs on westbound J Avenue NE and southbound Wenig Road NE at the intersection of J Avenue NE and Wenig Road NE to create an all-way stop at this intersection.

Alternative Recommendation:

Should Council not approve the resolution, the intersection will remain under the current stop control with eastbound vehicle traffic on J Avenue NE stopping for Wenig Road NE, and northbound vehicle traffic on Wenig Rd NE stopping for J Avenue NE, but the confusion on who has the right-of-way between westbound J Avenue NE and southbound Wenig Rd NE may contribute to an increase in correctable crashes.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: Minute(s)

Budget Information (if applicable):

RESOLUTION NO.

WHEREAS, the Traffic Engineering Division of the Public Works Department has identified that the current stop control at the intersection of J Avenue NE and Wenig Road NE is inadequate due to fact that no clear through movement exists at the intersection of J Avenue NE and Wenig Road NE, and

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended rescinding Resolution 934-7-64, passed July 22, 1964, installing a stop sign at the intersection of J Avenue NE and Wenig Road NE, stopping eastbound vehicle traffic on J Avenue NE traffic for vehicle traffic on Wenig Road NE, and

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that all-way stop control be established at the intersection of J Avenue NE and Wenig Road NE, such that eastbound and westbound vehicle traffic on J Avenue NE stops for Wenig Road NE, in addition to northbound and southbound vehicle traffic on Wenig Road NE stopping for J Avenue NE vehicle traffic,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 934-4-64 is hereby rescinded and the installation of a stop sign for westbound J Avenue NE at Wenig Road NE and southbound Wenig Road NE at J Avenue NE, such that all-way stop control is established at the intersection of J Avenue NE and Wenig Road NE, be and the same is hereby approved.

Passed this 8th day of July, 2014





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Kevin Vrchoticky

Phone Number/Extension: 5896

E-mail Address: k.vrchoticky@cedar-rapids.org

Alternate Contact Person: Rob Davis, PE

Phone Number/Extension: 5808

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

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

Resolution amending Resolution No. 0839-06-14 by adding one additional property to the list of properties to be specifically benefitted by the construction of sidewalk improvements in connection with the 2015 Sidewalk Infill Project. CIP/DID #3012074-00

Background:

This project will construct sidewalk in infill locations to remove gaps between existing sidewalks. The majority of these locations are beyond the five-year allowable grace period for when sidewalks are required to be installed per the Subdivision Ordinance, or fulfill conditions of a sidewalk Petition and Assessment Agreement.

The proposed resolution before City Council is to amend Resolution No. 0839-06-14, passed June 24, 2014, by adding an additional property to the list of properties to be specifically benefitted by the sidewalk improvements, and subsequently assessed for said sidewalk improvements. The address of this property is 1100 Sierra Drive NE.

Action / Recommendation:

Public Works Department recommends adoption of the resolution to amend Resolution No. 0751-06-14 by adding one additional property to the list of properties to be specifically benefitted by the construction of sidewalk improvements in connection with the 2015 Sidewalk Infill Project

Alternative Recommendation (if applicable):

If this resolution is not adopted, the additional property will not be added to the 2015 Sidewalk Infill Project.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP No. 3012074

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project is for sidewalk construction. In accordance with Code of Iowa, if bids are solicited and received, City Council must either award contract to the lowest responsive, responsible bidder or reject all bids.

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

Explanation (if necessary):

3012074-00/ASSESSMENT/COVER SHEET AMEND PRELIM RES FOR CONSTRUCTION

RESOLUTION NO.

RESOLUTION AMENDING RESOLUTION NO. 0839-06-14 BY ADDING ONE
ADDITIONAL PROPERTY TO THE LIST OF PROPERTIES TO BE SPECIFICALLY
BENEFITTED BY THE CONSTRUCTION OF SIDEWALK IMPROVEMENTS
IN THE CITY OF CEDAR RAPIDS, IOWA

WHEREAS, on June 24, 2014, Resolution No. 0839-06-14 was passed for the Preliminary Resolution for the Construction of Sidewalk Improvements in the City of Cedar Rapids, Iowa in connection with the FY 2015 Sidewalk Infill Project, and

WHEREAS, the Public Works Department recommends an additional property is added to the list of properties in which sidewalk will be constructed and specially benefited by said improvement in connection with the said project, and

WHEREAS, the address of the additional property is 1100 Sierra Drive NE and the GPN No. is 14162-76004-00000, with a legal description of "Sierra 1st St Str/LB 2",

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 0751-0614 is amended to add an additional property as described above that will be specifically benefitted by the construction of sidewalk improvements in connection with the FY 2015 Sidewalk Infill Project.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

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

Council Meeting Date: July 8, 2014

Submitting Department: Utilities – WPC Division

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

Alternate Contact: Mark Jones **Phone No.:** 5897 **E-mail:** m.jones@cedr-rapids.org

Description of Agenda Item:

Resolution approving the Business Travel Report for Mark Jones, Superintendent, Solid Waste and Recycling Division, to attend the Annual SWANA (Solid waste Association of North America) Conference in Dallas, Texas, from August 24-29, 2014 for an estimated amount of \$3,300. CIP/DID #OB

Background:

The City of Cedar Rapids travel policy requires any travel expenses with an estimated travel cost of \$3,000 or more to be approved by the City Council.

The estimated travel cost for Mark Jones, Superintendent, Solid Waste and Recycling Division, to attend the Annual SWANA (Solid waste Association of North America) Conference in Dallas, Texas, from August 24-29, 2014 is \$3,300.

The justification for attendance at the Annual SWANA Conference is that as Certified Collection Manager of SWANA, the certified managers are required to earn credits to maintain their certification. The conference provides the opportunity to earn the credits needed.

Action / Recommendation:

The Utilities Department recommends that the City Council approve the Business Travel Report for Mark Jones, Superintendent, Solid Waste and Recycling Division, to attend the Annual SWANA (Solid waste Association of North America) Conference in Dallas, Texas.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date: 7/08/14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

To be funded from the Utilities Department – SLWST Division fiscal year 2014 operations and maintenance budget and coded to 542102-641-641000-64101.

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Travel

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Utilities Department recommends that Mark Jones, Superintendent, Solid Waste and Recycling Division, be authorized to attend the Annual SWANA (Solid waste Association of North America) Conference in Dallas, Texas, from August 24-29, 2014, and

WHEREAS, as a Certified Collection Manager for the City of Cedar Rapids, he is required to earn credits to maintain certification and by attending the conference he will earn the required credits needed and get the latest information on legislative/regulatory issues relating to solid waste management and other issues/problems facing the industry today, and

WHEREAS, the estimated costs are \$3,300, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Mark Jones, Superintendent, Solid Waste and Recycling Division, be hereby approved for him to attend the Annual SWANA (Solid waste Association of North America) Conference in Dallas, Texas, from August 24-29, 2014 for the estimated amount of \$3,300. The trip cost will be funded from the Utilities Department – SLWST Division fiscal year 2014 operations and maintenance budget and coded to 542102-641-641000-64101.

Passed this 8th day of July, 2014.

Per Diem 2013

Funding Source:	542102-641-641000-64101
Depart Date/Time:	08/24/14 6:00 AM
Return Date/Time:	08/29/14 11:00 AM

Purpose:	Solid Waste Association of North America Annual Conference
Justification:	As a Certified Collection Manager of SWANA, I am required to earn credits to maintain certification. The conference allows me to earn the credits needed.

***Receipts and/or documentation must be attached.**

City Official/Employee Travel Acknowledgement (Signature required for pre-approval)

I agree to verify the appropriateness and accuracy of all travel expenses and to forward this statement along with supporting receipts (descriptive documents from the vendor) to the appropriate authority within 10 business days of my return. I understand that failure to comply with travel policy may result in either non-reimbursable expenses or a taxable reimbursement. I will not claim reimbursement from any other source or claim expenses as a tax deduction on my individual

Final Expense and Reimbursement Authorization _____

I authorize the individual to travel to the destination listed above for the stated purpose. Reimbursement of expenses will be based on actual travel dates/times and reasonable expenses as provided by the City policy and audited by the Finance Department rather than the estimates listed above.

I authorize the City to deduct from my paycheck any unused travel advance or non-reimbursable expense listed above.

City Official/Employee	Date
Division Manager or Department Director	Date
Finance Department Review	Date



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

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

Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$8,753 for design services in connection with connection with the Edgewood Road SW and Wiley Boulevard SW from Williams Boulevard to 16th Avenue project (original contract amount was \$37,393.00; total contract amount with this amendment is \$46,146.00) **(Paving for Progress)**. CIP/DID #3012084-01

Background:

This project includes the rehabilitation and overlay of Edgewood Rd SW and Wiley Blvd SW from Williams Blvd to 16th Ave. This project is funded by the Local Option Sales Tax (LOST) approved for maintenace, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Shive Hattery, Inc. specifying an increased amount not to exceed \$8,753.

Alternative Recommendation: Complete required design and right-of-way acquisition documents using City staff.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

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 Edgewood Road SW and Wiley Boulevard SW from Williams Boulevard to 16th Avenue project is being bid to complete roadway rehabilitation improvements, and

WHEREAS the project presents an opportunity to include sidewalk construction items to improve pedestrian access and Complete Street components along the Wiley Boulevard portion of the project, and

WHEREAS, the City has requested additional services of the Consultant and the City and the Consultant agree to amend the Scope of Services

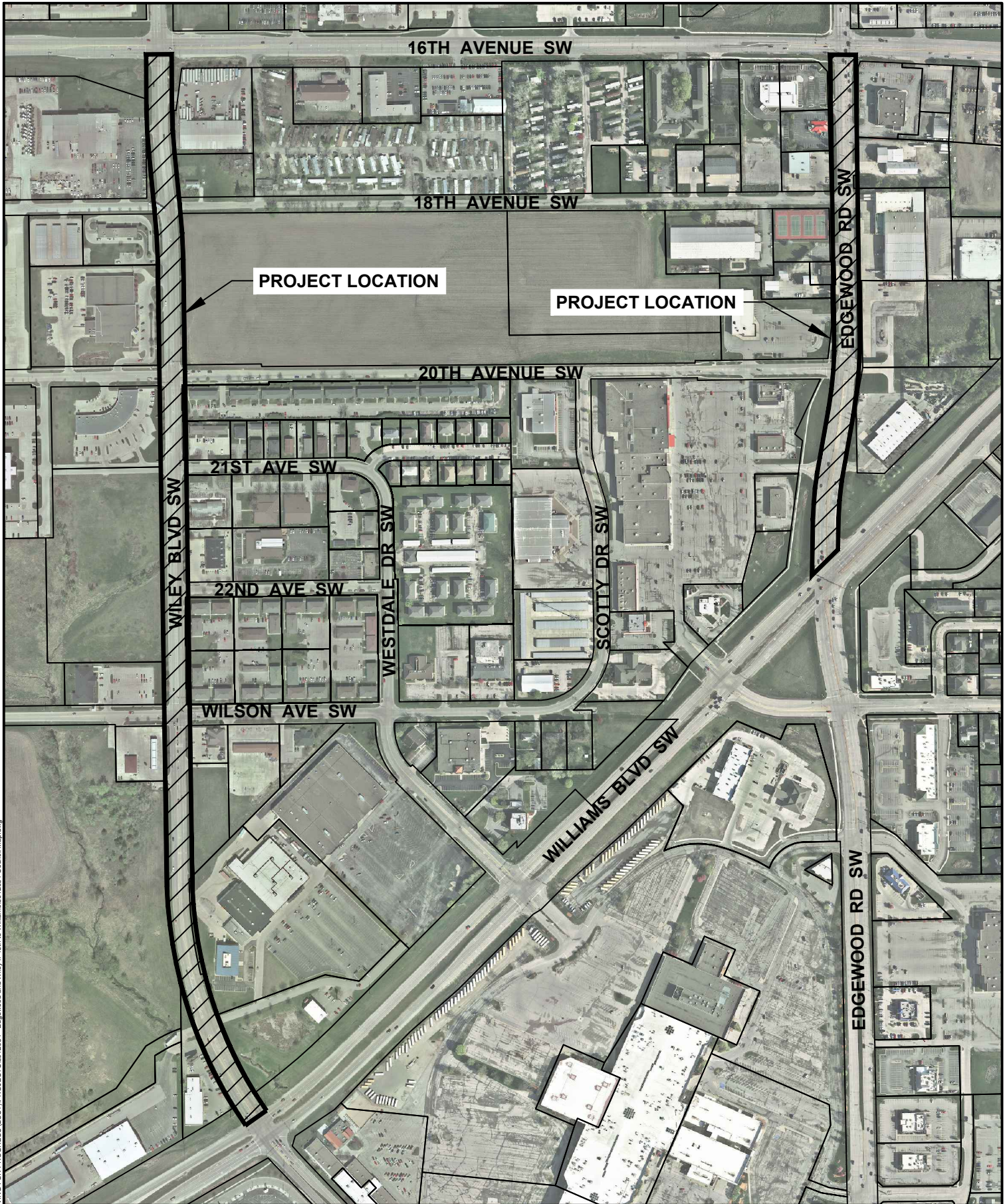
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the professional services agreement with Shive-Hattery, Inc. in the amount of \$8,753 for the Edgewood Road SW and Wiley Boulevard SW from Williams Boulevard to 16th Avenue project, 3012084-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$37,393
Amendment No. 1	\$8,753
	<hr/>
Amended Contract Amount	\$46,146

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012084	\$8,753
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Passed this 8th day of July, 2014



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012084 - Edgewood and Wiley fr. 16th to Williams\3012084 Council Map.dwg



**EDGEWOOD ROAD AND WILEY BOULEVARD SW FROM
16TH AVENUE TO WILLIAMS BOULEVARD SW
IMPROVEMENTS PROJECT**



0 FEET 500

3012084



Council Agenda Item Cover Sheet

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

Council Meeting Date: July 8, 2014

Submitting Department: Utilities – WPC Division

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

Alternate Contact: Andrew Lundy **Phone:** 5968 **E-mail:** a.lundy@cedar-rapids.org

Description of Agenda Item:

Resolutions approving actions regarding Purchases/Contracts/Agreements:

- a. Amendment No. 3 to the Professional Services Agreement with Howard R. Green Company in an amount not to exceed \$15,266 for the additional work to the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project (original contract amount was \$87,100; total contract amount with this amendment is \$165,193). CIP/DID #615177-01.

Background:

The existing aluminum geodesic domes at WPCF were installed approximately 10 years ago. During recent years, areas of corrosion have rapidly developed throughout the aluminum domes, with the most severe corrosion located near the air recirculation ducts. Howard R. Green Company of Cedar Rapids has completed an investigation of the domes to determine the cause of the corrosion and the best method to correct the existing corrosion. The specific areas investigated included: aluminum dome corrosion, concrete liner deterioration, humidity concerns and the recirculation system.

Following their investigation, a final recommendation was prepared to correct the problems. Due to the significant amount of corrosion on the domes, complete replacement of existing domes was recommended. Roughing Filter #2 had significantly more corrosion than the other three domes; thus, this dome was the first to be replaced. Roughing Filter #2 dome was replaced along with the rehabilitation of corroded concrete; the project was accepted by Council in March 2012. After completion of Roughing Filter #2, Roughing Filter #3 dome was similarly replaced and accepted by Council in January 2013. Likewise, Roughing Filter #1 was replaced and accepted by Council in December 2013.

Additional design services are being requested of Howard R. Green Company to design and bid the final roughing filter, Roughing Filter #4. The City intends to design an aluminum dome replacement and concrete repair project for Roughing Filter #4 based on the recommendations in the evaluation completed by Howard R. Green Company in February 2010 and an inspection completed in April 2014.

Action / Recommendation:

The Utilities Department – WPC division recommends approval of the Professional Services Agreement with Howard R. Green Company for the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project and that the City Manager and City Clerk be authorized to execute said Agreement.

Alternative Recommendation: None

Time Sensitivity: 7-8-14

Resolution Date: 7-8-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

1. **Included in Current Budget Year.** Yes. There is \$1,700,000 in FY15, FY16 and FY17 in the Utilities Department–WPC Division Capital Improvement Projects budget for Roughing Filter #4 Dome replacement (CIP #615238). Funding is to be provided via a State Revolving Fund loan.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The total cost for engineering and construction is estimated at \$1,900,000.
3. **Purchasing Department used or Purchasing Guidelines followed:** This project will be publicly bid as a Capital Improvements Project.

Local Preference Policy

Applies ☒

Exempt ☐

Explanation: Consultant evaluation form gives preference to local consultants.

Recommend by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids Utilities Department – Water Pollution Control Facility executed a Professional Services Agreement with Howard R. Green Company for the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project (Contract No. 615177-01) for an amount not to exceed \$87,100 by Resolution No. 0255-03-10 on March 23, 2010, and

WHEREAS, Amendment No. 1, approved by Resolution No. 1014-08-11 on August 9, 2011, increasing the scope of work for an amount not to exceed \$31,508, and

WHEREAS, Amendment No. 2, approved by Resolution No. 0581-04-12 on April 24, 2012, increasing the scope of work for an amount not to exceed \$31,319, and

WHEREAS, additional design services are being requested of Howard R. Green to design and bid the final roughing filter, Roughing Filter #4 to for an amount not to exceed \$15,266, and

WHEREAS, the Water Pollution Control Facilities staff recommends approval of Amendment No. 3, to the Professional Services Agreement with Howard R. Green Company for an amount not to exceed \$15,266 for the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 3, to the Professional Services Agreement with Howard R. Green Company for an amount not to exceed \$15,266, for the WPCF Roughing Filter Dome #4 Replacement and Corrosion Repair project (Contract No. 615177-01), be hereby approved and that the City Manager and City Clerk be authorized to execute said Amendment. The original contract amount was \$87,100; total contract amount with this amendment is \$165,193. There is \$1,700,000 in FY15, FY16, and FY17 in the Utilities Department-WPC Division Capital Improvement Projects budget for Roughing Filter #4 Dome replacement (CIP #615238). Funding is to be provided via a State Revolving Fund loan.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Scott Sovers, PE
E-mail Address: s.rovers@cedar-rapids.org

Phone Number/Extension: 5547

Alternate contact person: Dave Wallace, PE
E-mail Address: d.wallace@cedar-rapids.org

Phone Number/Extension: 5814

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

Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. specifying an increased amount not to exceed \$21,000 for design services in connection with the FY14 Miscellaneous Storm Sewer Improvements project (original contract amount was \$60,000; total contract amount with this amendment is \$81,000). CIP/DID #304990-10

Background:

The intent of this amendment is to provide additional on-call design services at project locations where drainage and erosion control concerns are brought to the City's attention. These services shall include work items/tasks identified in the original agreement.

Action / Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. specifying an increased amount not to exceed \$21,000.

Alternative Recommendation:

The City of Cedar Rapids does not currently have staff resources to address drainage and erosion issues/concerns covered under this agreement in a timely and thorough fashion. The alternatives are to delay a project City Staff is currently designing, or delay the drainage/erosion control concerns until City Staff has the resources available to proceed.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 304990: \$21,000

Local Preference Policy: Applies ☒ Exempt ☐

Explanation: Anderson-Bogert is a local consultant

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 Anderson-Bogert Engineers and Surveyors, Inc. to provide design services for FY14 Miscellaneous Storm Sewer Improvements project (Contract No. 304990-10), and

WHEREAS, additional on-call design services are necessary to address drainage and erosion control concerns that are brought to the City's attention, and

WHEREAS, the Public Works Director / City Engineer recommends amending the scope of services to provide the additional design services,

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. 11 to the Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. in the amount of \$21,000 for the FY 14 Miscellaneous Storm Sewer Improvements project (304990-10). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$60,000
Amendment No. 1	\$21,000
	<hr/>
Amended Contract Amount	\$81,000

General ledger coding for this amendment to be as follows:

Fund 304, Dept ID 304000 Project 304990: \$21,000

Passed this 8th day of July, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance-Purchasing Services Division

Presenter at meeting: consent
Email:

Phone Number/Ext:

Alternate Contact Person:
Email: Judy Lehman

Phone Number/Ext: 5022

Description of Agenda Item:

Amendment No. 3 to the Contract for Elevator Maintenance and Repair Services project with Kone, Inc. to add services for three elevators for the Central Fire Station and City Services Center for an amount not to exceed \$9,072 annually (original contract amount was \$55,128; total contract amount with this amendment is \$66,216). CIP/DID #0413-246

Background:

Two elevators at the City Services Center are being added to the citywide contract for Elevator Maintenance and Repair Services.

Kone Passenger Elevator	S/N 20350617	State ID #13661	\$252/month
Kone Passenger Elevator	S/N 20350618	State ID #13662	\$252/month

One elevator at the Central Fire Station is being added to the citywide contract for Elevator Maintenance and Repair Services.

Kone Passenger Elevator	S/N 20347547	State ID #13587	\$252/month
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A summary of the contract is as follows:

Original Contract	\$55,128.00	Resolution No. 1232-07-13
Amendment No. 1	(4,032)	To delete 2 elevators from the Contract
Amendment No. 2	6,048.00	To add 2 elevators, Resolution No. 0508-04-14
Amendment No. 3	9,072.00	To add 3 elevators to the Contract
Total	\$66,216.00	Not to exceed, except by written amendment

Action / Recommendation:

That the above recommendation be approved and that the City Manager and the City Clerk be authorized to sign Amendment No. 3 with Kone, Inc.

Alternative Recommendation: none

Time Sensitivity:

Resolution Date: 07-08-14

3. Marketing Feasibility
 - a. Marketing plan including citations of current market conditions;
 - b. Identified tenants (as applicable)
4. Financial feasibility
 - a. Financial capacity of the developer/owner;
 - b. Documentation from a lending institution of their understanding of the project and partnership in the project;
 - c. Sources and uses of funds and pro forma for on-going leasing of residential/commercial space
5. Economic impact
 - a. Estimated jobs created/retained
 - b. Total estimated project investment
 - c. Post-Development property valuation
6. Community Benefits including amenities or services provided in the project
7. Projects shall be consistent with City Council objectives and Kingston Village Overlay District guidelines including:
 - a. Quality exterior materials and architectural design that enhances the historic character of the neighborhood
 - b. Building setbacks that address street frontages, with parking to the rear of the site or buildings
 - c. Sustainable site and building design features
 - d. Plan to address on-site parking, as well as shared parking arrangements
 - e. Provides a mix of uses, including market rate housing options
 - f. Encourages walkability with connections within the development and to the neighborhood
 - g. Promotes social interaction with green space and public gathering areas
8. Timeline for development, including any phasing of development built-out
9. Offer Price

The following is the timeline for the next steps:

July 8	Motion Setting a Public Hearing
July 22	Public Hearing
July 28	Informational Meeting
October 3	Proposal Deadline
October 7	Stakeholder panel review of proposals
October 14	City Council consideration of preferred Developer (Resolution to pursue a Development Agreement)

Action / Recommendation:

City staff recommends setting the public hearing.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: N/A

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

Explanation (if necessary):

On June 30 the Development Committee reviewed the request to initiate the disposition process and recommends moving forward with requesting proposals for the site.

Location Map



RESOLUTION

WHEREAS, the City of Cedar Rapids, Iowa and KONE, Inc. are parties to a Contract, authorized by Resolution No. 1232-07-13, whereby KONE provides Elevator Maintenance and Repair Services to the CITY; and

WHEREAS, the City and Kone are desirous of amending the Contract to add services for the City Services Center and the Central Fire Station elevators as follows:

Kone Passenger Elevator	S/N 20347547	State ID #13587	\$252/month
Kone Passenger Elevator	S/N 20350617	State ID #13661	\$252/month
Kone Passenger Elevator	S/N 20350618	State ID #13662	\$252/month

AND WHEREAS, a summary of the Contract is as follows:

Original Contract	\$55,128.00	Resolution No. 1232-07-13
Amendment No. 1	(4,032.00)	To delete 2 elevators from the Contract
Amendment No. 2	6,048.00	To add 2 elevators, Resolution No. 0508-04-14
Amendment No. 3	9,072.00	To add 3 elevators to the Contract
Total	\$66,216.00	Not to exceed, except by written amendment

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above is accepted and the City Manager and the City Clerk are authorized to execute Amendment No. 3 with Kone, Inc.

Passed this 8th day of July 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: 07-08-14

Submitting Department: Purchasing Services - Finance

Presenter at meeting: consent
Email:

Phone Number/Ext:

Alternate Contact Person: Rita Rasmussen
Email: r.rasmussen@cedar-rapids.org

Phone Number/Ext: 5807

Description of Agenda Item:

Resolution amending Resolution No. 0732-05-13 to amend verbiage and Amendment No. 4 to the Agreement for Real Estate Acquisition Legal Services project with Ackley, Kopecky and Kingery, LLP to extend the term of the contract. (original contract amount was \$149,524.26; total contract amount with this amendment is \$149,524.26) (**FLOOD**). CIP/DID #0109-220

Background:

The City and Ackley, Kopecky and Kingery, LLP are parties to an Agreement whereby Ackley, Kopecky & Kingery, LLP provides Legal Counsel to provide Real Estate Acquisition Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program necessitated by the flooding of June 2008.

The proposed resolution amends Resolution No. 0732-05-13 to correct verbiage in paragraph two to reflect that the original contract was authorized by Resolution No. 1199-12-09 for the Legal Services for the HUD Community Development Grant Voluntary Property Acquisition Program.

The proposed resolution also recommends that the City Manager and City Clerk be authorized to sign Amendment No. 4 to extend the term of the Agreement through November 29, 2014. The hourly rates and the total cost of services remains unchanged and shall not exceed \$149,524.26

Action / Recommendation:

That Resolution No. 0732-05-13 be amended and that the City Manager and the City Clerk be authorized to execute Amendment No. 4.

Alternative Recommendation: None

Time Sensitivity: n/a

Resolution Date: 07-08-14

Estimated Presentation Time: consent

Budget Information (if applicable): Federally Funded CDBG

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Federal Funds

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

ATT
PUR
ENG
FIN
AUD FILE
ACKLEYKOPECKYKINGERY
OB472583
0109-220
OB377545
0732-05-13

RESOLUTION NO.

RESOLUTION AMENDING RESOLUTION NO. 0732-05-13 AND APPROVING AMENDMENT NO. 4 TO REAL ESTATE ACQUISITION LEGAL SERVICES WITH OUTSIDE COUNSEL TO PROVIDE LEGAL SERVICES FOR THE HUD COMMUNITY DEVELOPMENT BLOCK GRANT VOLUNTARY PROPERTY ACQUISITION PROGRAM

WHEREAS, the City of Cedar Rapids, Iowa ("the City") and Ackley, Kopecky and Kingery, LLP ("the Firm") are parties to an Agreement, authorized by Resolutions No. 0500-05-09, No. 1199-12-09, No. 1344-11-10, No. 0732-05-13 and No. 0050-01-14, for flood related Real Estate Acquisition Legal Services ("Agreement"), whereby Ackley, Kopecky and Kingery, LLP provides Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program necessitated by the flooding of June 2008; and

WHEREAS, on May 14, 2013, the City Council passed Resolution No. 0732-05-13 which authorized the City Manager to execute Amendment No. 3 to the Agreement; and

WHEREAS, Resolution No. 0732-05-13 referred to an incorrect previous resolution; and

WHEREAS, the second unnumbered paragraph of Resolution No. 0732-05-13 should be amended to read as follows:

WHEREAS, the City and Ackley, Kopecky and Kingery, LLP desire to amend the Agreement authorized by Resolution No. 1199-12-09 to extend the term of the Agreement through December 31, 2013 and to expand and clarify the required Federal Provisions and the terms of the Agreement.

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

1. Resolution No. 0732-05-13 be amended as stated above; and
2. The City Manager and the City Clerk are authorized to execute Amendment No. 4 with Ackley, Kopecky and Kingery, LLP to extend the term of the Agreement through November 29, 2014.

Passed this 8th day of July 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: 07-08-14

Submitting Department: Purchasing Services - Finance

Presenter at meeting: consent
Email:

Phone Number/Ext:

Alternate Contact Person: Rita Rasmussen
Email: r.rasmussen@cedar-rapids.org

Phone Number/Ext: 5807

Description of Agenda Item:

Resolution amending Resolution No. 0729-05-13 to amend verbiage and Amendment No. 3 to the Agreement for Real Estate Acquisition Legal Services project with Simmons, Perrine, Moyer and Bergman, PLC to extend the term of the contract. (original contract amount was \$76,962.64; total contract amount with this amendment is \$76,962.64) (**FLOOD**). CIP/DID #0109-220

Background:

The City and Simmons, Perrine, Moyer & Bergman, PLC are parties to an Agreement whereby Simmons, Perrine, Moyer & Bergman, PLC provides Legal Counsel to provide Real Estate Acquisition Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program necessitated by the flooding of June 2008.

The proposed resolution amends Resolution No. 0729-05-13 to correct verbiage in paragraph two to reflect that the original contract was authorized by Resolution No. 1199-12-09 for the Legal Services for the HUD Community Development Grant Voluntary Property Acquisition Program.

The proposed resolution also recommends that the City Manager and City Clerk be authorized to sign Amendment No. 3 to extend the term of the contract through November 29, 2014. The hourly rates and the total cost of services remains unchanged and shall not exceed \$76,962.64

Action / Recommendation:

That Resolution No. 0729-05-13 be amended and that the City Manager and the City Clerk be authorized to execute Amendment No. 3.

Alternative Recommendation: None

Time Sensitivity: n/a

Resolution Date: 07-08-14

Estimated Presentation Time: consent

Budget Information (if applicable): Federally Funded CDBG

Local Preference Policy Applies ☐ Exempt ☒

Explanation: Federal Funds

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

ATT
PUR
ENG
FIN
AUD FILE
SIMMONS PERRINE
OB472583
0109-220
OB377545
0729-05-13

RESOLUTION NO.

RESOLUTION AMENDING RESOLUTION NO. 0729-05-13 AND APPROVING AMENDMENT NO. 3 TO REAL ESTATE ACQUISITION LEGAL SERVICES WITH OUTSIDE COUNSEL TO PROVIDE LEGAL SERVICES FOR THE HUD COMMUNITY DEVELOPMENT BLOCK GRANT VOLUNTARY PROPERTY ACQUISITION PROGRAM

WHEREAS, the City of Cedar Rapids, Iowa ("the City") and Simmons, Perrine, Moyer and Bergman, PLC ("the Firm") are parties to an Agreement, authorized by Resolutions No. 0500-05-09, No. 1199-12-09 and No. 0729-05-13, for flood related Real Estate Acquisition Legal Services ("Agreement"), whereby Simmons, Perrine, Moyer and Bergman, PLC provides Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program necessitated by the flooding of June 2008; and

WHEREAS, on May 14, 2013, the City Council passed Resolution No. 0729-05-13 which authorized the City Manager to execute Amendment No. 2 to the Agreement; and

WHEREAS, Resolution No. 0729-05-13 referred to two Agreements, however it reflects only the Agreement for the HUD Community Development Block Grant Voluntary Property Acquisition Program; and

WHEREAS, the second unnumbered paragraph of Resolution No. 0729-05-13 should be amended to read as follows:

WHEREAS, the City and Simmons, Perrine, Moyer and Bergman, PLC desire to amend the Agreement authorized by Resolution No. 1199-12-09 to extend the term of the Agreement through December 31, 2013 and to expand and clarify the required Federal Provisions and the terms of the Agreement.

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

1. Resolution No. 0729-05-13 be amended as stated above; and
2. The City Manager and the City Clerk are authorized to execute Amendment No. 3 with Simmons, Perrine, Moyer and Bergman, PLC to extend the term of the Agreement through November 29, 2014.

Passed this 8th day of July 2014.



Council Agenda Item Cover Sheet

☒ **Consent Agenda**

☐ **Regular Agenda**

Council Date: July 8, 2014

Submitting Department: Utilities - Water Division

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

Alternate Contact: Ken Russell **Phone No.:** 5926 **E-mail:** k.russell@cedar-rapids.org

Description of Agenda Item:

Amend Resolution No. 0749-06-14 to correct the total contract amount to \$334,140 for the Repair of Water Service Lines FY14 Contract, Change Order No. 1 with B. G. Brecke, Inc. CIP/DID #521108-14

Background:

Resolution No. 0749-06-14, passed by City Council on June 10, 2014, approved Change Order No. 1 in the amount of \$96,000 with B. G. Brecke, Inc. for the Repair of Water Service Lines FY14 Contract and adjusted the contract amount.

However, the total contract amount was inadvertently miscalculated and listed as \$336,140. The correct total contract amount should be \$334,140 (original contract amount was \$238,140.00; change order amount was \$96,000; total contract amount with this amendment is \$334,140).

Action / Recommendation:

The Utilities Department – Water Division recommends that Resolution No. 0749-06-14 be amended to reflect the correct total contract amount to \$334,140, for the Repair of Water Service Lines FY14 Contract, Change Order No. 1.

Alternative to the Recommendation: N/A

Time Sensitivity: Normal

Resolution Date: 7/08/2014

Estimated Presentation Time: 0 Minute(s)

Budget and Purchase Process Information:

1. **Included in Current Budget Year:** This will be budgeted under FY14 Meter Shop operations and maintenance budget and coded to 521108-621-621005.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:**
The FY14 budget includes \$275,000 for the Repair of Service Line Contract. Expenditures in excess of the budget for service line repairs will be covered by actual revenues that exceed the FY14 budget.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, 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 (if necessary): N/A

RESOLUTION NO.

WHEREAS, the Utilities Department – Water Division needs to amend Resolution No. 0749-06-14 passed on the 10th day of June, 2014. This resolution approved Change Order No. 1, to the Contract for the Repair of Water Service Lines FY14 project with B. G. Brecke, Inc., in the amount of \$96,000 and the total contract amount of \$336,140, and

WHEREAS, the total contract dollar amounts were wrong on the Resolution, the correct total contract amount should be \$334,140, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 0749-06-14 be amended to reflect the total contract amount of \$334,140 for the Repair of Water Service Lines FY14 project (Contract No. 521108-14) with B. G. Brecke, Inc. The original contract amount was \$238,140 and the correct total contract amount including Change Order No. 1 is \$334,140.

Passed this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: 7/8/2014

Submitting Department: HR

Presenter at meeting: NA - Consent

Phone Number/Ext: 5019

Email: c.huber@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

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

Resolution amending the estimated cost of administrative fees with the City's Third Party Administrator (TPA) from \$1,114,884 to \$1,360,000 over the 3 year contract .

Background:

Resolution No.1242-09-11 estimated the administrative costs for the City's 3 year contract with Preferred One at \$1,114,884. The actual amount varies by number of members on the plan and the health care services they access. Based on current projections, the actual cost for administrative fees will be \$1,360,000 (\$245,116 total increase or 7% per year).

Total cost for health care is projected to be \$2.6 million less than the original projection developed in 2011 when the contract was originally approved.

Action / Recommendation:

Pass the amended resolution.

Alternative Recommendation:

NA

Time Sensitivity: Moderate

Resolution Date: 7/9/14

Estimated Presentation Time: NA

Budget Information (if applicable):

These fees are paid from the Health care fund. Total costs for employee health care (claims and administration) are estimated at \$56.6 million for the three year period.

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Human Resources Director and Finance Director recommended the execution of the Administrative Services and Financial Agreement with PreferredOne Administrative Services, Inc., to provide health plan administration services and pharmacy benefits management, for the period 1/1/2012- 12/31/14; and

WHEREAS, the Administrative Services Agreement was approved by Council via Resolution No.1242-09-11 for an estimated cost not to exceed \$1,114,884.00, and

WHEREAS, the total cost of this agreement is now estimated not to exceed \$1,360,000, now therefore;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Resolution No. 1242-09-11 be amended to reflect the new estimated not to exceed amount of \$1,360,000 and the Finance Director is hereby authorized to expend funds as noted above for this agreement for the period 1/1/2012- 12/31/14.

Passed this 8th Day of July, 2014.



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 in the amount of \$4,527.17 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2 project (original contract amount was \$1,765,564.20; total contract amount with this amendment is \$1,843,059.47) (**FLOOD**). CIP/DID #SSD103-11

Background:

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

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 2 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: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

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

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FIN
CLK
RICKLEFS
SNYDER
SSD103-11
OB377545

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 \$4,527.17 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2, Contract No. SSD103-11. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,765,564.20
Possible Incentive	50,000.00
Change Order No. 1	31,968.10
Change Order No. 2	4,527.17
Disincentive/Liquidated Damages	<u>(9,000.00)</u>
Amended Contract Amount	\$1,843,059.47

General ledger coding for this Change Order to be as follows: \$4,527.17 330-330210-18511-SSD103

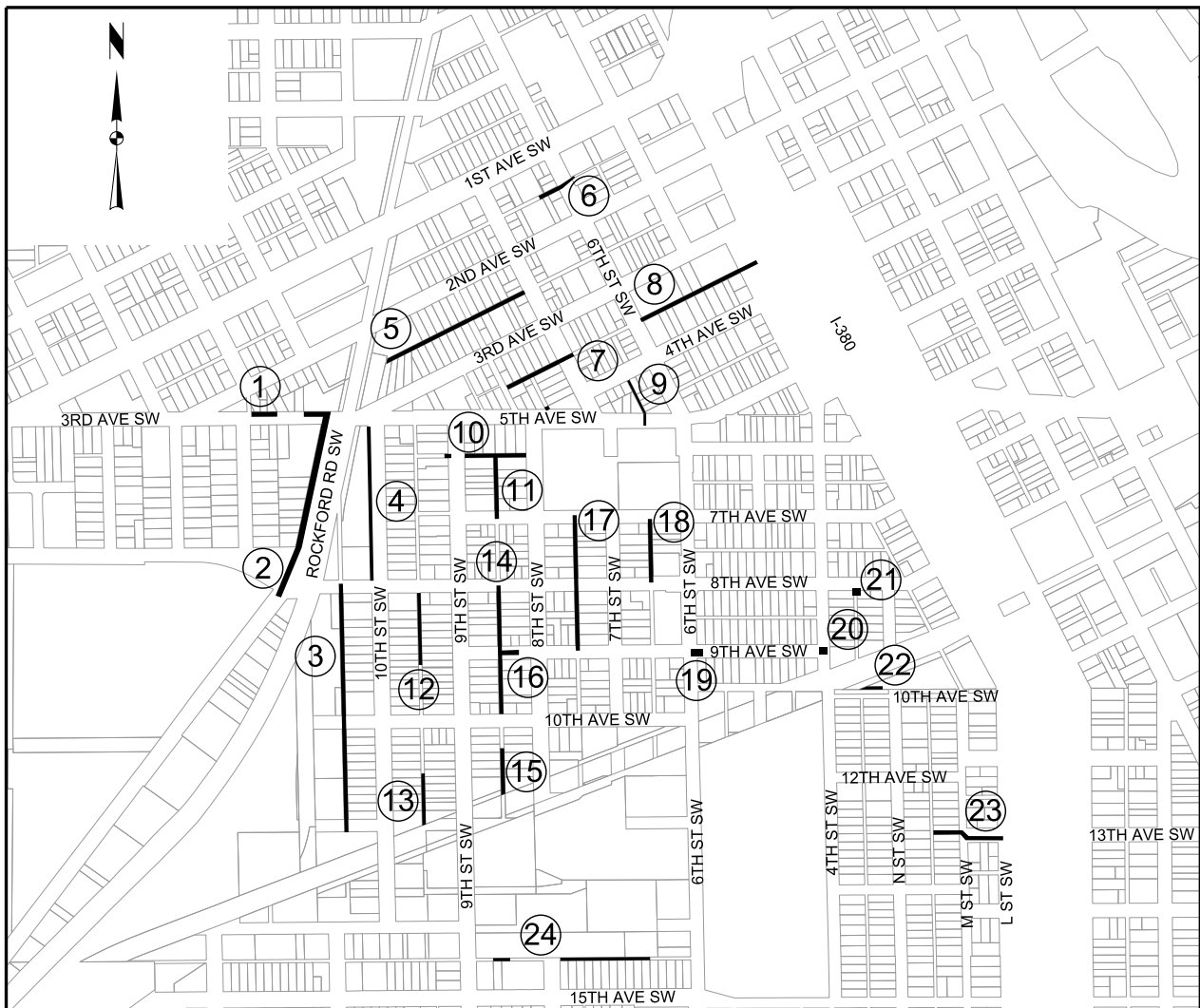
Passed this 8th day of July, 2014.

SW QUADRANT, 2008 FLOOD AREA SANITARY SEWER RESTORATION, PHASE II, PART 2

CONTRACT NUMBER SSD103-11

Project Location Map & Table Reference		
#	Street or alley	Location
1	3rd Ave. SW	11th St. SW to Rockford Rd. SW
2	Rockford Rd. SW	8th Ave. SW to 3rd Ave. SW
3	Alley West of 10th St. SW	12th Ave. SW to 8th Ave. SW
4	10th St. SW	8th Ave. SW to 5th Ave. SW
5	2nd-3rd Ave. SW Alley	CRANDIC Rail to 7th St. SW
6	1st-2nd Ave. SW Alley	7th to 6th Streets SW
7	3rd-5th Ave. SW Alley	8th to 7th Streets SW
8	3rd-4th Ave. SW Alley	6th to 4th Streets SW
9	7th-6th St. SW Alley	5th to 4th Ave. SW
10	7th-5th St. SW Alley	9th to 8th Ave. SW
11	8th-9th St. SW Alley	7th to 5th Ave. SW
12	10th-9th St. SW Alley	9th to 8th Ave. SW

Project Location Map & Table Reference (Continued)		
13	10th-9th St. SW Alley	CRANDIC Rail to 10th Ave. SW
14	8th-9th St. SW Alley	8th to 10th Ave. SW
15	8th-9th St. SW Alley	10th Ave. SW to CRANDIC Rail
16	9th Ave. SW	Between 8th and 9th Streets SW
17	8th-7th St. SW Alley	9th to 7th Ave. SW
18	7th-6th St. SW Alley	8th to 7th Ave. SW
19	19th Ave. SW	East of 6th St. SW
20	4th St. SW	9th Ave. SW
21	4th-N St SW Alley	South of 8th Ave. SW
22	10th Ave. SW	Between 4th and N St. SW
23	13th Ave. SW	West of M St. SW to L St. SW
24	Alley nort of 15th Ave. SW	9th to 6th St. SW



PROJECT LOCATION MAP & TABLE REFERENCE



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** ☒ **Map**

Authorizing Change Order No. 12 (Final) deducting the amount of \$352,042.43 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 \$2,647,618.58) (**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. 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. 12 (Final) 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: July 8, 2014

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
OB377545

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. 12 (Final) deducting the amount of \$352,042.43 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	18,134.94
Change Order No. 8	10,875.00
Change Order No. 9	92,688.28
Change Order No. 10	21,117.84
Change Order No. 11	11,042.21
Change Order No. 12 (Final)	(352,042.43)
Removal of Original Incentive Value	<u>(25,512.50)</u>
Amended Contract Amount	\$2,647,618.58

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

\$ (3,800.00) 304-304000-304284
\$ (2,816.00) 625-625000-625884-62520110245
\$(299,752.43) 330-330210-18511-SSD005
\$ (45,674.00) 330-330210-18511-SSD105

Passed this 8th day of July, 2014.



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

Submitting Department: Public Works Department

Presenter at meeting: Loren Snell

Phone Number/Extension: 5804

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

Alternate Contact Person: Russell F. Betts, P.E.

Phone Number/Extension: 5212

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

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

Authorizing Change Order No. 8 in the amount of \$257,723 with Miron Construction Co., Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – General Contractor project (original contract amount was \$19,185,000; total contract amount with this amendment is \$19,686,613) (**FLOOD**). CIP/DID #PWE006-21

Background:

WCD = Work Change Directive

WCD #9	Elevator Floor – Provide pricing to put floor into elevator shaft	\$6,890
	Angel kickers for additional precast spandrel supports	\$7,152
	Door hardware and rooftop elevator	\$5,030
	Miscellaneous power changes	\$1,359
	Stair/Lobby wall changes	\$2,742
	Paint precast walls in office	\$13,454
	Attic stock	\$3,437
	Doors 330A and 330B - Change to Door Type E	\$478
	Door 121B changes	\$956
	Ceiling changes	(\$32)
	Door hardware change for Set 22 (Doors 228A and B)	\$797
	Material storage roof framing changes to wood	\$12,426
	ITC 104, 108, 110, 116, 121, 124, 125, 129 no scope change	\$0
	Room 400 drywall	\$1,196
	Translucent wall enclosure detail	\$849
	Miscellaneous changes Rooms 342, 380, 439	\$952
	Change to footing at storm pipe.	\$314
	Concrete pipe at manhole	\$1,535
	Gas Meter piping for Miron (Back Charge)	(\$1,812)
WCD #10	Repair of April 13 th Storm Damage – Phase 2 (Estimated)	\$200,000

Action / Recommendation:

The Public Works Department recommends approval of Change Order No. 8 submitted by Miron Construction Co., Inc.

Alternative to the Recommendation:

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

Time Sensitivity: Normal

Resolution Date: July 8, 2014

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
MIRON
NEUMANN
PWE006-21
OB377545

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 8 in the amount of \$257,723 with Miron Construction Co., Inc. for the Cedar Rapids City Services Center – Bid Package 2 – Phase 2 Demolition, Sitework and New Building Construction Project – General Contractor project, Contract No. PWE006-21. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$19,185,000
Change Order No. 1 (Revised)	41,562
Change Order No. 2 (Revised)	(58,929)
Change Order No. 3	76,924
Change Order No. 4	7,479
Change Order No. 5	2,883
Change Order No. 6	117,324
Change Order No. 7	56,647
Change Order No. 8	<u>257,723</u>
Amended Contract Amount	\$19,686,613

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

\$257,723 330-330210-18515-PWE006-NG

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

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. 8 in the amount of \$3,659.03 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 \$650,207.85) (**FLOOD**); CIP/DID #VME001-06

Background:

ASI-3003 – Modification of stage front wood floor install detail; add'l existing concrete demo for
An add'l nailer (fema) \$570.61

PR-3005 – Hold open functions were added to 2 doors after the approval of shop drawings;
New openers had to be ordered as the originals were already fabricated & shipped to the
Jobsite (fema) \$727.16

PR-3015.1 – Deletion of stainless steel trim at the servery window & replacing that trim with
Plaster (fema) (\$415.04)

ODC-Armory Cleaning – Prior to floor finish in armory, Tricon had to clean glue residue from the
Perimeter of floor left by Pearsons set up for sand blasting the brick (non-fema) \$1,501.73

TCIDC-3005 – Changing the opening for the roof hatches above stage; add'l bracing to be
Required at perimeter of opening (fema) \$1,274.57

Action / Recommendation:

Veterans Memorial recommends the approval of Change Order No. 8 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: July 8, 2014

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. 8 in the amount of \$3,659.03 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	13,916.21
Change Order No. 7	24,141.25
Change Order No. 8	<u>3,659.03</u>

Amended Contract Amount	\$650,207.85
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General ledger coding for this Change Order to be as follows:

\$3,659.03 Fund 330, Dept ID 330020, Project VME001-06

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance Department

Presenter at meeting: Matt Felling

Phone Number/Extension: 731-4466

E-mail Address: matt.felling@hilton.com

Alternate Contact Person: Casey Drew

Phone Number/Extension: 5097

E-mail Address: c.drew@cedar-rapids.org

Description of Agenda Item:

Resolution authorizing Doubletree Management LLC ("Management Company") to execute an agreement with Cedar Rapids Cellular Telephone, L.P. for antenna service in connection with the Doubletree by Hilton Cedar Rapids Convention Complex Hotel project, for an annual revenue of \$9,000.

Background:

This agreement (five years plus three (5) year extensions) provides for Cedar Rapids Cellular Telephone, L.P., (U.S.Cellular) to install certain telecommunications equipment including but not limited to base station, transceiving equipment antenna's and cables in order to increase customer cellular service. All equipment will be installed at the sole expense to Cedar Rapids Cellular Telephone at no expense to the DoubleTree by Hilton Cedar Rapids Convention Complex and will provide \$750 per month in revenue with an annual amount total of \$9,000.

The City's Management Agreement ("Management Agreement") with Hilton specifically allows Management Company to enter into agreements for goods or services that have a maximum term of one year. Agreements with a term greater than one year and not terminable at will on thirty days' notice or less must receive prior written approval from the Owner.

Budget Information (if applicable): Doubletree by Hilton Operating Budget

Action / Recommendation: Approve the resolution.

Alternative Recommendation: Table or deny the resolution.

Time Sensitivity: Resolution Date: July 8, 2014

Estimated Presentation Time: 5 Minute(s)

Local Preference Policy:

☐ Applies

☒ Exempt

Explanation:

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

RESOLUTION NO.

RESOLUTION AUTHORIZING DOUBLETREE MANAGMENT LLC, TO EXECUTE AN AGREEMENT WITH CEDAR RAPIDS CELLULAR TELEPHONE, LP., A DELAWARE LIMITED PARTNERSHIP TO GRANT THE NON –EXCLUSIVE RIGHT TO INSTALL CERTAIN TELECOMMUNICATIONS EQUIPMENT AT THE U.S. CELLULAR ARENA FOR COMPLEX DISTRIBUTED ANTENNA SYSTEM PER HILTON STANDARDS AT THE CEDAR RAPIDS CONVENTION COMPLEX.

WHEREAS, the City is building the Cedar Rapids Convention Complex ("Facility"), which includes renovation of the former Crowne Plaza Hotel at 350 1st Avenue, NE;

AND WHEREAS, Doubletree Management LLC ("Management Company") has been selected as the operator of the completed Facility, and;

WHEREAS, Management Company has the right to enter into agreements for goods or services that have a maximum term of one year, and;

WHEREAS, agreements with a term longer than one year and not terminable at will with thirty day's notice or less must receive prior written approval from the Owner, and;

WHEREAS, Management Company wishes to lease space and communications equipment per Hilton standards, on the terms and conditions set forth in this Agreement, and;

WHEREAS, the Agreement will have a term of FIVE (5) years commencing as of September 1, 2014 and terminating on August 31, 2019 with the option to extend the Term for three (3) additional five (5) year terms which shall be automatically exercised unless Licensee gives Licensor notice of its intent not to renew at least 60 days prior to the end of the Term.

WHEREAS, there will be no cost to the Annual Operating budget, and;

WHEREAS, Cedar Rapids Cellular Telephone, L.P. will pay each month fees equal to \$750. Total annual revenue to the Doubletree by Hilton Cedar Rapids Complex of \$9,000.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Doubletree Management LLC, is authorized to execute an Agreement for antenna services with Cedar Rapids Cellular Telephone, L.P., commencing on September 1, 2014.

Passed this 8th day of July 2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda
Email:

Phone Number/Ext:

Alternate Contact Person: Dennis Hogan
Email: d.hogan@cedar-rapids.org

Phone Number/Ext: 5860

Alternate Contact Person: Heather Mell
Email: h.mell@cedar-rapids.org

Phone Number/Ext: 5117

Description of Agenda Item:

Fleet Services Division purchase of 10 work benches and 74 shelving units from Winn Rack in the amount of \$34,094. CIP/DID #0514-201

Background:

Purchasing Services solicited bids on behalf of the Fleet Services Division for the purchase and delivery of work benches and shelving with 2 vendors responding. Winn Rack was the lowest bidder with their total bid of \$34,094.

Bids were received from:

Winn Rack	Dunbar, NE	\$34,094
Iowa Prison Industries	Anamosa, IA	\$47,958

Action / Recommendation:

Recommend Council approval to purchase the work benches and shelving units

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 073-073000-073001

Local Preference Policy Applies ☒ Exempt ☐

Explanation: Local preference did not have an effect on award.

Recommended by Council Committee

Yes ☐

No ☐

N/A ☒

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids for work benches and shelving on behalf of the City of Cedar Rapids Fleet Services Division; and

WHEREAS, responses were received from two vendors; and

WHEREAS, the Fleet Services Division is making the following recommendation for award to Winn Rack, which was the lowest responsive and responsible bidder; and

WHEREAS, the total cost is \$34,094.

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

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Keith Nuehring

Phone Number/Ext: x5622

Email: k.nuehring@cedar-rapids.org

Description of Agenda Item:

Contract for Aruba Equipment with DataVizion, LLC for the Information Technology Department for a total annual amount not to exceed \$100,000. CIP/DID #0514-193

Background:

Bids were solicited on behalf of the Information Technology Department for the purchase and delivery of Aruba Equipment with three (3) bids submitted.

Award is recommended to DataVizion, LLC as the lowest bidder for an initial Contract term of July 1, 2014 through June 30, 2014 with four (4) one-year renewal options available. The total annual amount will not exceed \$100,000 budgeted in GL account #554000-354-354000-354009.

The following total amounts for each bid submittal are for the anticipated purchase quantities. Additional purchases will be made on an as-needed basis.

DataVizion, LLC – Lincoln, NE: \$51,765.84

McGladrey – Cedar Rapids, IA: \$78,860.18

Kupper Engineering – Glenside, PA: \$90,367.00

Action / Recommendation:

Resolution authorizing execution of Contract for Aruba Equipment for Information Technology for a total annual amount not to exceed \$100,000.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 554000-354-354000-354009

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference applies but the only local bidder is more than 5% higher than the lowest bid.

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 Information Technology Department for Aruba Equipment; and

WHEREAS, responses were received from three suppliers; and

WHEREAS, the Information Technology Department is making the following recommendation for award to DataVizion, LLC, as the lowest bidder; and

WHEREAS, the initial term of the Contract shall be the Contract execution date to June 30, 2015 with four one-year renewal options available; and

WHEREAS, the total annual amount will not exceed \$100,000, budgeted in the IT operating budget; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with DataVizion, LLC as described herein.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda

Phone Number/Ext:

Alternate Contact Person: Paula Mitchell

Phone Number/Ext: 5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Diane Rodenkirk

Phone Number/Ext: 5023

Email: d.rodenkirk@cedar-rapids.org

Description of Agenda Item:

Contract for Section 106 Review Consultant with Louis Berger for the Community Development Department for an annual amount not to exceed \$120,000. CIP/DID #0514-186

Background:

Purchasing solicited proposals on behalf of Community Development for a consultant to perform Section 106 reviews. These reviews are to perform analysis to determine the correct level of review, conduct historic and archaeological research and testing for properties receiving Community Development Block Grant (CDBG) funding for flood recovery replacement housing.

Three proposals were received. An evaluation committee thoroughly reviewed all the proposals and is recommending Louis Berger as the highest ranked proposer. The company with the lowest price did not address all the requirements of the proposal. The contract period will be July 8, 2014 through June 30, 2015 with four additional one-year renewal options. The number of reviews is contingent upon CDBG funding but is estimated at 200 for the first year of the contract.

Proposals received:

Company Name	Location	Annual Cost	Evaluation Score
Louis Berger	Cedar Rapids	\$120,000	819.7
Wapsi Valley Archaeology	Ames	\$252,800	663.5
Office of State Archaeologist/Univ of Ia	Iowa City	\$24,000	590.2

Action / Recommendation: Recommend Council approve the Resolution

Alternative Recommendation:

Time Sensitivity:

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): 330-330960-330960-003

Local Preference Policy Applies ☐ Exempt ☒

Explanation: CDBG funded project

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited proposals for Section 106 Review consultant on behalf of the City of Cedar Rapids Community Development Department; and

WHEREAS, responses were received from three vendors; and

WHEREAS, a committee has evaluated all the proposals and is making the following recommendation for award to Louis Berger, which was the highest ranked proposer; and

WHEREAS, the Contract period will be July 8, 2014 through June 30, 2015, with the option of four additional one-year renewals; and

WHEREAS, and the estimated annual expenditure is \$120,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the recommendation above be accepted and that the City Manager and City Clerk are hereby directed to execute a Contract with Louis Berger as described herein.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Jenelle Sisneros

Phone Number/Ext: X5001

Email: j.sisneros@cedar-rapids.org

Description of Agenda Item:

Contract for Temporary Employment Services with Express Employment Professionals for the Human Resources Department for an annual amount not to exceed \$75,000. CIP/DID #0614-222

Background:

Proposals were solicited for temporary employment services in 2010 resulting in a Contract awarded to Express Employment Professionals. The current renewal period will expire June 30, 2014.

In 2014, the Human Resources Department opted to re-solicit temporary staffing services in order to ensure the City is receiving competitive pricing. RFP 0114-124 resulted in award of two Contracts to Kelly Services Inc. and Remedy Intelligent Staffing, with the caveat that existing long-term temporary employees provided by Express may be retained if desired.

This Contract is for the following three long-term temporary employees from Express to continue in their existing positions:

Position Description	Employee Name	Hourly Pay Rate to Employee	Hourly Bill Rate to City
Customer Service / City Hall	Angela Atwood	\$10.00	\$14.18
Customer Service / CSC	Olivia Hinrichsen	\$10.00	\$14.18
Finance – Flood Projects	Linda Jasudowicz	\$18.00	\$24.82

The term of the Contract is July 1, 2014 through June 30, 2015 and can be extended by written mutual agreement by the City and the Contractor. If for any reason an employee listed above leaves their current position they will be replaced under the new Contract with Kelly Services, not by Express.

The total annual amount for this Contract will not exceed \$75,000, funded from individual department operating budgets.

Action / Recommendation:

Resolution authorizing execution of Contract with Express Employment Professionals for Temporary Employment Services for a total annual amount not to exceed \$75,000.

Alternative Recommendation:**Time Sensitivity:**

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Funded from individual department operating budgets.

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference was applied when proposals were evaluated in 2010. Express Employment Professionals was ranked in the top 3 to move on to the interview phase of the evaluation process because of local preference points.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited bids in 2010 on behalf of the Human Resources Department for Temporary Employment Services; and

WHEREAS, the Contract was awarded to Express Employment Professionals with the current renewal period expiring June 30, 2014; and

WHEREAS, new proposals were solicited in 2014 and awarded to another vendor with the option to retain long-term temporary employees with Express if desired by the City; and

WHEREAS, the City will retain the following temporary employees from Express in their current positions:

Position Description	Employee Name	Hourly Pay Rate to Employee	Hourly Bill Rate to City
Customer Service / City Hall	Angela Atwood	\$10.00	\$14.18
Customer Service / CSC	Olivia Hinrichsen	\$10.00	\$14.18
Finance – Flood Projects	Linda Jasudowicz	\$18.00	\$24.82

AND WHEREAS, the term of the Contract shall be July 1, 2014 to June 30, 2015 and can be extended by written mutual agreement by the City and the Contractor; and

WHEREAS, the total annual amount will not exceed \$75,000, funded by departmental operating budgets; 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 a Contract with Express Employment Professionals as described herein.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: June 24, 2014

Submitting Department: Finance – Purchasing Services

Presenter at meeting: Consent Agenda Item

Phone Number/Ext:

Email:

Alternate Contact Person: Jenelle Sisneros

Phone Number/Ext: X5001

Email: j.sisneros@cedar-rapids.org

Description of Agenda Item:

Agreement for Temporary Staffing Services with Kelly Services, Inc. for the Human Resources Department for an annual amount not to exceed \$40,000. CIP/DID #0114-124A

Background:

Proposals were solicited on behalf of the Human Resources Department for Temporary Staffing Services with seven (7) proposals submitted.

After evaluation of all proposals submitted and interviews with the top three firms, the Human Resources Department recommends Kelly Services, Inc. as the City's primary staffing agency for office positions and backup agency for industrial and janitorial positions.

The term of the initial Contract is from July 1, 2014 through June 30, 2015 with four (4) one-year renewal options available. The total annual expenditure will not exceed \$40,000, funded from the budgets of each individual department who utilizes the Contract.

Remedy Intelligent Staffing has been selected as the primary agency for industrial and janitorial positions and backup agency for office positions. Services provided by Remedy are not anticipated to exceed \$40,000 annually.

Summary of financial proposals submitted (all firms located in Cedar Rapids or Hiawatha)

Office Positions:

Agency	Hourly Pay Rate to Employee / Hourly Bill Rate to City					
	Clerical	CSR	Data Entry	Admin Asst	Account. Clerk	Finance Special
Kelly Services	11.00/15.18	11.00/15.18	11.25/15.53	12.00/16.56	13.00/17.94	14.00/19.32
Remedy	10.00/14.20	10.50/14.91	11.00/15.62	12.00/16.68	14.00/19.46	20.00/27.80
Randstad	12.50/17.51	13.00/18.21	12.50/17.51	15.50/21.71	14.00/19.61	14.00/19.61
Express	10.00/14.18	10.00/14.18	10.00/14.18	10.00/14.18	12.00/16.46	No bid
Labor Finders	10.00/13.11	11.50/15.83	11.50/15.83	15.00/21.30	15.00/21.30	17.50/24.85
Labor Ready	9.00/13.86	11.00/16.94	11.00/16.94	13.00/20.02	15.00/23.10	No bid
Manpower	10.50/14.79	11.00/15.49	10.50/14.79	10.50/14.79	13.00/18.31	25.00/35.20

Industrial/Janitorial Positions

Agency	Hourly Pay Rate to Employee / Hourly Bill Rate to City		
	Heavy Industrial	Light Industrial	Cleaning/Janitorial
Remedy	10.50/15.75	10.00/14.80	10.00/14.80
Kelly Services	10.25/14.56	10.25/14.56	10.00/14.20
Randstad	No bid	No bid	No bid
Express	10.00/14.08	10.00/14.08	No bid
Labor Finders	12.00/17.04	10.00/14.20	9.00/12.78
Labor Ready	11.00/16.94	9.00/13.86	9.00/13.86
Manpower	13.00/19.23	10.50/15.11	10.00/14.39

Action / Recommendation:

Resolution authorizing execution of Agreement for Temporary Staffing Services for a total annual amount not to exceed \$40,000.

Alternative Recommendation:**Time Sensitivity:**

Resolution Date: June 24, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Individual budgets of departments who utilize the contract.

Local Preference Policy Applies ☒ Exempt ☐

Explanation:

Local preference has no impact on results because all proposals were submitted by local agencies.

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

Explanation (if necessary):

RESOLUTION NO.

WHEREAS, the Purchasing Services Division has solicited proposals on behalf of the Human Resources Department for Temporary Staffing Services; and

WHEREAS, responses were received from seven staffing agencies; and

WHEREAS, the Human Resources Department is making the following recommendation for award to Kelly Services, Inc.; and

WHEREAS, the initial term of the Contract shall be July 1, 2014 to June 30, 2015 with four one-year renewal options available; and

WHEREAS, the total annual amount will not exceed \$40,000, budgeted in departmental operating budgets; 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 a Contract with Kelly Services, Inc. as described herein.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: City Attorney's Office

Presenter at meeting: Mo Sheronick

Phone Number/Ext: 5025

Email: m.sheronick@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

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

A Subscription Agreement for online legal research services with LexisNexis, a division of Reed Elsevier Inc., in an amount not to exceed \$36,000.

Background:

Action / Recommendation:

The City Attorney's Office recommends passage of the Resolution.

Alternative Recommendation:

None.

Time Sensitivity:

Resolution Date: July 8, 2014

Estimated Presentation Time: Consent Agenda Item

Budget Information (if applicable): Payment for this subscription will be made from the Tort fund.

Local Preference Policy Applies ☐ Exempt X

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF SUBSCRIPTION PLAN FOR STATE AND
LOCAL GOVERNMENT WITH LEXISNEXIS, A DIVISION OF REED ELSEVIER, INC.

BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR
RAPIDS that the Subscription Plan in an amount not to exceed \$36,000 for State and Local
Government with LexisNexis, a division of Reed Elsevier, Inc. is hereby approved and the City
Manager is authorized and directed to execute said Subscription Plan.

Passed this _____ day of _____, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Development Services

Presenter at meeting: Chris Strecker
Email: c.strecker@cedar-rapids.org

Phone Number/Ext: 319 286-5820

Alternate Contact Person: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

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

Resolution accepting an Easement for Storm Sewer and Drainage from Turnberry 1, LLC, Casey Johannes Construction, Inc. and Precision Custom Homes, LLC, owner(s) for land located East of Seminole Valley Road SE with the Ushers Ridge 8th Addition Subdivision.
 CIP/DID #FLPT-002533-2013

Background:

The developers submitted the Easement in conformance with subdivision conditions. The Development Services Department reviewed the submittal and determined it complies with applicable building permit conditions and right-of-way requirements.

Action / Recommendation:

City staff recommends approval of the resolution

Alternative Recommendation:

City Council may table this item and request further information.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Policy not applicable to subdivisions.

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

Explanation (if necessary):

Location Map



DSD
ENG
RCR
FIN
AUD FILE
TED
CD
TRS
ASR
DEVELOPERS
FLPT-002533-2013
CRFMR #12412

RESOLUTION NO.

WHEREAS, Turnberry 1, LLC, Casey Johannes Construction, Inc. and Precision Custom Homes, LLC, owner(s) has submitted an Easement for Storm Sewer and Drainage for land located East of Seminole Valley Road SE with the Ushers Ridge 8th Addition Subdivision; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Easement for Storm Sewer and Drainage, submitted by Turnberry 1, LLC, Casey Johannes Construction, Inc. and Precision Custom Homes, LLC, owner(s), be and the same are hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud

Phone Number/Ext: 319 286-5817

Email: a.lerud@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**

Resolution authorizing execution of Assignment and Assumption of Agreement for Redevelopment from Matthew 25 Ministry Hub to Midwest Development, LLC for property at 512 8th Street NW participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

Background:

The resolution for City Council consideration provides for the execution of assignment and assumption of Agreement for Redevelopment with the above listed developer and associated property through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The Development Agreement and Special Warranty Deed previously executed on May 25, 2012 effectively conveyed City-owned property from the City of Cedar Rapids to Matthew 25 Ministry Hub. The process of assignment and conveyance to Midwest Development, LLC has been initiated as a result of Matthew 25 opting to not pursue construction of a new home on this property through the ROOTs program. The Resolution provides that the City consents to this assignment as Midwest Development, LLC agrees to all terms and conditions of the original Agreement for Redevelopment.

A highlight of the terms and conditions contained in the Agreement for Redevelopment 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:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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 ASSIGNMENT AND
ASSUMPTION OF AGREEMENT FOR REDEVELOPMENT FROM MATTHEW 25
MINISTRY HUB TO MIDWEST DEVELOPMENT LLC FOR PROPERTY AT 512 8TH
STREET NW PARTICIPATING IN THE THIRD ROUND OF THE SINGLE FAMILY
NEW CONSTRUCTION PROGRAM

WHEREAS, on May 25, 2012, the City Council passed Resolution 0787-05-12, authorizing execution of a Development Agreement and Special Warranty Deed with Matthew 25 for City-owned property at 615 H Avenue NW participating in the third round of the Single Family New Construction Program; and

WHEREAS, Matthew 25 has opted to not proceed with construction of a new single family home on said property and seeks to convey the property to an alternate participating developer in Midwest Development LLC; and

WHEREAS, the City and participating Developers have come to mutual agreement as to the terms and conditions of the Assignment and Assumption of 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 Assignment and Assumption of Development Agreement with Midwest Development LLC.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute the Assignment and Assumption of Development Agreement effectuating the conveyance of property in accordance with the original Development Agreement and that the resolution and agreement be recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

Passed this 8th day of July, 2014

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Tony Lerud

Phone Number/Ext: 319 286-5817

Email: a.lerud@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**

Resolution authorizing execution of Development Agreement and Special Warranty Deed with Cedar Ridge Homes, Inc. for City-owned property at 820 F Avenue NW participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

Background:

The resolutions for City Council consideration provide for the execution of Development Agreements and deeds with the above listed developers and associated 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, 170 such agreements and deeds for City property have been executed for the ROOTs program.

Highlights of the terms and conditions contained in the Development Agreements are as follows:

- a. 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. 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. Developer is responsible to resolve conflicts with adjacent property owners and purchasers that might result from the construction project;
- d. Developer is responsible for maintaining the property in accordance with all City and state codes;
- e. 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 178 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:

City Council may table the items and request additional information.

Time Sensitivity: N/A

Resolution Date: July 8, 2014

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 CEDAR RIDGE HOMES, LLC FOR
CITY-OWNED PROPERTY AT 820 F AVENUE NW PARTICIPATING IN THE
THIRD ROUND OF THE SINGLE FAMILY NEW CONSTRUCTION PROGRAM

WHEREAS, on November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third phase of the Single Family New Construction Program (SFNC); and

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limited redevelopment sites to private and City owned lots within the Neighborhood Revitalization Area of the flood inundation area; and

WHEREAS, the City purchased property at 820 F Avenue NW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars; and

WHEREAS, the City published a Notice of Public Hearing in the Cedar Rapids Gazette on February 11, 2014 regarding the disposition of the City-owned property in accordance with Iowa Code; and

WHEREAS, a public hearing was held on February 25, 2014 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 Cedar Ridge Homes, 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.

Passed this 8th Day of July, 2014



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at Meeting: Paula Mitchell

Phone: 319 286-5852

Email: p.mitchell@cedar-rapids.org

Alternate Contact Person: Caleb Mason

Phone: 319 286-5188

Email: c.mason@cedar-rapids.org

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

Resolution authorizing execution of a Development Agreement with Kingston Village, LLC for disposition of City-owned properties at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW, and 216 6th Avenue SW. CIP/DID #OB973225

Background:

On December 3, 2013, City Council authorized execution of an Option to Purchase Agreement for the Kingston Village LLC project as proposed by the TW Sather Company and Landover Development Corporation. The Option to Purchase was contingent upon the receipt of Low Income Housing Tax Credits through the Iowa Finance Authority (IFA) to complete a 64-unit multi-family housing development, which were awarded in March 2014. This action is consideration of the Development Agreement for the disposition of the properties.

The Developer plans to commence construction on the project in July 2014 and anticipates the project will be completed within 10 months. The project consists of 1, 2, and 4-bedroom units in a mix of affordable and market rate.

Proposed terms outlined in the Development Agreement include the following:

- Firm financing commitments in place to complete the project;
- Meeting of a CDBG National Objective (Elimination of Slum/Blight);
- Construction commencement and completion timelines;
- Construction of Minimum Improvements consistent with overlay district standards and the Kingston Village Plan.

Action/Recommendation:

City staff recommends approval of the resolution.

Alternative Recommendation:

City Council may table the resolution and request additional information.

Time Sensitivity:

The Developer's financing is predicated on commitments to commence construction in July 2014.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation: No goods or services being purchased.

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

Explanation (if necessary):

This project was recommended for City support at the Development Committee Meeting on November 20, 2013.

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT
WITH KINGSTON VILLAGE LLC FOR DISPOSITION OF CITY-OWNED
PROPERTIES AT 600 2ND STREET SW, 517 3RD STREET SW, 202 6TH AVENUE
SW, 208 6TH AVENUE SW, AND 216 6TH AVENUE SW

WHEREAS, The City of Cedar Rapids has received a proposal from TW Sather Company and Landover Development Corporation, for the development of the Kingston Village project, proposed housing of 64-units at the northwest corner of Diagonal Drive and 2nd Street SW; and

WHEREAS, the development team composed of TW Sather Company and Landover Development Corporation, have formed a single purpose entity, Kingston Village LLC, which has been awarded Low Income Housing Tax Credits to carry out the project; and

WHEREAS, the City Council authorized an Option to Purchase Agreement on December 3, 2013 for the disposition of City-owned parcels located at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW, 216 Avenue SW in support of the project, pursuant to a competitive request for proposals with a public notice published on October 12, 2013; and

WHEREAS, a public hearing on the disposition of property was held on October 22, 2013; and

WHEREAS, the project provides a public benefit by creating affordable workforce housing and eliminating blighted conditions; and

WHEREAS, the proposed project would not occur but for the financial assistance provided by the City; and

WHEREAS, the parties have mutually agreed to terms and are ready to proceed with a Development Agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute a Development Agreement with Kingston Village LLC for disposition of five (5) vacant City-owned properties at 600 2nd Street SW, 517 3rd Street SW, 202 6th Avenue SW, 208 6th Avenue SW and 216 6th Avenue SW.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5141

Alternate Contact Person: Gary Petersen, PE
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

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

Resolution authorizing execution of a Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$215,280 for design services in connection with the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street (**Paving for Progress**). CIP/DID #3012116-01

Background:

This project includes the rehabilitation of Seminole Valley Road NE from Fords Crossing Road to 42nd Street. This project is funded by the Local Option Sales Tax (LOST) approved for maintenance, repair, and reconstruction of City streets.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Shive Hattery, Inc.

Alternative Recommendation:

Identify other options to complete design and construction documents for the rehabilitation of the roadway.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 3012116, LOST 7970

Local Preference Policy: Applies ☒ Exempt ☐

Explanation:

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

Explanation (if necessary):

RESOLUTION NO.

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

WHEREAS, the Public Works Director / City Engineer has determined Shive-Hattery, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$215,280, and

WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 3012116-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street.

General Ledger Coding for this Agreement to be as follows:

Fund 301, Dept ID 301000, Project 3012116	\$215,280
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NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

Passed this 8th day of July, 2014



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: Garrett Prestegard, PE **Phone Number/Extension:** 5115
E-mail Address: g.prestegard@cedar-rapids.org

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

Resolution authorizing execution of a Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$38,977.50 for design services in connection with the 27th Street SW Culvert Replacement project. CIP/DID #304396-01

Background: A culvert under 27th Street SW between 28th and 29th Avenues has shown signs of significant deterioration. This project consists of removing and replacing the existing culvert. The Professional Services Agreement will ensure the culvert replacement meets applicable local, state, and federal permitting requirements and design standards, including future complete streets elements.

Action / Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Shive-Hattery, Inc.

Alternative Recommendation:

The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to delay a project City staff is currently designing or delay the project until City Staff has the resources available to proceed with design.

Time Sensitivity: Normal

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

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.

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

WHEREAS, the Public Works Director / City Engineer has determined Shive-Hattery, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$38,977.50, and

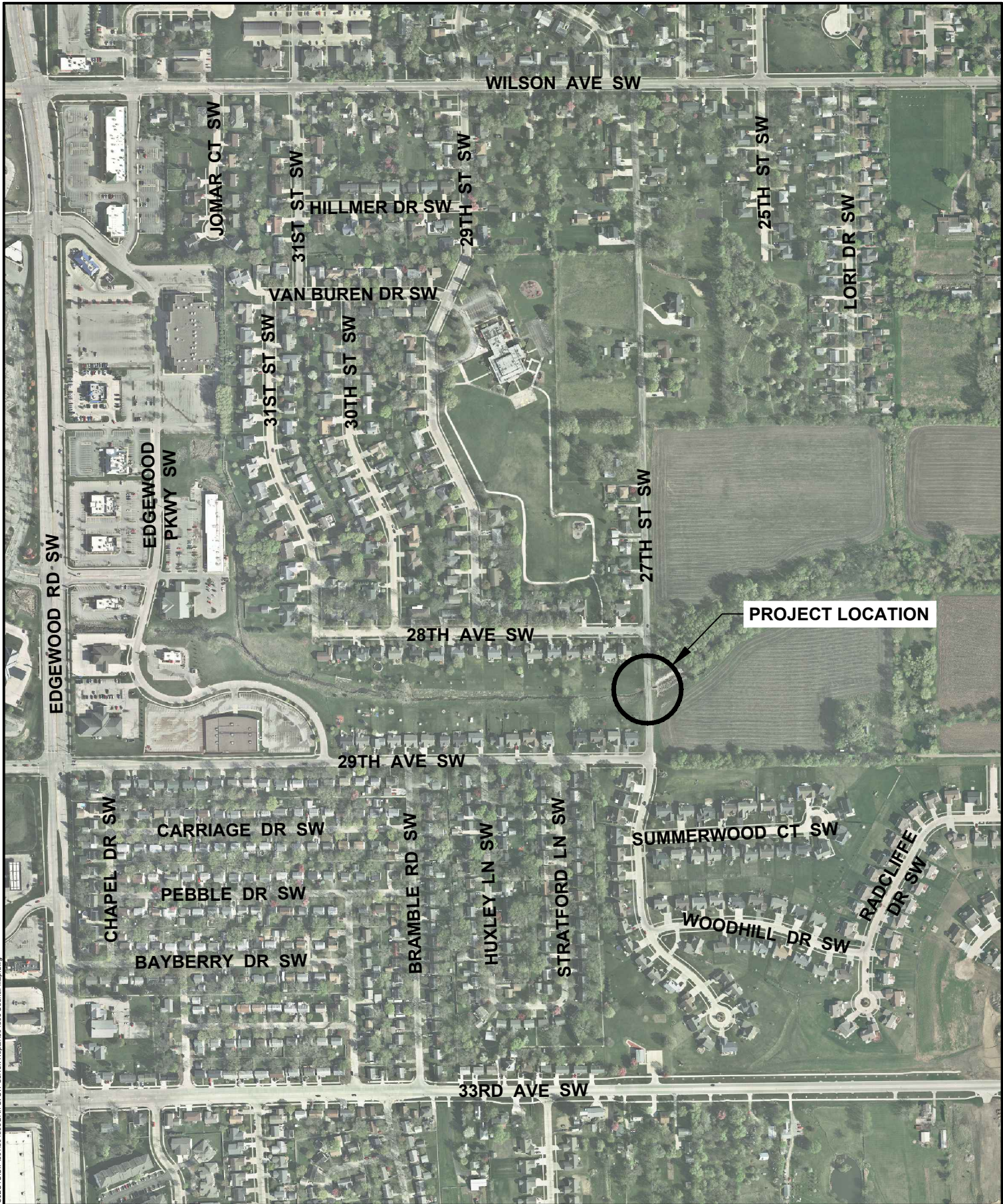
WHEREAS, the Public Works Director / City Engineer recommends the City enter into Contract No. 304391-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for NPDES Compliance Improvements National Pollutant Discharge Elimination System (NPDES) Improvements, Dept ID 304000, Project 304160), and

WHEREAS, the Public Works Director / City Engineer recommends transferring a portion of those funds to 27th Street SW Culvert Replacement (Fund 304, Dept ID 304000, Project 304396), and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a transfer of funds from CIP 304160 to CIP 304396 is approve and that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

Passed this 8th day of July, 2014.



PROJECT LOCATION

Cadd File Name: W:\PROJECTS\CI\304\304396\27th St SW Culvert Repair\304396_Corund Map.dwg



27TH STREET SW CULVERT REPLACEMENT PROJECT





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5153

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**

Resolution awarding and approving contract in the amount of \$2,014,119.92, bond and insurance of Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project (estimated cost is \$1,766,000). CIP/DID #305121-02

Background:

Peterson Contractors, Inc., Reinbeck, IA	\$2,014,119.92
Iowa Bridge & Culvert, L.C., Washington, IA	\$2,059,278.86

Peterson Contractors, Inc. submitted the lowest of the bids received on June 17, 2014 in the office of the Iowa Department of Transportation, Ames, IA for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project. Construction work is anticipated to begin this summer and be completed within 85 working days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$2,014,119.92, bond and insurance of Peterson Contractors, Inc. for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW 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 July 8, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

CIP No. 3012001 (streets/sidewalks) -	\$1,068,400
CIP No. 305121 (bridges) -	\$1,146,720
Total Construction Budget	\$2,215,120

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Project funding is through the federal-aid Surface Transportation Program (STP)

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

Explanation (if necessary): Project Updates provided to Infrastructure Committee

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 10, 2014 the City Council adopted a motion that directed the City Clerk to publish notice of a public hearing on the plans, specifications, form of contract and estimated cost for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project (Contract No. 305121-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 31, 2014, pursuant to which a public hearing was held on June 10, 2014, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on June 17, 2014, for the Edgewood Road Pedestrian Overpass Bridge and Shared Use Path from Prairie Valley Court SW to 37th Avenue SW project (IDOT No. STP-U-1187(775)-70-57) (City Contract No. 305121-02) for the City of Cedar Rapids, Iowa, and on June 17, 2014, the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on June 24, 2014, , and

WHEREAS, the following proposals were received:

Peterson Contractors, Inc., Reinbeck, IA	\$2,014,119.92
Iowa Bridge & Culvert, LC, Washington, IA	\$2,059,278.86

, and

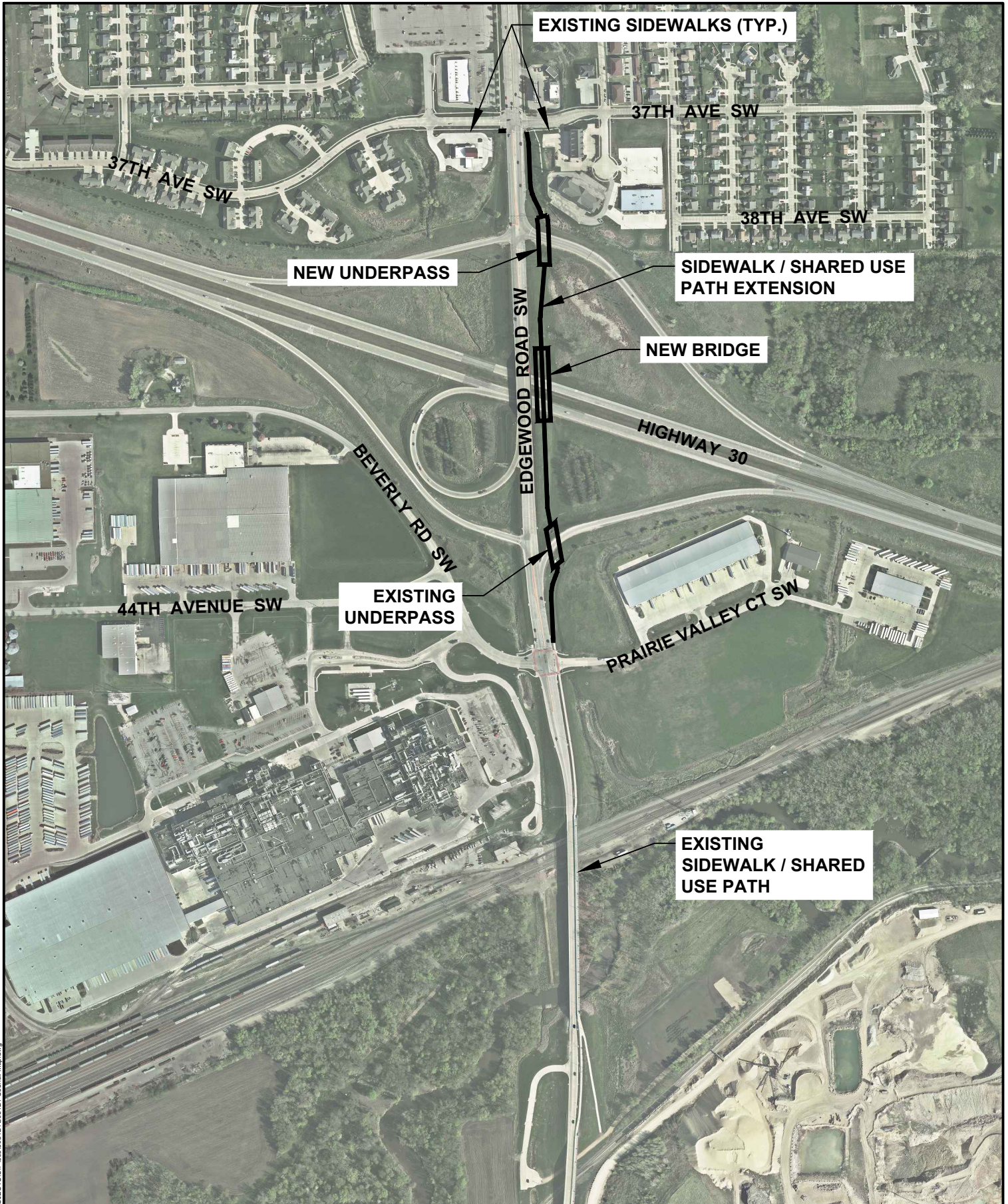
WHEREAS, general ledger coding is to be as follows: \$971,400.46 301-301000-3012001; \$1,042,719.46 305-305000-305121; and

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;
2. Peterson 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 approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Peterson Contractors, Inc. is hereby accepted and the contract for this public improvement is hereby awarded to Peterson 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 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 8th day of July, 2014.



EXISTING SIDEWALKS (TYP.)

37TH AVE SW

38TH AVE SW

NEW UNDERPASS

SIDEWALK / SHARED USE
PATH EXTENSION

NEW BRIDGE

HIGHWAY 30

BEVERLY RD SW

44TH AVENUE SW

EXISTING
UNDERPASS

PRAIRIE VALLEY CT SW

EXISTING
SIDEWALK / SHARED
USE PATH



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5153

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**

Resolution awarding and approving contract in the amount of \$333,897 plus incentive up to \$3,500, bond and insurance of Price Industrial Electric, Inc. for the 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project. Engineer's estimated cost is \$334,000. CIP/DID #306204-02

Background:

Price Industrial Electric, Inc., Hiawatha, IA	\$333,897.00
Possible Incentive	\$ 3,500.00
Total Award	\$337,397.00

Trey Electric Corp., Marion, IA	*\$335,389.90
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*Multiplication/addition error in bid

Price Industrial Electric, Inc. submitted the lowest of the bids received on June 11, 2014 for the 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements project. The bid is within the approved budget. Construction work is anticipated to begin this summer and be completed within 35 working days.

The bid submittal of Price Industrial Electric, Inc. omitted pages 00300-1 through 00300-05, inclusive, of Section 00300 (BID), and thus did not include the signature of an authorized representative with their bid. Price Industrial Electric, Inc. was given an opportunity to submit pages 00300-1 through 00300-5, inclusive, to the Office of the City Clerk by 10:00 AM on June 12, 2014. Price Industrial Electric, Inc. submitted pages 00300-1 through 00300-5, inclusive, with the signature of an authorized representative within the allotted timeframe. The City Engineer believes the described omission was a minor irregularity that did not materially affect their bid and the City Engineer recommends the City Council waive the irregularity and award the contract to Price Industrial Electric, Inc.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$333,897 plus incentive up to \$3,500, bond and insurance of Price Industrial Electric, Inc. for the 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal 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 July 8, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable):

CIP No. 3012071(sidewalk):	\$ 13,640
CIP No. 306204 (signals):	\$146,300
CIP No. 306255 (signals):	\$193,160
CIP No. 625884-2014014(water):	<u>\$ 14,410</u>
Total Construction Budget	\$367,510

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Chapter 26 of the Code of Iowa requires construction of public improvements to be awarded to the lowest responsive, responsible bidder.

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

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 27, 2014, the Cedar Rapids City Council adopted a motion directing the City Clerk to give notice to bidders and publish notice of public hearing on the plans, specifications, form of contract and estimated cost for the 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements (Contract No. 306204-02) public improvement project for the City of Cedar Rapids, IA, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 31, 2014, pursuant to which a public hearing was held on June 10, 2014, and

WHEREAS, the following bids were received, opened, and announced on June 11, 2014 by the City Engineer, or designee, for the 29th Street NE from Oakland Road NE to Prairie Drive NE Traffic Signal Improvements (Contract No. 306204-02) and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on June 24, 2014

Price Industrial Electric, Inc., Hiawatha, IA	\$333,897.00
Trey Electric Corp., Marion, IA	\$335,390.10

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price, and accordingly, the bid of Trey Electric Corp. was corrected to be \$335,389.90, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, the bid submittal of Price Industrial Electric, Inc. omitted pages 00300-1 through 00300-5, inclusive, of Section 00300 (BID), and thus their bid did not include the signatures of authorized representatives, and

WHEREAS, upon receipt of notice of said omitted bid form pages, Price Industrial Electric, Inc. submitted the missing pages, with the signatures of authorized representatives to the Office of the City Clerk at 9:38 AM on June 12, 2014, and

WHEREAS, the City Council has determined delayed submittal of the required pages by Price Industrial Electric, Inc. was inadvertent, and did not affect the unit prices and total bid submitted, and

WHEREAS, the City Council hereby finds Price Industrial Electric, Inc. has now submitted a complete bid in accordance with the Instructions to Bidders and that said bid should be deemed as responsive, and

WHEREAS, the delayed submittal of the required pages is a mere irregularity such that waiving it would not give a competitive advantage to any bidder or otherwise deprive the City of assurance that any such bidder will enter into and perform the work as specified, and

WHEREAS, the Notice of Hearing and Letting states the Cedar Rapids City Council reserves the right to waive informalities and technicalities and to enter such contracts as it deems in the best interest of the City, and

WHEREAS, the City Engineer recommends City Council waive the irregularity in the bid of Price Industrial Electric, Inc., and

WHEREAS, the City Engineer recommends Price Industrial Electric, Inc. as the lowest responsive and responsible bidder, and

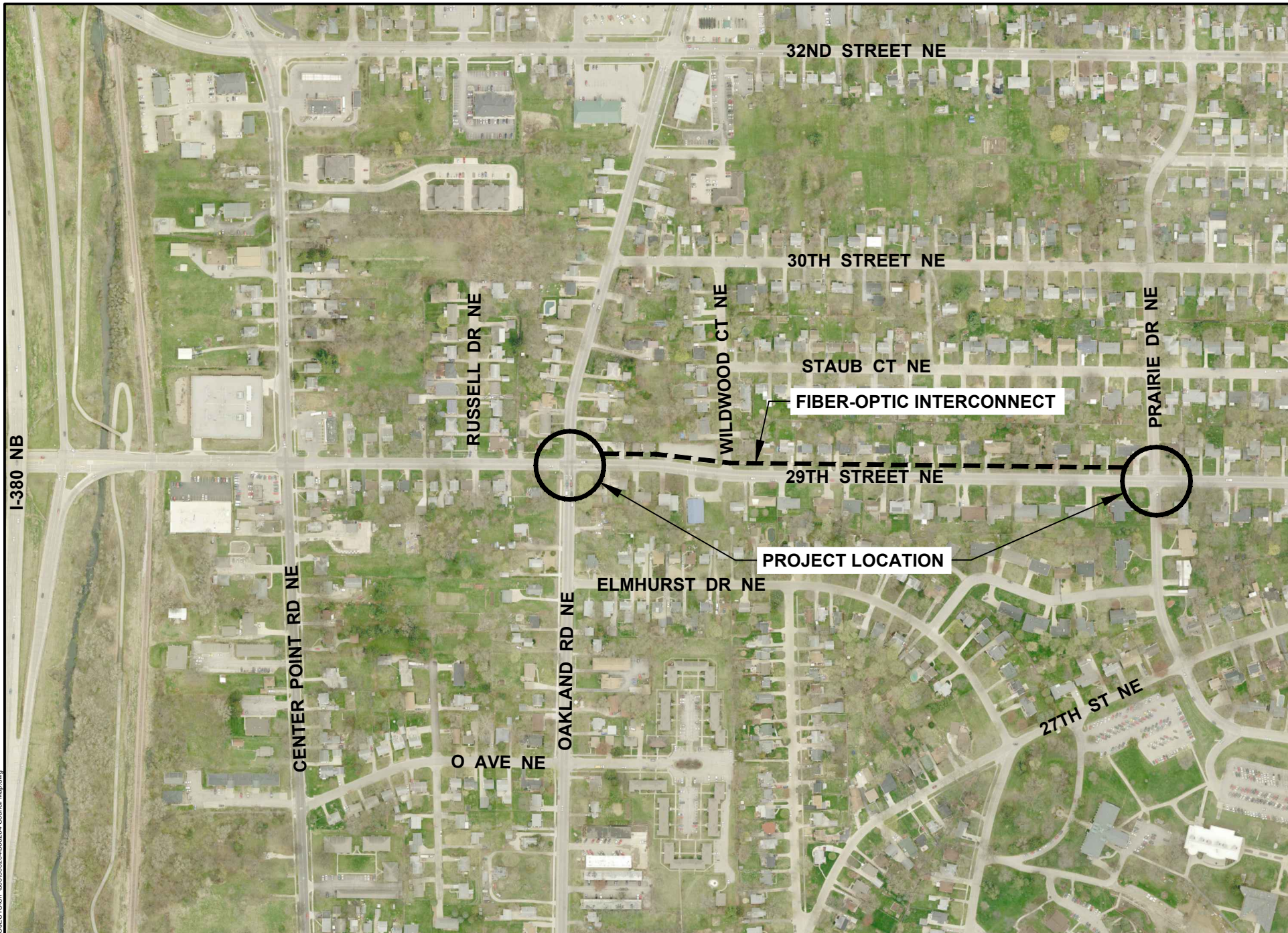
WHEREAS, general ledger coding for this public improvement project shall be as follows: \$337,397; \$14,927.00 301-301000-3012071, \$128,803.00 306-306000-306204, \$168,212.00 306-306000-306255, \$25,455 625-625000-625884

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

1. The recitals contained herein are found to be true and correct;
2. The previous delegation to the City Engineer, 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;
3. The bid of Trey Electric Corp. of Marion, IA is hereby acknowledged as being sufficiently complete;
4. The irregularity in the bid submitted by Price Industrial Electric, Inc. is hereby waived;
5. Price Industrial Electric, Inc. is the lowest responsive, responsible bidder on said work and the City Engineer has recommended that the City accept its bid and award the contract to it.
6. Subject to registration with the Department of Labor, the Bid of Price Industrial Electric, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Price Industrial Electric, Inc.
7. 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 8th day of July, 2014.





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 awarding and approving contract in the amount of \$1,874,603 plus incentive up to \$47,500, bond and insurance of L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project (estimated cost is \$1,428,000) (**Paving for Progress**). CIP/DID #3012081-02

Background:

L.L. Pelling Company, Inc. North Liberty, IA	\$1,874,603
Possible Incentive	\$ 47,500
Total Award	\$1,922,103

L.L. Pelling Company, Inc. submitted the only bid received on June 18, 2014 for the 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project. Construction work is anticipated to begin this summer and be completed within 107 calendar days.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$1,874,603 plus incentive up to \$47,500, bond and insurance of L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation 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 July 8, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): CIP's 3012081 (Streets), 304996 (Storm Sewer)

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):

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 27, 2014 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 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements public improvement project (Contract No. 3012081-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on May 31, 2014 pursuant to which a public hearing was held on June 10, 2014, and

WHEREAS, the following bids were received, opened and announced on June 18, 2014 by the City Engineer, or designee, and said officer has reported the results of the bidding on June 24, 2014 and made recommendations thereon to the City Council at its next meeting on July 8, 2014:

L.L. Pelling Company, Inc. North Liberty, IA	\$1,874,603
Possible Incentive	<u>\$ 47,500</u>
Total Award	\$1,922,103

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$1,922,103, \$1,798,331.00, 301-301000-7970-3012081 and \$123,772.00, 304-304000-304996; 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. L.L. Pelling Company, 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;

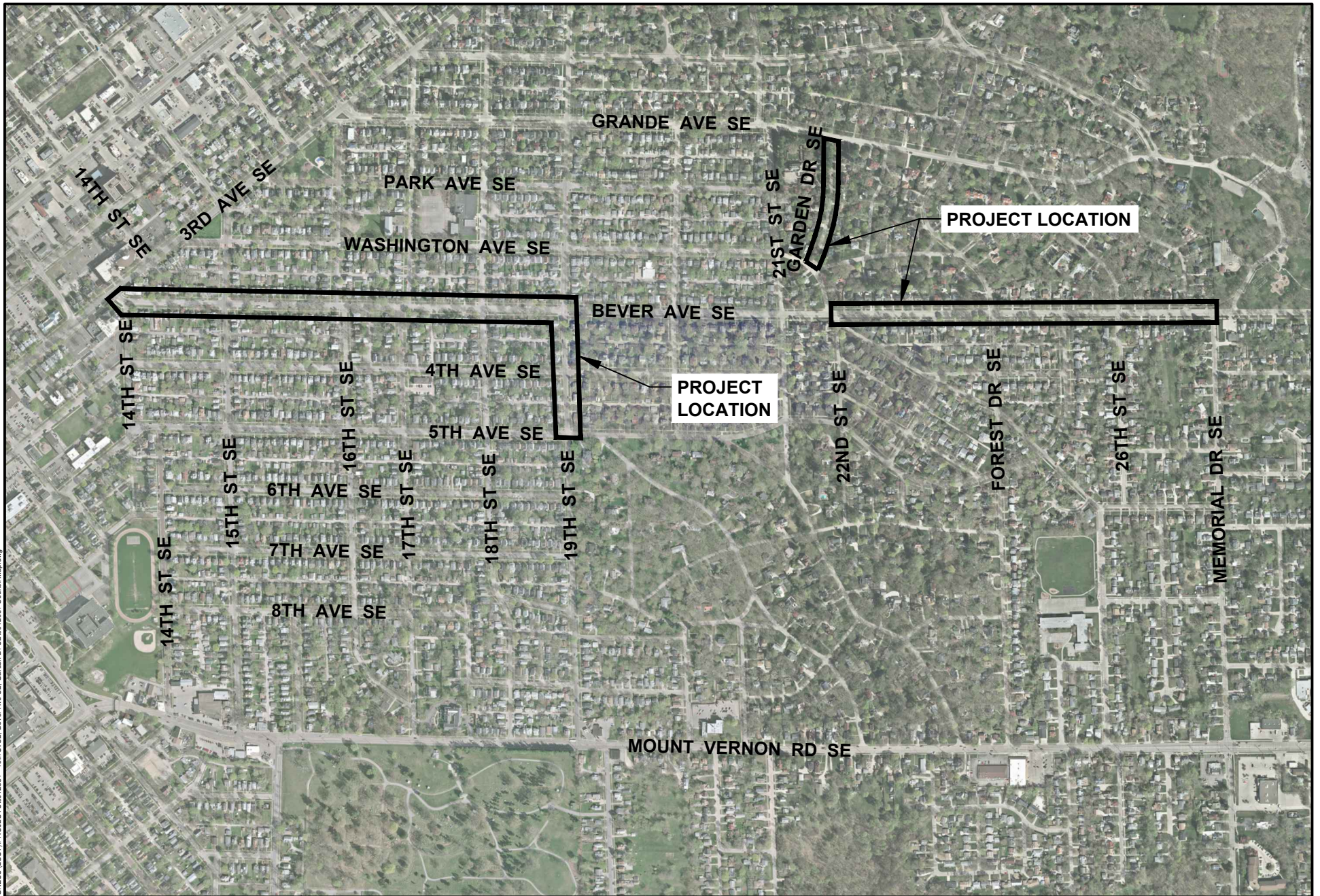
3. Subject to registration with the Department of Labor, the Bid of L.L. Pelling Company, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to L.L. Pelling Company, Inc.;

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 8th day of July, 2014.



**BEVER AVENUE SE FROM MEMORIAL DRIVE TO 22ND STREET
AND FROM 19TH STREET TO 14TH STREET,
19TH STREET FROM 5TH AVENUE TO BEVER AVENUE AND
GARDEN DRIVE SE FROM WASHINGTON AVENUE TO GRANDE AVENUE
IMPROVEMENTS PROJECT**





Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Doug Wilson, P.E.

Phone Number/Extension: 5141

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

Alternate Contact Person: Robert Davis, P.E.

Phone Number/Extension: 5808

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

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

Resolution awarding and approving contract in the amount of \$80,000 plus incentive up to \$1,500, bond and insurance of BWC Excavating, LC for the 18th Street NW from Zika Ave NW to Meiers Court NW Drainage Improvements project (estimated cost is \$68,000). CIP/DID #304363-03

Background:

BWC Excavating, LC, Solon, IA	\$80,000
Possible Incentive	<u>\$ 1,500</u>
Total Award	\$81,500
Zinser Grading & Excavating, LLC, Walford, IA	\$82,343.80
Rathje Construction Co., Marion, IA	\$98,980.00

BWC Excavating, LC submitted the lowest of the competitive quotations received on June 24, 2014 for the 18th Street NW from Zika Ave NW to Meiers Court NW Drainage Improvements project. Construction work is anticipated to begin this summer and be completed by September, 24, 2014.

Action / Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$80,000 plus incentive up to \$1,500, bond and insurance of BWC Excavating, LC for the 18th Street NW from Zika Ave NW to Meiers Court NW Drainage 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. Deferral of the contract award after July 8, 2014 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 Minute(s)

Budget Information (if applicable): 304363

Local Preference Policy: Applies ☐ Exempt ☒

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

RESOLUTION NO.

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, the following competitive quotations were received, opened, and announced on June 24, 2014 by the City Engineer, or designee, for the 18th Street NW from Zika Ave NW to Meiers Court NW Drainage Improvements project (Contract No. 304363-03):

BWC Excavating, LC, Solon IA	\$80,000
Incentive up to	\$ 1,500
Total	\$81,500
Zinser Grading & Excavating, LLC, Walford, IA	\$82,343.80
Rathje Construction Co., Marion, IA	\$98,980.00

AND WHEREAS, general ledger coding for this public improvement project shall be as follows: \$81,500 304-304000-304363

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. BWC Excavating, LC 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 BWC Excavating, LC is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to BWC Excavating, LC.
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 8th day of July, 2014.



Cadd File Name: W:\PROJECTS\CI\304\304363\304363 Council Map.dwg



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

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

Phone Number/Extension: 5808

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

Phone Number/Extension: 5470

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

Resolution rejecting bids for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project. CIP/DID #310333-10

Background:

Kleiman Construction, Inc. submitted the lowest responsible responsive bid on June 18, 2014 for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project. This bid is not within the approved budget of \$690,000.

Action / Recommendation:

The Public Works Department recommends Council reject all bids and direct staff to modify the contract documents and project budget as necessary and re-bid the project at a later date.

Alternative Recommendation:

Council can choose to award the contract in the amount of \$1,109,228 plus Alternates as deemed appropriate, bond and insurance of Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase I project at the July 22, 2014 Council meeting. However, to fully fund the project, Council would need to approve diverting funds from other CIP projects budgeted for FY15.

Time Sensitivity:

Contract documents require Council action within 45 days of receipt of bids.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): CIP# 310333, with supplementary funding from FBI, University of Iowa, Johnson County SO, Coralville PD, Iowa City PD, North Liberty PD and the CRPD Asset Forfeiture fund.

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Capital Improvement Project

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

RESOLUTION NO.

WHEREAS, the City of Cedar Rapids received bids for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project on June 18, 2014, and

WHEREAS, the lowest responsible responsive base bid was in the amount of \$1,109,228, and

WHEREAS, the design consultant retained by the City of Cedar Rapids Public Works Department had provided a construction cost opinion of \$690,000 for the base bid, and

WHEREAS, the construction budget was based upon the construction cost opinion of \$690,000 and the low bid exceeds the construction budget for the project, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City shall reject the bids on this project, and

BE IT FURTHER RESOLVED that the City Council of the City of Cedar Rapids, Iowa authorizes the City Engineer to review and make appropriate design, contract, and budget modifications necessary to receive competitive bids to best address the purpose and need of the improvements.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

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

Council Meeting Date: July 8, 2014

Submitting Department: Utilities – Water Pollution Control Facility

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

Alternate Contact: Mark Potter **Phone:** 5288 **Email:** m.potter@cedar-rapids.org

Description of Agenda Item:

Purchase order in the amount of \$48,193 to Electric Pump for a new 130 HP Flygt pump for the Indian Creek Lift Station. CIP/DID #

Background:

This pump is used at the Indian Creek Lift Station. This is a very critical spare pump that will be used as the backup spare. It is replacing one that is beyond repair and to try and repair it is not cost effective.

Electric Pump Des Moines, Iowa is the sole authorized sales and service distributor for ITT/Flygt products in the state of Iowa. (See attached sole source justification form).

The Water Pollution Control Facility requested a quote from Electric Pump for the 130 HP Flygt pump. Electric Pump submitted a quote in the amount of \$48,193 for parts and round trip freight.

Action / Recommendation:

The Water Pollution Control Facility staff recommends approval of the Resolution authorizing a purchase order to Electric Pump for a new 130 HP Flygt pump for the Indian Creek Lift Station in the amount of \$48,193.

Alternative Recommendation: N/A

Time Sensitivity: Action needed 7-8-14

Resolution Date: 7-8-14

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): Funded from FY2014 services and operations budget and coded to 533101-611-611002-611028.

Local Preference Policy Applies ☐ Exempt ☒

Explanation: N/A

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

Explanation (if necessary): N/A

RESOLUTION NO.

WHEREAS, Electric Pump Des Moines, Iowa is the sole authorized sales and service distributor for ITT/Flygt products in the state of Iowa, and

WHEREAS, the Indian Creek Lift Station needs to replace a critical existing pump that is beyond repair and to try and repair it is not cost effective, and

WHEREAS, the Water Pollution Control Facility requested a quote from Electric Pump for the new 130 HP Flygt pump which will be used as the new backup spare pump, and

WHEREAS, Electric Pump submitted a quote in the amount of \$48,193 for parts and round trip freight, and

WHEREAS, the Water Pollution Control Facility's staff recommends that a purchase order be issued in the amount of \$48,193 to Electric Pump for the new pump, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to issue a purchase order to Electric Pump in the amount of \$48,193 for a new 130 HP Flygt pump for the Indian Creek Lift Station. To be funded from Water Pollution Control Facility's FY2014 services and operations budget and coded to 533101-611-611002-611028.

Passed this 8th day of July, 2014.

SOLE SOURCE/SINGLE SOURCE PROCUREMENT JUSTIFICATION

Sole Source:

A type of procurement used when it is determined that there is ONLY one known source of supply for the product and/or service. The term "sole source" refers to the source of the product or service, not the product. Use of brand names and model numbers does not constitute a sole source.

Single Source (also called Preferred Manufacturer):

A type of procurement used when there are two or more viable suppliers that can provide the needed product and/or service but the department has determined that it is in their best interest to select a particular manufacturer/source based on valid and legitimate business reasons, therefore leaving only one supplier from which to purchase the product and/or service.

Submitted by: Mark Potter Date: 6-26-2014
(Employee Name & Title)

Department Name: Water Pollution Control

1. Name of product or service: ITT Flygt Pump
2. Name of product manufacturer: ITT Flygt Corporation
3. Name of 'sole' product supplier or service provider: Electric Pump
4. What other product suppliers or service providers have been evaluated to demonstrate that a good faith effort has been made in seeking other sources? (Please furnish names, addresses and other documentation.)

See Item #5

5. What specifications make this particular product or service unique and unavailable from other sources?

Electric Pump is the sole parts, sales and service for ITT Flygt in the state of Iowa. See attached letter.

6. How did you determine that there was only one source for the product or service?

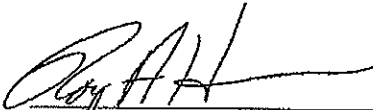
See Item #5

7. What product supplier or service provider has your department used until now to satisfy similar requirements?

See Item #5

8. Explain the efforts that were made to conduct a noncompetitive negotiation to obtain the best possible price for the tax payers dollar:

Department Director
Signature for Approval



Date:

6/26/14

Purchase price less than \$1,000, complete this form and keep a copy in the department purchase file.

Purchase price is greater than or equal to \$1,000 and less than \$25,000, electronically submit this form with your Purchase Order Request Form. The AP Specialist will copy this information and insert it into the purchase order. The department manager approval for both the PO and Sole Source Form will be electronic.

Purchase price is \$25,000 or greater, submit this form with your cover sheet and resolution for council approval.

In all of the above scenarios, the departmental employee is required to obtain their manager's signature on a hard copy of this form and keep it on file.

Purchasing Services strongly recommends that a Purchase Agreement be issued to the sole/single source vendor. The Purchase Agreement will ensure the City's terms and conditions are followed, as well as lock the pricing in place and prevent "extra" charges, i.e., delivery, fuel surcharges, etc. Contact Purchasing (286-5021) to request a Purchase Agreement for a sole source/single source purchase.

(Attach additional sheets as necessary)



ITT

Pete MacPherson
District Manager

ITT Flygt Corporation

14612 366th Street
Menahga, MN 56464

Tel 320 292-1310
Fax 218-564-5842
peter.macpherson@itt.com

Memorandum

August 17, 2009

City of Cedar Rapids
Cedar Rapids, Iowa 52401

ITT Water and Wastewater Flygt Products Authorized Iowa Distribution

To whom it may concern:

I am writing on behalf of Electric Pump Inc. and ITT Water and Wastewater Inc. confirming that Electric Pump Des Moines, Iowa is the sole authorized sales and service distributor for ITT/Flygt products in the state of Iowa.

I hope this clears up any concerns you may have.



Cover Sheet for City Council

☒ Consent Agenda ☐ Regular Agenda

Council Meeting Date: July 8, 2014

Submitting Department: Utilities Department Water Division

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

Alternate Contact: Tariq Baloch **Phone No.:** 5283 **E-mail:** t.baloch@cedar-rapids.org

Description of Agenda Item:

Execution of the Regional Conservation Partnership Program (RCPP) Pre-Proposal submittal to the National Resource Conservation Service (NRCS) as provided by the United States Department of Agriculture 2014 Farm Bill Reauthorization. CIP/DID #OB

Background:

The 2014 Farm Bill reauthorization consolidated several programs and introduced the Regional Conservation Partnership Program (RCPP), which allows an entity like the City of Cedar Rapids Utilities Department – Water Division to partner with other agencies and associations. The application process for this Federal Fiscal Year RCPP requires the submittal of a pre-proposal by July 14, 2014. The pre-proposal prepared by the Water Division and other participants will be submitted in conjunction with the Natural Resource Conservation Service, Iowa Soybean Association, The Nature Conservancy, and several other partner agencies or associations. If approved, the proposed RCPP project(s) will take place on several HUC12 scale watersheds in the Middle Cedar River Basin and focus primarily on nutrient management practices with some water retention benefits.

It is imperative that the City continue to research, develop and participate in strategies to protect its water supplies and that these efforts encompass the entire Cedar River watershed. RCPP is the first opportunity to provide some funding and allow for the direct participation of a municipal water entity in projects that on a much larger scale could improve the quality of our source water.

The Water Division is proposing to contribute \$25,000 per year for a 5-year period towards a total estimated project cost of \$1,695,957. All City and other partner organizations contributions towards the project will be matched by RCPP funds on a 1:1 basis.

Recommended Action:

The Utilities Department Water Division recommends the City Council approve the Regional Conservation Partnership Program Pre-Proposal Agreement and authorize the City Manager to execute said agreement.

Alternative Recommendation (if applicable):

If the Agreement is not approved by City Council, the Water Division will not be able to participate in this new funding opportunity for water quality improvements in the Cedar River watershed.

Time Sensitivity: Yes, RCPP pre-proposals submittals are due July 14, 2014.

Resolution Date: 7/8/14

Estimated Presentation Time: 0 Minute(s)

Budget and Purchase Process Information:

1. Included in Current Budget Year: No. Regional Conservation Partnership Program was not finalized by the U.S. Department of Agriculture until May 27, 2014. To be funded from FY15 Utilities Department - Water operations and maintenance budget and coded to 521104-621-621011.
2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison: Contribution amount for this project pre-proposal is set at \$25K per year and expansion into other project areas will be incorporated into development of the FY16 budget.
3. Purchasing Department used or Purchasing Guidelines followed: N/A

Local Preference Policy Applies ☐ Exempt ☒

Explanation: N/A

Recommend by Council Committee Yes ☒ No ☐ N/A

Explanation (if necessary): Infrastructure Committee approval June 17, 2014.

RESOLUTION NO.

WHEREAS, the U.S. Department of Agriculture created the Regional Conservation Partnership Program in the 2014 Farm Bill Reauthorization that facilitates the opportunity for municipal water treatment entities to participate with other organizations in the development and implementation of water quality improvement projects in upstream watersheds, and

WHEREAS, the Cedar River is a significant source of water for the alluvial well system utilized by the City of Cedar Rapids, and

WHEREAS, projects to improve water quality and facilitate water retention in the upstream Cedar River watershed will have multiple benefits for the City of Cedar Rapids, and

WHEREAS, the initial proposed cost is estimated to be \$1,695,957 over the 5-year project period from all participating agencies and organizations including leveraged matching RCPP funds with the City's 2015 Fiscal Year contribution being \$25,000 and the City's total contribution for this project being \$125,000 over the 5-year project period, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Regional Conservation Partnership Program Pre-Proposal Agreement between the U.S. Department of Agriculture – Natural Resources Conservation Service, Iowa Department of Agriculture and Land Stewardship, other government agencies, non-profit associations, and the City of Cedar Rapids for the period beginning January 1, 2015 through December 31, 2020 be hereby approved and that City Manager be hereby authorized to execute the Pre-Proposal Agreement committing the City to contribute \$25,000 if the pre-proposal is accepted for the City's share of project costs for fiscal year 2015. To be funded from the Utilities Department Water Division fiscal year 2015 operations budget and coded to 521104-621-621011.

Passed this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Transit

Presenter at meeting: Brad DeBrower

Phone Number/Ext: 286-5560

Email: b.debrower@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

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

FY15 contract with Linn County in the amount of \$588,432 for Linn County LIFTS to provide ADA complementary paratransit service (door-to-door, wheelchair accessible, demand response) to eligible persons with disabilities who cannot use the fixed route bus system in Cedar Rapids, Marion, and Hiawatha. CIP/DID #679077

Background:

This is our annual contract with Linn County LIFTS to provide ADA complementary paratransit service as required by the Americans with Disabilities Act (ADA) for any public entity operating a fixed route bus system. The service must have comparable service days, hours and area as the fixed route system, comparable fares and response times, and cannot restrict trip purposes or limit service availability because of capacity constraints. The contract amount is a 4% increase from the previous contract.

Action / Recommendation:

The Transit Division recommends that the City Council approves the resolution and authorizes the City Manager to sign the contract.

Alternative Recommendation:

None.

Time Sensitivity: The contract is for FY15 and should be in place as soon as possible.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes (Consent Agenda)

Budget Information (if applicable):

The contract amount is included in the Transit Division's FY15 operating budget under contribution-other agency (661-541106).

Local Preference Policy Applies ☐ Exempt ☒

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

Explanation:

RESOLUTION NO.

WHEREAS, the Cedar Rapids Transit Division has an interest in the provision of paratransit services to persons with disabilities that meet the ADA's complementary paratransit service requirements, and

WHEREAS, complementary paratransit service is required by the Americans with Disabilities ACT (ADA) for any public entity operating a fixed route bus system, and

WHEREAS, Linn County LIFTS has provided this service in the past and has vehicles and employees available to meet the paratransit service need,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager be authorized to sign the FY15 Contract for Transportation Services with Linn County in the amount of \$588,432.

Passed this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Transit

Presenter at meeting: Brad DeBrower

Phone Number/Ext: 286-5560

Email: b.debrower@cedar-rapids.org

Alternate Contact Person:

Phone Number/Ext:

Email:

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

FY15 contract with NTS in the amount of \$301,560 for nighttime and weekend transportation services in Cedar Rapids, Marion, and Hiawatha. CIP/DID #557035

Background:

This is our annual contract with NTS to provide nighttime and weekend transportation services during the hours when the City's fixed-route bus service is not in operation. NTS provides rides to work, daycare, school, and lifeskill classes. NTS provides a critical service to many transit-dependent passengers who do not have other affordable transportation options when the City's fixed-route bus service is not in service. This is a 4% increase in our operating subsidy to NTS.

Action / Recommendation:

The Transit Division recommends that the City Council approves the resolution and authorizes the City Manager to sign the contract.

Alternative Recommendation:

None.

Time Sensitivity: The contract is for FY15 and should be in place as soon as possible.

Resolution Date: July 8, 2014

Estimated Presentation Time: 0 minutes

Budget Information (if applicable):

The contract amount is included in the Transit Division's FY15 operating budget under contribution-other agency (661-541106).

Local Preference Policy Applies ☐ Exempt ☒

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

Explanation:

RESOLUTION NO.

WHEREAS, the Cedar Rapids Transit Division has an interest in the provision of nighttime and weekend transportation services when the City's fixed-route bus service is not in operation, and

WHEREAS, Neighborhood Transportation Services (NTS) has vehicles, employees, and the ability to provide such service,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager be authorized to sign the FY15 Contract for Transportation Services with NTS in the amount of \$301,560.

Passed this 8th day of July, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Development Services

Presenter at meeting: Joe Mailander
Email: j.mailander@cedar-rapids.org

Phone Number/Ext: 319 286-5822

Alternate Contact Person: Vern Zakostelecky
Email: v.zakostelecky@cedar-rapids.org

Phone Number/Ext: 319 286-5043

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

Second and possible Third Reading granting a change of zone for property at 821 and 825 Shaver Road NE from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments, LLC and City of Cedar Rapids. RZNE-009245-2014

Background:

The request for rezoning of this property was reviewed by the City Planning Commission on May 29, 2014 and the Commission recommended approval unanimously on a 7 to 0 vote.

The applicant is applying for a Rezoning to allow for construction of addition parking for an existing restaurant at 827 Shaver Road NE and to also allow expansion of the outdoor service area. The applicant has also submitted for Conditional Use approval to allow the expansion of the outdoor area for patrons to eat and have Outdoor Service Area. The goal of the restaurant owner would be to cater to bicyclists who use the Cedar Lake Trail. It should be noted that the applicant is purchasing the property from the City of Cedar Rapids and there is a restriction on the two parcels that no permanent structure can be constructed due to the parcels being in the 100-year flood plain.

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 May 29, 2014 and recommended approval a 7 to 0 vote. A portion of the minutes are included as Attachment A. There were no objectors and this is a flood related item.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing and First Reading of the Ordinance will be held on June 24, 2014 to allow for public input. 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 Ordinance.

Action / Recommendation:

City staff recommends approval of the Second and possible Third Reading.

Alternative Recommendation:

City Council may 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:

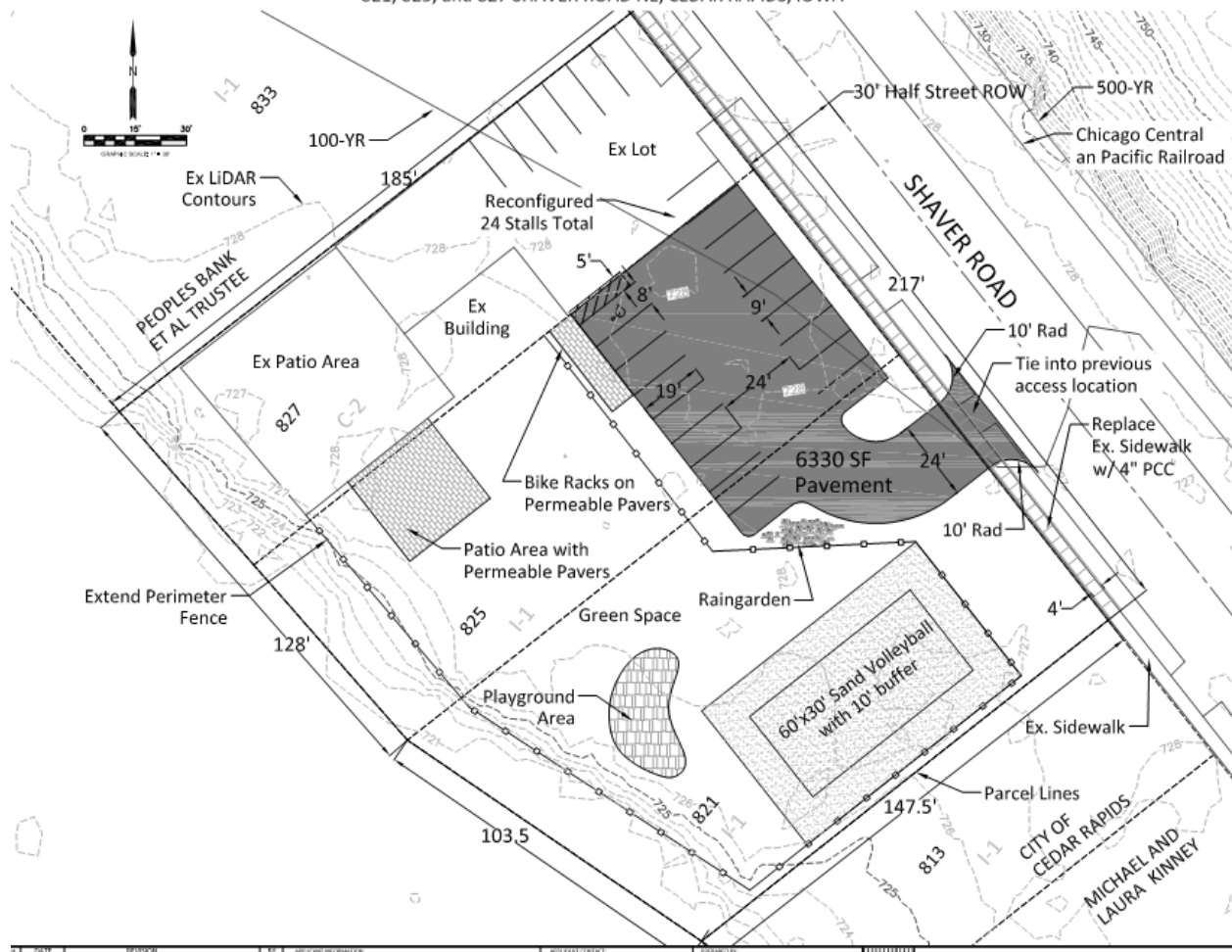
Recommended by Council Committee Yes ☐ No ☐ N/A ☒

Explanation (if necessary):

Location Map

REZONING WITH PRELIMINARY SITE PLAN AND CONDITIONAL USE FOR OUTDOOR SERVICE AREA- SAG WAGON

821, 825, and 827 SHAVER ROAD NE, CEDAR RAPIDS, IOWA



MINUTES
CITY PLANNING COMMISSION REGULAR MEETING,
Thursday, May 29, 2014 @ 3:00 p.m.

Cedar Rapids City Hall Council Chambers, 101 First Street SE

Members Present: Scott Overland, Chair
Jim Halverson, Vice – Chair
Samantha Dahlby
Carletta Knox-Seymour
Richard Pankey
Allan Thoms
Kim King

Member Absent: Virginia Wilts

DSD Staff: Joe Mailander, Manager
Dave Houg, Plats & Zoning Conditions Coordinator
CD Staff: Seth Gunnerson, Planner
Jeff Hintz, 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 seven (7) Commissioners present.

Commissioner Overland called for any additions or corrections to the minutes. Commissioner Overland stated with no additions or corrections, the May 8, 2014 Minutes 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.

1. Case Name: 821 and 825 Shaver Road NE (Rezoning)

Consideration of a Rezoning from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District as requested by Noleshawk Investments LLC (Applicant) and City of Cedar Rapids (Titleholder)

Case No: RZNE-009245-2014; Case Manager: Vern Zakostelecky

Mr. Mailander said that as stated this was both a Rezoning and Conditional Use request for property at 821 and 825 Shaver Road NE. Mr. Mailander showed a Zoning Location Map. Current use is a Sag Wagon Restaurant. The Rezoning is currently I-1, Light Industrial Zone

District and an Outdoor Service Area is not allowed in an I-1 Zone District so the request is to rezone to commercial and then asking for a Conditional Use for an Outdoor Service Area. The property is currently being purchased from the City of Cedar Rapids. There will be no permanent structures, they have adequate parking and seating for 20 people. They will expand the existing parking lot and add a sand volley ball court, green space and bike racks

Commissioner Overland called for questions of Mr. Mailander.

Commissioner Halverson asked if there was not going to be a permanent structure being built on the property. Mr. Mailander stated that was correct.

Commissioner Overland called for a representative of the applicant.

Marty Hoeger, Neighborhood Development Corporation, 225 2nd Street SE stated he would be happy to answer any questions.

Commissioner Overland called for questions of the applicant.

Commissioner Dahlby asked if most of the customer drive their cars or bike to this facility. Mr. Hoeger said that there is a mix of both car and bicycle traffic, thus the reason they are extending the parking lot and there are 105 bicycle racks that are full on the weekend and an additional 50 racks will be added. The parking lot is being extended to give a better flow of traffic.

Commissioner Dahlby stated that the city has parking requirements and in this case if the applicant was adding the parking because they had to or because it was needed. Mr. Hoeger stated that because of the site they added the additional parking to avoid requesting variance.

Commissioner Knox-Seymour asked why Conditional No. 5 stated that the outdoor service area is to be inspected by the Police Department. Mr. Mailander stated that this was a standard condition for outdoor service areas so that the height of the fence is adequate so drinks are not passed outside the area.

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

Commissioner Overland called for a motion to approve the Rezoning. Commissioner Halverson made a motion to approve the rezoning from I-1, Light Industrial Zone District to C-2, Community Commercial Zone District. Commissioner Dahlby seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion.

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

2. Case Name: 821 and 825 Shaver Road NE (Conditional Use)

Consideration of a Conditional Use for an Outdoor Service Area in a C-2, Community Commercial Zone District as requested by Noleshawk Investments LLC (Applicant) and City of Cedar Rapids (Titleholder)

Case No: COND-009248-2014; Case Manager: David Houg

Commissioner Overland called for a motion to approve the Conditional Use. Commissioner Pankey made a motion to approve the Conditional Use for an Outdoor Service Area in a C-2, Community Commercial Zone District. Commissioner Knox-Seymour seconded the motion.

Commissioner Overland called for discussion on the motion. No further discussion

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

The meeting was adjourned at 4:19 pm

Respectfully Submitted,

Betty Sheets, Administrative Assistant
Community Development

ORDINANCE NO.

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS
AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA,
BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT
AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE
PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

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

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code
of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

Auditor's Plat #49, Lots 11 and SE 68' of Lot 10

and located at 821 and 825 Shaver Road NE, now zoned I-1, Light Industrial Zone District, and
as shown on the "District Map," be rezoned and changed to C-2, Community Commercial Zone
District, and that the property be used for such purposes as outlined in the C-2, Community
Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids,
Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are
subject to the conditions which have been agreed to and accepted prior to the passage of this
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the
owners, successors, heirs, and assigns, as follows:

1. That this site shall be developed in compliance with the provisions of the Flood Plain
Management Ordinance. Improvements over 50% of the value of the structure will
require flood-proofing of the building.
2. Said lots are to be combined so as to constitute a single zoning lot and tax parcel.
3. That approval of this site development plan is subject to the Conditional Use review
process and that no Certificate of Occupancy shall be issued for the proposed outdoor
alcohol service until such use is approved by the Board of Adjustment.

Section 3. That this Ordinance shall be in full force and effect from and after its
passage and publication as provided by law.

Introduced this 24th day of June, 2014.



Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@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 ☒ Ordinance ☐ Regular Agenda

First Reading to consider an Ordinance relating to the collection of tax increment within the River Ridge North Urban Renewal Area per Amendment No. 1. CIP/DID #OB1214405

Background:

Council approved Amendment No. 1 to the River Ridge North Urban Renewal Area to provide public improvements in the vicinity of the Blairs Ferry Road and Ushers Ferry Road NE intersection. The addition is public right-of-way and is described as follows:

The River Ridge North TIF District Extension is all of the Right of Way of Ushers Ferry Road NE from the Westerly extension of the North line of River Ridge North Office Park 5th Addition, said line also being the former Southerly Right of Way line of the Chicago, Milwaukee, St Paul and Pacific Railroad, North to the South Right of Way line of Blairs Ferry Road NE.

And

All of the existing Right of Way of Blairs Ferry Road NE from the Southerly extension of the West Right of Way line of Gibson Road NE to the Northerly extension of the East Right of Way line of Buffalo Road NE lying within the Corporate Limits of the City of Cedar Rapids.

The River Ridge North Urban Renewal area was established in 1996 to stimulate, through public involvement and commitment, private investments in economic development activities and to create a sound economic base for community development. The area is generally located west of the intersection of Interstate 380 and Highway 100 in the City of Cedar Rapids.

Action / Recommendation:

City staff recommends approval of the First Reading.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 Minutes

Budget Information (if applicable):

Local Preference Policy Applies ☐ Exempt ☒

Explanation:

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

Explanation (if necessary):

ORDINANCE NO.

ORDINANCE AMENDING ORDINANCE NO. 70-96, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE RIVER RIDGE NORTH URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, CEDAR RAPIDS COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE RIVER RIDGE NORTH URBAN RENEWAL PLAN FOR THE RIVER RIDGE NORTH URBAN RENEWAL AREA

WHEREAS, the City Council (the "Council") of the City of Cedar Rapids, Iowa (the "City") has heretofore, in Ordinance No. 70-96, provided for the division of taxes within an area identified as the River Ridge North Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the Council has approved Amendment No. 1 to the River Ridge North Urban Renewal Plan, adding certain adjacent areas to said River Ridge North Urban Renewal Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

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

Section 1: Ordinance Number 70-96 is hereby amended to add to the definition of the "River Ridge North Urban Renewal Area" the lots and parcels located within the area legally described as follows:

The River Ridge North TIF District Extension is all of the Right of Way of Ushers Ferry Road NE from the Westerly extension of the North line of River Ridge North Office Park 5th Addition, said line also being the former Southerly Right of Way line of the Chicago, Milwaukee, St Paul and Pacific Railroad, North to the South Right of Way line of Blairs Ferry Road NE.

And

All of the existing Right of Way of Blairs Ferry Road NE from the Southerly extension of the West Right of Way line of Gibson Road NE to the Northerly extension of the East Right of Way line of Buffalo Road NE lying within the Corporate Limits of the City of Cedar Rapids.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue and fully implement the division of taxes from property within the River Ridge North Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance No. 70-96. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the River Ridge North Urban Renewal Area and the territory contained therein.

Section 3: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

Email: k.sanchez@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** ☒ **Ordinance** ☐ **Regular Agenda**

First Reading to consider an Ordinance relating to the collection of tax increment within the Rockwell Collins Urban Renewal Area per Amendment No. 1 CIP/DID #OB170214

Background:

Council approved Amendment No. 1 to the Rockwell Collins Urban Renewal Area to provide funding for C Avenue NE public improvements. The addition is private property and is described as follows:

Lot 3, Irregular Survey of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The South Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. The North 60 feet of the East 106 feet thereof;
- b. the South 150 feet of the West 150 feet of the East 862 feet thereof;
- and
- c. any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The North Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The East 27 acres of the Southwest Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. Beginning at a point 410 feet East of the center of Said Section 3; thence North 77 feet; thence southeasterly approximately 910 feet to a point 75 feet North of the centerline of said Section 3; thence South 75 feet; thence West 910 feet along the centerline of said Section 3 to the point of beginning;
- b. The East 40 feet of the South 300 feet of said East 27 acres, and
- c. Any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

That part of Lot 5, Irregular Survey, of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, lying southerly of the right- of- way of the Chicago, Milwaukee, St. Paul and Pacific Railroad, less and except the South 80 feet thereof.

AND

That part of Lot 2, Irregular Survey of Northwest fractional Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing as a point of reference at the Southeast corner of said Lot 2, thence North 80 feet along the East line of said Lot 2 to the point of beginning, said point being on the northeasterly right-of-way line of Collins Road, N.E.; thence North 1,943. 77 feet along the East line of said Lot 2 to a point of intersection with the Southerly right- of- way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence South 79' 43' West 570.47 feet along said southerly right-of-way line; thence South 79' 19' East 419.62 feet; thence South 1,710.52 feet to a point of intersection with the northerly right-of-way line of said Collins Road; said point being 76.99 feet North of the South line of said Lot 2; thence South 88' 36' East along the northerly right- of- way line of said Collins Road to the point of beginning.

LESS AND EXCEPT any portion of said land lying within the right- of- way of any public street owned in fee simple by third party.

The Rockwell Collins Urban Renewal area was established in 2006 to stimulate, through public actions, financings and commitments, private investment in the urban renewal project area. The area is generally located east of the intersection of Interstate 380 and Highway 100 in the City of Cedar Rapids.

Action / Recommendation:

City staff recommends approval of the First Reading.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

ORDINANCE NO.

ORDINANCE AMENDING ORDINANCE NO. 040-06, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE ROCKWELL COLLINS URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, LINN-MAR COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE ROCKWELL COLLINS URBAN RENEWAL PLAN FOR THE ROCKWELL COLLINS URBAN RENEWAL AREA

WHEREAS, the City Council (the "Council") of the City of Cedar Rapids, Iowa (the "City") has heretofore, in Ordinance No. 040-06, provided for the division of taxes within an area identified as the Rockwell Collins Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the Council has approved Amendment No. 1 to the Rockwell Collins Urban Renewal Plan, adding certain adjacent areas to said Rockwell Collins Urban Renewal Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

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

Section 1: Ordinance Number 040-06 is hereby amended to add to the definition of the "Rockwell Collins Urban Renewal Area" the lots and parcels located within the area legally described as follows:

Lot 3, Irregular Survey of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The South Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. The North 60 feet of the East 106 feet thereof;
- b. the South 150 feet of the West 150 feet of the East 862 feet thereof;
- and
- c. any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The North Half of the Southeast Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

The East 27 acres of the Southwest Quarter of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa.

LESS AND EXCEPT the following described tracts of land:

- a. Beginning at a point 410 feet East of the center of Said Section 3; thence North 77 feet; thence southeasterly approximately 910 feet to a point 75 feet North of the centerline of said Section 3; thence South 75 feet; thence West 910 feet along the centerline of said Section 3 to the point of beginning;
- b. The East 40 feet of the South 300 feet of said East 27 acres, and
- c. Any portion of said land lying within the right-of-way of any public street owned in fee simple by a third party.

AND

That part of Lot 5, Irregular Survey, of the Northeast Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, lying southerly of the right- of- way of the Chicago, Milwaukee, St. Paul and Pacific Railroad, less and except the South 80 feet thereof.

AND

That part of Lot 2, Irregular Survey of Northwest fractional Quarter of Section 3, Township 83 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing as a point of reference at the Southeast corner of said Lot 2, thence North 80 feet along the East line of said Lot 2 to the point of beginning, said point being on the northeasterly right-of-way line of Collins Road, N.E.; thence North 1,943. 77 feet along the East line of said Lot 2 to a point of intersection with the Southerly right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence South 79' 43' West 570.47 feet along said southerly right-of-way line; thence South 79' 19' East 419.62 feet; thence South 1,710.52 feet to a point of intersection with the northerly right-of-way line of said Collins Road; said point being 76.99 feet North of the South line of said Lot 2; thence South 88' 36' East along the northerly right- of- way line of said Collins Road to the point of beginning.

LESS AND EXCEPT any portion of said land lying within the right- of- way of any public street owned in fee simple by third party.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue and fully implement the division of taxes from property within the Rockwell Collins Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance No. 040-06. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Rockwell Collins Urban Renewal Area and the territory contained therein.

Section 3: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez
Email: k.sanchez@cedar-rapids.org

Phone Number/Ext: 319 286-5428

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

Phone Number/Ext: 319 286-5047

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

First Reading to consider an Ordinance relating to the collection of tax increment within the Village Urban Renewal Area per Amendment No. 1. CIP/DID #OB1214407

Background:

Council approved Amendment No. 1 to the Village Urban Renewal Area to provide funding for Tower Terrace Road Improvements. The addition includes both public right-of-way and private properties and is described as follows:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa described as follows:

Beginning at the point of intersection of the East extension of the North Right of Way line of Sheffield Drive NE and the East Right of Way line of said C Avenue NE;

Thence West along said extension of the North Right of Way line and the North Right of Way line of said Sheffield Drive NE to a point of intersection with the East Right of Way line of Summerset Avenue NE, said East Right of Way line being the East line of Summerfield Seventh Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East Right of Way line of said Summerset Avenue NE to the Northeast corner of said Summerfield Seventh Addition;

Thence West along the North line of said Summerfield Seventh Addition, the North line of Lot 1 Summerfield Eighth Addition, the North line of Summerfield Eleventh Addition and the North line of Summerfield Tenth Addition to a point of

intersection with the West line of said Northwest Quarter of the Southeast Quarter;

Thence North along said West line and the West line of said Southwest Quarter of the Northeast Quarter to a point of intersection with the Southerly Right of Way line of Tiburan Lane NE;

Thence Northeasterly along said Southerly Right of Way line to the Northwest corner of Lot 47 Summerfield Thirteenth Addition;

Thence Southerly along the West line of said Lot 47 to the South line of said Summerfield Thirteenth Addition;

Thence East along the South line of said Summerfield Thirteenth Addition to the Southeast corner of Lot 35 of said Summerfield Thirteenth Addition;

Thence Northwesterly along the Northeasterly line of said Summerfield Thirteenth Addition to a corner of said Summerfield Thirteenth Addition and the Southwesterly Right of Way line of said East Main Street NE;

Thence Northeasterly 40 feet along a Southeasterly line of said Summerfield Addition to the center line of said East Main Street NE and the corporate limit line of the City of Cedar Rapids;

Thence Southeasterly along the center line of said East Main Street NE, the center line of said Robins Road NE and said corporate limit line to a corner of the corporate limit, said corner being approximately 175 feet East of the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 26;

Thence North approximately 220 along said corporate limit line to a corner of said corporate limit;

Thence Northwesterly approximately 200 feet along said corporate limit line to a corner of said corporate limit, the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 and the center line of said C Avenue NE;

Thence North approximately 625 feet along said corporate limit line, the center line of said C Avenue NE and the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 to a point of intersection with the South line of the North 395.58 feet of the Southwest Quarter of the Northwest Quarter of said Section 26 as described in a Warranty Deed in Book 3709, page 289 at the Office of the Linn County Recorder;

Thence East approximately 1101 feet along said South line to a point of intersection with said corporate limit line;

Thence South approximately 850 feet along said corporate limit line to a corner of said corporate limit;

Thence West approximately 485 feet along said corporate limit line to a corner of said corporate limit;

Thence South approximately 240 feet along said corporate limit line to a point of intersection with the center line of said Robins Road NE and a corner of said corporate limit;

Thence Southeasterly along the center line of said Robins Road NE and said corporate limit line to a point of intersection with the Northerly extension of the Westerly line of Bowman Woods Unit 28, Cedar Rapids, Linn County, Iowa;

Thence Southwesterly along said Westerly line extension and the Westerly line of said Bowman Woods Unit 28 to the Northeast corner of Bowman Woods Unit 27, Cedar Rapids, Linn County, Iowa;

Thence West along the North line of said Bowman Woods Unit 27 to the Southeast corner of Nell's First Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East line of said Nell's Addition to the Northeast corner of said Nell's First Addition;

Thence Northwesterly along the Northeasterly line of said Nell's addition to a point of intersection with the East Right of Way line of said C Avenue NE;

Thence South along the East Right of Way line of said C Avenue to the point of beginning.

The Village Urban Renewal area was established in 1999 to promote economic development in the City of Cedar Rapids by providing public and quasi-public improvements within a newly developing area of the community. The area is generally located east of the intersection of Interstate 380 and Boyson Road in the City of Cedar Rapids.

Action / Recommendation:

City staff recommends approval of First Reading.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

ORDINANCE NO.

ORDINANCE AMENDING ORDINANCE NO. 50-99, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE VILLAGE URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, LINN-MAR COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE VILLAGE URBAN RENEWAL PLAN FOR THE VILLAGE URBAN RENEWAL AREA

WHEREAS, the City Council (the "Council") of the City of Cedar Rapids, Iowa (the "City") has heretofore, in Ordinance No. 50-99, provided for the division of taxes within an area identified as the Village Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the Council has approved Amendment No. 1 to the Village Urban Renewal Plan, adding certain adjacent areas to said Village Urban Renewal Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

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

Section 1: Ordinance Number 50-99 is hereby amended to add to the definition of the "Village Urban Renewal Area" the lots and parcels located within the area legally described as follows:

All of the land and portions of the Right of Ways of C Avenue NE, East Robins Road NE, East Main Street NE located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter of Section 27, Township 84 North, Range 7 West of the Fifth P.M. in the City of Cedar Rapids, Linn County, Iowa described as follows:

Beginning at the point of intersection of the East extension of the North Right of Way line of Sheffield Drive NE and the East Right of Way line of said C Avenue NE;

Thence West along said extension of the North Right of Way line and the North Right of Way line of said Sheffield Drive NE to a point of intersection with the East Right of Way line of Summerset Avenue NE, said East Right of Way line being the East line of Summerfield Seventh Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East Right of Way line of said Summerset Avenue NE to the Northeast corner of said Summerfield Seventh Addition;

Thence West along the North line of said Summerfield Seventh Addition, the North line of Lot 1 Summerfield Eighth Addition, the North line of Summerfield Eleventh Addition and the North line of Summerfield Tenth Addition to a point of intersection with the West line of said Northwest Quarter of the Southeast Quarter;

Thence North along said West line and the West line of said Southwest Quarter of the Northeast Quarter to a point of intersection with the Southerly Right of Way line of Tiburan Lane NE;

Thence Northeasterly along said Southerly Right of Way line to the Northwest corner of Lot 47 Summerfield Thirteenth Addition;

Thence Southerly along the West line of said Lot 47 to the South line of said Summerfield Thirteenth Addition;

Thence East along the South line of said Summerfield Thirteenth Addition to the Southeast corner of Lot 35 of said Summerfield Thirteenth Addition;

Thence Northwesterly along the Northeasterly line of said Summerfield Thirteenth Addition to a corner of said Summerfield Thirteenth Addition and the Southwesterly Right of Way line of said East Main Street NE;

Thence Northeasterly 40 feet along a Southeasterly line of said Summerfield Addition to the center line of said East Main Street NE and the corporate limit line of the City of Cedar Rapids;

Thence Southeasterly along the center line of said East Main Street NE, the center line of said Robins Road NE and said corporate limit line to a corner of the corporate limit, said corner being approximately 175 feet East of the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 26;

Thence North approximately 220 along said corporate limit line to a corner of said corporate limit;

Thence Northwesterly approximately 200 feet along said corporate limit line to a corner of said corporate limit, the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 and the center line of said C Avenue NE;

Thence North approximately 625 feet along said corporate limit line, the center line of said C Avenue NE and the West line of the Southwest Quarter of the Northwest Quarter of said Section 26 to a point of intersection with the South line

of the North 395.58 feet of the Southwest Quarter of the Northwest Quarter of said Section 26 as described in a Warranty Deed in Book 3709, page 289 at the Office of the Linn County Recorder;

Thence East approximately 1101 feet along said South line to a point of intersection with said corporate limit line;

Thence South approximately 850 feet along said corporate limit line to a corner of said corporate limit;

Thence West approximately 485 feet along said corporate limit line to a corner of said corporate limit;

Thence South approximately 240 feet along said corporate limit line to a point of intersection with the center line of said Robins Road NE and a corner of said corporate limit;

Thence Southeasterly along the center line of said Robins Road NE and said corporate limit line to a point of intersection with the Northerly extension of the Westerly line of Bowman Woods Unit 28, Cedar Rapids, Linn County, Iowa;

Thence Southwesterly along said Westerly line extension and the Westerly line of said Bowman Woods Unit 28 to the Northeast corner of Bowman Woods Unit 27, Cedar Rapids, Linn County, Iowa;

Thence West along the North line of said Bowman Woods Unit 27 to the Southeast corner of Nell's First Addition to Cedar Rapids, Linn County, Iowa;

Thence North along the East line of said Nell's Addition to the Northeast corner of said Nell's First Addition;

Thence Northwesterly along the Northeasterly line of said Nell's addition to a point of intersection with the East Right of Way line of said C Avenue NE;

Thence South along the East Right of Way line of said C Avenue to the point of beginning.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue and fully implement the division of taxes from property within the Village Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance No. 50-99. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Village Urban Renewal Area and the territory contained therein.

Section 3: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 8th day of July, 2014.

Council Agenda Item Cover Sheet

Council Meeting Date: July 8, 2014

Submitting Department: Community Development and Planning

Presenter at meeting: Kirsty Sanchez

Phone Number/Ext: 319 286-5428

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Alternate Contact Person: Jennifer Pratt

Phone Number/Ext: 319 286-5047

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

First Reading to consider an Ordinance relating to the collection of tax increment within the Amended and Restated Southwest Urban Renewal Area per Amendment No. 2 and Amendment No. 3. CIP/DID #OB669673

Background:

Council approved Amendment No. 2 to the Amended and Restated Southwest Urban Renewal Area on December 3, 2013. This amendment allowed funding for new activities through tax increment revenues as well as the construction of a shared use path to connect existing shared use travel routes.

Council approved Amendment No. 3 to the Amended and Restated Southwest Urban Renewal Area on June 24, 2014. This amendment provides public improvements to a sanitary sewer that currently serves a large portion of the Urban Renewal Area. The additional property includes both public right-of-way and private property.

The additions of Amendment No. 2 and Amendment No. 3 are described as follows:

That part of the Right of Way of Edgewood Road SW, 37th Avenue SW and U.S. Hwy 30, lying in the West 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

AND

The Southwest TIF District Extension includes part of Parcel A, P.O.S. #712, part of Hawkeye Industrial Park First Addition, part of Hawkeye Industrial Park Second Addition, part of Waconia Avenue SW, part of Willow Creek Drive SW, all of Downs Boulevard SW, part of the Northwest Quarter of the Southwest Quarter of Section 8 and part of the Northeast Quarter of the Southeast Quarter of Section 7, all in Township 82 North, Range 7 West of the 5th PM in the City of Cedar Rapids, Linn County, Iowa

The Amended and Restated Southwest Urban Renewal area was established in 1997 and

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

Action / Recommendation:

City staff recommends approval of the First Reading.

Alternative Recommendation:

City Council may table and request additional information.

Time Sensitivity: N/A

Resolution Date: N/A

Estimated Presentation Time: 0 minutes

Budget Information (if applicable): N/A

Local Preference Policy Applies ☐ Exempt ☒

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

ORDINANCE NO.

ORDINANCE AMENDING ORDINANCE NO. 053-11, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, COLLEGE COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL PLAN FOR THE AMENDED AND RESTATED SOUTHWEST URBAN RENEWAL AREA

WHEREAS, the City Council (the "Council") of the City of Cedar Rapids, Iowa (the "City") has heretofore, in Ordinance No. 053-11, provided for the division of taxes within an area identified as the Amended and Restated Southwest Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the Council has approved Amendment No. 2 and Amendment No. 3 to the Amended and Restated Southwest Urban Renewal Plan, adding certain adjacent areas to said Amended and Restated Southwest Urban Renewal Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

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

Section 1: Ordinance Number 053-11 is hereby amended to add to the definition of the "Amended and Restated Southwest Urban Renewal Area" the lots and parcels located within the area legally described as follows:

That part of the Right of Way of Edgewood Road SW, 37th Avenue SW and U.S. Hwy 30, lying in the West 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

AND

The Southwest TIF District Extension includes part of Parcel A, P.O.S. #712, part of Hawkeye Industrial Park First Addition, part of Hawkeye Industrial Park Second Addition, part of Waconia Avenue SW, part of Willow Creek Drive SW, all of Downs Boulevard SW, part of the Northwest Quarter of the Southwest Quarter of Section 8 and part of the Northeast Quarter of the Southeast Quarter of

Section 7, all in Township 82 North, Range 7 West of the 5th PM in the City of Cedar Rapids, Linn County, Iowa

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue and fully implement the division of taxes from property within the Amended and Restated Southwest Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance No. 053-11. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Amended and Restated Southwest Urban Renewal Area and the territory contained therein.

Section 3: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 8th day of July, 2014.