

*"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, December 1, 2015 at 12:00 PM 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 mobile devices.)*

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

- Invocation
- Pledge of Allegiance
- Proclamations/Presentations

## **PUBLIC HEARINGS**

1. Public hearing to consider the vacation and disposition of public ways and grounds in and to the property described as that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW as requested by Landover Corporation (Rita Rasmussen). CIP/DID #ROWV-022155-2015
  - a. First Reading: Ordinance vacating public ways and grounds in and to the property described as that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW as requested by Landover Corporation.
2. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utilities Replacement project (estimated cost is \$1,870,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #301240-07
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utilities Replacement project.
3. A public hearing will be held to consider the plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project (estimated cost is \$250,000) (Steve Hershner). CIP/DID #615162-03
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project.

## **PUBLIC COMMENT**

*This is an opportunity for the public to address the City Council on any subject pertaining to Council action scheduled for today. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.*

## **MOTION TO APPROVE AGENDA**

## **CONSENT AGENDA**

*These are routine items, some of which are old business and some of which are new business. They will be approved by one motion without individual discussion unless Council requests that an item be removed for separate consideration.*

4. Motion to approve minutes.
5. Resolution of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit (LIHTC) application as proposed by Kingston Senior Apartments, LP. CIP/DID #OB654103
6. Resolution of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit (LIHTC) application as proposed by MV Affordable Housing, LLC. CIP/DID #OB654103
7. Resolution authorizing submission of a grant application to the U.S. Environmental Protection Agency for a Site Specific Hazardous Substances Assessment Grant in the amount of \$200,000 to be utilized for the assessment of Cedar Lake. CIP/DID #OB1362716
8. Resolution authorizing the Utilities Director to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February 2016 for an estimated amount of \$3,548. CIP/DID #WTR1201-002
9. Resolution accepting the established fair market value in the amount of \$2,700 for the partial acquisition of right-of-way and a temporary grading easement for construction from land located at 823 74th Street NE, owned by The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
10. Resolution authorizing the mailing and publication of a Notice of Intent to Proceed with an approved capital improvement project for the 6th Street SW Roadway Improvements from Linn County Line to Capital Drive and to commence with the right-of-way and temporary easement acquisitions from a portion of agricultural property for this project and setting a public hearing date for January 12, 2016. **(Paving for Progress)** CIP/DID #3012130-00

11. Motions setting public hearing dates for:
  - a. December 15, 2015 – to consider amending Chapter 32 of the Municipal Code, Zoning Ordinance, to remove Section 32.05.020.A.5 – Detached Garage Limitations, correcting a scrivener’s error as intended in approved Ordinance 027-14. CIP/DID #OB072241
  - b. December 15, 2015 – to consider amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting a new Chapter 22A in its place, establishing regulations relating to statement of public policy, nuisance activity, service of notice, prohibitions, and administrative appeals. CIP/DID #OB807542
  - c. December 15, 2015 – to consider the vacation of a 1.13 acre storm sewer and drainage easement located at 10745 High Life Court SW as requested by West Side Property 103, LLC. CIP/DID #EASE-022225-2015
  - d. December 15, 2015 – to consider the vacation of a 10-foot wide utility easement located at 11801 6th Street SW as requested by West Side Property 103, LLC. CIP/DID #EASE-022199-2015
12. Motions setting public hearing dates, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by publishing notice to bidders, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
  - a. December 15, 2015 – 2016 Tree and Vegetation Removal project, with bid opening December 16, 2015 (estimated cost is \$106,800). CIP/DID #301990-09
  - b. December 15, 2015 – Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project, with bid opening December 23, 2015 (estimated cost is \$227,375). CIP/DID #314100-02
  - c. December 15, 2015 – Sanitary Sewers Quadrant Flood Repairs, Northwest and Southwest Lining Package #8 project, with bid opening January 6, 2016 (estimated cost is \$2,140,000). **(Flood)** CIP/DID #SSD103-15
13. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
  - a. Jim’s Foods, 812 6th Street SW (new – new corporation).
  - b. Miguel’s, 175 Jacolyn Drive NW.
  - c. Mr. B’s, 629 2nd Avenue SW.
  - d. The Station, 3645 Stone Creek Circle SW.
  - e. Winifred’s Restaurant, 3847 1st Avenue SE.
  - f. Xavier’s, 1401 1st Avenue SE.
14. Resolutions approving:
  - a. Payment of bills. CIP/DID #FIN2015-01
  - b. Payroll. CIP/DID #FIN2015-02
15. Resolutions appointing, reappointing and thanking the following individuals:
  - a. Appointing Ashlyn Lincoln (effective through June 30, 2017) and Catherine Hafsi (effective through June 30, 2018) to the Cedar Rapids ADA Advisory Committee. CIP/DID #OB775389
  - b. Appointing Angie Charipar (effective through December 31, 2018) to the Area Ambulance Board of Directors. CIP/DID #OB178151
  - c. Appointing Christopher Thoms (effective through June 30, 2018) to the Parks, Waterways & Recreation Commission. CIP/DID #OB1187380
  - d. Appointing Michael Butterfield (effective through June 30, 2018) to the Cedar Rapids Storm Water Commission. CIP/DID #OB566514

- e. Appointing Daniel Kane (effective through June 30, 2016) to the Veterans Memorial Commission. CIP/DID #OB572854
  - f. Vote of thanks to Richard Davis and Kathleen Good for serving on the Cedar Rapids ADA Advisory Committee. CIP/DID #OB775389
  - g. Vote of thanks to Jeffrey Pomeranz for serving on the Area Ambulance Board of Directors. CIP/DID #OB178151
16. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste & Recycling – clean-up costs – one property. CIP/DID #SWM-008-15
  - b. Levy assessment – Solid Waste & Recycling – clean-up costs – one property. CIP/DID #SWM-006-15
  - c. Intent to assess – Water Division – delinquent municipal utility bills – 35 properties. CIP/DID #WTR1201-001
  - d. Levy assessment – Water Division – delinquent municipal utility bills – 17 properties. CIP/DID #WTR1020-001
17. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- a. Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project, final payment in the amount of \$12,510.47 and 4-year Performance Bond submitted by Borst Brothers Construction, Inc. (original contract amount was \$263,840.25; final contract amount is \$250,209.47). CIP/DID #304425-01
  - b. Environmental Remediation and Demolition Services Project, Amendment No. 2 in the amount of \$2,211, final payment in the amount of \$11,151 and 2-year Performance Bond submitted by BWC Excavating LC (original contract amount was \$210,210; final contract amount is \$223,021). CIP/DID #PUR0515-229
  - c. 1st Avenue, 2nd Avenue and 3rd Avenue SE between 1st Street and 4th Street Streetscape Repair project, Change Order No. 1 (Final) in the amount of \$9,196 and 4-year Performance Bond submitted by Central States Concrete, LLC (original contract amount was \$61,477; total contract amount with this amendment is \$70,673). CIP/DID #321612-01
  - d. 1st Avenue East From 34th Street to 40th Street Utilities Rehabilitation project, Change Order No. 9 (Final) deducting the amount of \$214,592 and 4-year Performance Bond submitted by Rathje Construction Company (original contract amount was \$2,259,949.02; final contract amount is \$2,101,646.02). **(Paving for Progress)** CIP/DID #301240-04
  - e. FY 2015 Curb Repair Project – Contract 2 project, Change Order No. 2 (Final) deducting the amount of \$14,299, final payment in the amount of \$26,945.02 and 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. (original contract amount was \$496,955; total contract amount with this amendment is \$538,900.47). **(Paving for Progress)** CIP/DID #301998-07
  - f. WPC C-3 Clarifier Rehabilitation project, final retainage payment in the amount of \$56,404.80 and 2-year Performance Bond submitted by WRH, Inc. (original contract amount was \$1,030,000; final contract amount is \$1,128,096). CIP/DID #615172-02
  - g. Ground Transportation Center Renovation project, final payment in the amount of \$150,336.79 and Performance Bond for one year for site and building construction and four years for all roadwork construction submitted by Woodruff Construction, LLC (original contract amount was \$9,162,000; final contract amount is \$9,430,938). **(Flood)** CIP/DID #TRE001-20



18. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Purchase of Stop Loss Insurance coverage from Wellmark for the City of Cedar Rapids Medical Plan in the amount of \$310,948. CIP/DID #FIN2015-36
  - b. Amendment No. 6 to the contract with L.L. Pelling Company for Asphalt Products for citywide purchases to reflect the additional cost of asphalt product purchases for an amount not to exceed \$225,000 (original contract amount was \$650,000; total contract amount with this amendment is \$1,000,000). CIP/DID #0112-130
  - c. Amendment No. 5 to the contract with King's Material, Inc. for Concrete Products for citywide purchases to reflect the additional cost of concrete product purchases for an amount not to exceed \$200,000 (original contract amount was \$15,000; total contract amount with this amendment is \$515,000). CIP/DID #0213-183
  - d. Amendment No. 5 to the contract with Bituminous Materials & Supply, L.P. for road oil for all City departments to reflect the additional cost of road oil products for an amount not to exceed \$75,000 (original contract amount was \$150,000; total contract amount with this amendment is \$225,000). CIP/DID #0112-131
  - e. Amendment No. 3 to the contract for Engineering Division Furniture with Triplett Interior Solutions to extend the term of the contract and to reflect the cost of additional furniture for an amount not to exceed \$8,398.73 (original contract amount was \$24,988; total contract amount with this amendment is \$75,266.02). **(Flood)** CIP/DID #0415-205
  - f. Fleet Services Division purchase of two Ford F550 chassis from Junge Center Point in the amount of \$94,950. CIP/DID #PUR1015-080
  - g. Fleet Services Division purchase of fire truck repair services through Reliant Fire Apparatus in the amount of \$66,395.37. CIP/DID #FLT003
  - h. Information Technology Department purchase of rental Tier III data space and circuitry needs from Involta, LLC in the annual amount of \$282,600. CIP/DID #OB377724
  - i. Software Maintenance Agreement with Integrated Data Products, Inc. in the amount of \$50,080 for maintenance and support of the City's document and imaging software suite. CIP/DID #IT2016-004
  - j. Amendment No. 3 to the contract with USIC Locating Services, Inc. for Fiber Locating and Marking Services for the Information Technology Department to increase the contract amount for an amount not to exceed \$45,000 (original contract amount was \$75,000; total contract amount with this amendment is \$120,000). CIP/DID #0812-061
  - k. Contract with CineMassive Displays LLC for the Traffic Operations Center Video Wall System project for the Traffic Engineering Division for an amount not to exceed \$167,461.18. CIP/DID #PUR0915-048
  - l. Amendment No. 3 to renew contract with General Traffic Controls, Inc. for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division for an annual amount not to exceed \$75,000 (original contract amount was \$75,000; renewal contract amount is \$75,000). CIP/DID #0912-072
  - m. Amendment No. 2 to the contract with Tanner Industries, Inc. for anhydrous ammonia for the Water Division to reflect the additional cost for volume increase of product for an amount not to exceed \$20,000 (original contract amount was \$85,200; total contract amount with this amendment is \$105,200). CIP/DID #1014-082
  - n. Amendment No. 3 to renew contract with Ranch Cryogenics, Inc. for cryogenic oxygen system maintenance and repair services for the Water Pollution Control Facility for an annual amount not to exceed \$55,000 (original contract amount was \$55,000; renewal contract amount is \$55,000). CIP/DID #0813-031

- o. Professional Services Agreement with Anderson Bogert Engineers and Surveyors, Inc. for an amount not to exceed \$159,658 for engineering design services in connection with the 16th Avenue SE from 4th Street to 5th Street Pavement Improvements project **(Paving for Progress)** CIP/DID #3012154-01
- p. Professional Services Agreement with Braun Intertec Corporation for an amount not to exceed \$210,720 for monitoring and reporting services in connection with the 501 and 503 3rd Avenue SW, Monitoring and Reporting (Former Duchess Cleaners) project. CIP/DID #3302500003-06
- q. Amendment No. 3 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$11,200 for design services in connection with the 27th Street SW Culvert Replacement project (original contract amount was \$38,997.50; total contract amount with this amendment is \$60,877.50). CIP/DID #304396-01
- r. Amendment No. 3 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$92,750 for design services in connection with the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (original contract amount was \$215,280; total contract amount with this amendment is \$493,285). **(Paving for Progress)** CIP/DID #3012116-01
- s. Professional Services Agreement with Shoemaker & Haaland Professional Engineers for an amount not to exceed \$1,313,256.20 for engineering design services in connection with the 6th Street SW from 33rd Avenue to 15th Avenue Reconstruction project (Paving for Progress). **(Paving for Progress)** CIP/DID #301695-02
- t. Change Order No. 4 (Final) deducting the amount of \$40,499.80 with BWC Excavating, LC for the Northeast Side School Routes Sidewalk Improvement Project (original contract amount was \$170,054; total contract amount with this amendment is \$169,840.81). CIP/DID #301928-01
- u. Change Order No. 7 in the amount of \$31,893.29, plus 5 working days, with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 1 project (original contract amount was \$874,227.25; total contract amount with this amendment is \$973,721.94). **(Flood)** CIP/DID #SSD102-05
- v. Change Order No. 4 in the amount of \$244 with Horsfield Construction, Inc. for the 19th Street SE Roadway & Utility Improvements From Mount Vernon Road SE to Glenway Drive SE project (original contract amount was \$1,212,355.30; total contract amount with this amendment is \$1,275,949.30). **(Paving for Progress)** CIP/DID #3012081-03
- w. Change Order No. 3 in the amount of \$50,378.75 with L.L. Pelling Company, Inc. for the 7th Street SE and 8th Street SE Roadway Rehabilitation from A Avenue NE to 12th Avenue SE project (original contract amount was \$1,346,955.75; total contract amount with this amendment is \$1,444,705.89). **(Paving for Progress)** CIP/DID #3012111-02
- x. Change Order No. 6 (Final) deducting the amount of \$182,997.37 with Pirc-Tobin Construction, Inc. for the 4th Avenue SE Pavement Rehabilitation from 5th Street SE to 19th Street SE project (original contract amount was \$2,219,444.15; total contract amount with this amendment is \$2,521,318.46). **(Paving for Progress)** CIP/DID #3012080-02
- y. Change Order No. 5 in the amount of \$18,589.18 with Rathje Construction Company for the 42nd Street NE from I-380 Northbound Off Ramp to East of the Cedar River Trail – Traffic Signals project (original contract amount was \$824,160.67; total contract amount with this amendment is \$1,074,691.65). CIP/DID #301614-02

- z. Change Order No. 5 in the amount of \$44,527.13 with Rathje Construction Company for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 2 project (original contract amount was \$931,429.33; total contract amount with this amendment is \$998,711.03). **(Flood)** CIP/DID #SSD104-06
- aa. Change Order No. 12 in the amount of \$4,380.68 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2 project (original contract amount was \$1,815,564.20; total contract amount with this amendment is \$1,861,896.89). **(Flood)** CIP/DID #SSD103-11
- ab. Grant agreement with the Iowa Department of Natural Resources for a \$300,000 grant from the Resource Enhancement and Projection Fund (REAP) to support acquisition of 7.33 acres (three parcels) for future development of a residential park with parking, trails, prairie and signage, located on Wilson Avenue SW. CIP/DID #307218
- ac. Waiving the City's right to review the final plat of Hunt Addition to Linn County (minor boundary adjustment) and accepting an agreement to annex for property at 3982 Old Ferry Road. CIP/DID #FLPT-018632-2015
- ad. Quit Claim Deed in the amount of \$1 from Linn County, Iowa for vacant land located at the southwest intersection of A Street SW and 21st Avenue SW in connection with the Cedar Rapids Flood Control System project. CIP/DID #3313200-00
- ae. Purchase Agreement in the amount of \$175 and accepting a Warranty Deed for right-of-way from Edith T. Barger from land located at 4023 Northwood Drive NE in connection with the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project. **(Paving for Progress)** CIP/DID #3012092-00
- af. Purchase Agreement in the amount of \$175 and accepting a Warranty Deed for right-of-way from Cindy L. Gagnon from land located at 4201 Northwood Drive NE in connection with the 42nd Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project. **(Paving for Progress)** CIP/DID #3012092-00
- ag. Warranty Deed in the amount of \$1 from William R. Woodburn and Linda K. Pochobradsky for right-of-way from land located 1509 J Street SW in connection with the Single Family New Construction program. CIP/DID #OB540257
- ah. Development Agreement and Special Warranty Deed with Scallon Custom Homes, L.L.C. for City-owned property at 623 3rd Avenue SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- ai. Rescinding Resolution No. 1033-07-15, which authorized execution of a Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Cedar Ridge Homes, Inc. for property at 718 2nd Street SW, and authorizing execution of an Agreement to Terminate the Development Agreement with Cedar Ridge Homes, Inc. and accepting a Special Warranty Deed effectuating the conveyance of property at 718 2nd Street SW in accordance with the Agreement in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
- aj. Rescinding Resolution No. 1034-07-15, which authorized execution of a Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Skogman Construction Company of Iowa for property at 623 3rd Avenue SW, and authorizing execution of an Agreement to Terminate the Development Agreement with Skogman Construction Company of Iowa and accepting a Special Warranty Deed effectuating the conveyance of property at 623 3rd Avenue SW in accordance with the Agreement. **(Flood)** CIP/DID #OB540257

- ak. Rescinding Resolution No. 1251-08-15, which authorized execution of a Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Skogman Construction Company of Iowa for property at 505 9th Street SW, and authorizing execution of an Agreement to Terminate the Development Agreement with Skogman Construction Company of Iowa and accepting a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement. **(Flood)** CIP/DID #OB540257
- al. Development Agreement with Newbo Development Group, LLC for property at 1320 Ellis Boulevard NW, participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
- am. Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from College Community School District from land located at 8015 Kirkwood Boulevard SW in connection with the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project. CIP/DID #301929-00
- an. Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from College Community School District from land located at 8304 Kirkwood Boulevard SW in connection with the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project. CIP/DID #301929-00
- ao. Purchase Agreement in the amount of \$2,600 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Tho Ha and Quanying Chen from land located at 805 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- ap. Purchase Agreement in the amount of \$3,000 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Scott R. Crawford and Jonetta R. Crawford from land located at 901 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- aq. Purchase Agreement in the amount of \$7,500 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from J.T. Holdings, L.L.C. from land located at 401 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- ar. Purchase Agreement in the amount of \$10,300 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Noelridge Christian Church of Cedar Rapids, Iowa from land located at 7111 C Avenue NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- as. Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from John P. Perich and Christi J. Perich, f/k/a Christi J. O'Dell, from land located at 811 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- at. Purchase Agreement in the amount of \$9,400 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Phyllis M. Rausch from land located at 880 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project **(Paving for Progress)** CIP/DID #3012050-00

- au. Purchase Agreement in the amount of \$3,100 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Kevin A. Schuver and Katelynn M. Schuver from land located at 717 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00
- av. Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jennifer A. Vogel from land located at 817 74th Street NE in connection with the 74th Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012050-00

## **REGULAR AGENDA**

- 19. Report on bids for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 5 project (estimated cost is \$959,000) (Sandy Pumphrey). CIP/DID #SSD104-09
  - a. Resolution awarding and approving contract in the amount of \$916,722.05 plus incentive up to \$20,000, bond and insurance of Dave Schmitt Construction, Inc. for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 5 project.
- 20. Report on bids for the Veterans Memorial Stadium Ribbon Message Board project (estimated cost is \$290,000) (Nathan Kampman). CIP/DID #314354-03
  - a. Resolution awarding and approving contract in the amount of \$272,150 plus incentive up to \$2,000, bond and insurance of Daktronics, Inc. for the Veterans Memorial Stadium Ribbon Message Board project.
- 21. Report on bids for the 2015 Sidewalk Ramp Improvements project (estimated cost is \$117,331) (Nathan Kampman). CIP/DID #3016016-02
  - a. Resolution awarding and approving contract in the amount of \$104,033 plus incentive up to \$5,000, bond and insurance of Curtis Contracting Corp. for the 2015 Sidewalk Ramp Improvements project.

## **ORDINANCES**

### **Second and possible Third Readings**

- 22. Ordinance granting a change of zone from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for property at 1766 and 1770 Mallory Street SW as requested by Scallon Custom Homes and the City of Cedar Rapids. CIP/DID #RZNE-022169-2015

## **First Reading**

23. Ordinance establishing the Czech Village-New Bohemia Self-Supported Municipal Improvement District. CIP/DID #CD-0005-2015

## **PUBLIC INPUT**

*This is an opportunity for the public to address the City Council on any subject pertaining to Council business. If you wish to speak, place your name on the sign-up sheet on the table outside the Council Chambers and approach the microphone when called upon.*

## **CITY MANAGER COMMUNICATIONS AND DISCUSSIONS**

### **COUNCIL COMMUNICATIONS AND DISCUSSION**

*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

*It is the policy of the City of Cedar Rapids that all 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 Americans with Disabilities Act, 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*

*Agendas and minutes for Cedar Rapids City Council meetings can be viewed at [www.cedar-rapids.org](http://www.cedar-rapids.org)*



## Council Agenda Item Cover Sheet

**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:** PUBLIC HEARINGS

Public hearing to consider the vacation and disposition of public ways and grounds in and to the property described as that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW as requested by Landover Corporation.

First Reading: Ordinance vacating public ways and grounds in and to the property described as that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW as requested by Landover Corporation.  
CIP/DID #ROWV-022155-2015

**EnvisionCR Element/Goal:** InvestCR Goal 1: Expand economic development efforts to support business and workforce growth, market Cedar Rapids, and engage regional partners.

**Background:** Landover Corporation has requested the vacation and disposition of this excess City-owned right-of-way in order to accommodate the proposed site plan for their new independent senior living project at this location. All utilities located within the right-of-way will be removed and/or relocated as a part of the proposed site plan. A public hearing and first reading of the ordinance will be held on December 1, 2015, and the second and third readings of the ordinance and final resolution will be held in the spring of 2016 after Landover Corporation receives final approval of funding from the Iowa Finance Authority and all utilities have been removed and/or relocated.

**Action/Recommendation:** The Public Works Department recommends holding the first reading of the ordinance to vacate this parcel of excess City-owned right-of-way.

**Alternative Recommendation:** Require Landover Corporation to revise their site plans.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

Public Hearing Date: December 1, 2015

1st reading of Ordinance: December 1, 2015

2nd reading of Ordinance, possible 3rd reading and possible resolution passing: To Be Determined

**Budget Information:** NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee:** NA

**Explanation:** NA



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ROWV-022155-2015

ORDINANCE NO. LEG\_NUM\_TAG

**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:

That portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW (to be known as Plat of Survey 2030 Parcel A)

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 1<sup>st</sup> day of December, 2015.

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MayorSignature

Attest:  
ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Doug Wilson, PE

**Phone Number/Extension:** 5141

**E-mail Address:** d.wilson@cedar-rapids.org

**Alternate Contact Person:** Gary Petersen, PE

**Phone Number/Extension:** 5153

**E-mail Address:** g.petersen@cedar-rapids.org

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 1<sup>st</sup> Avenue East from 27<sup>th</sup> to 29<sup>th</sup> and 31<sup>st</sup> to 34<sup>th</sup> Street Utilities Replacement project (estimated cost is \$1,870,000) **(Paving for Progress)**

Resolution adopting plans, specifications, form of contract and estimated cost for the 1<sup>st</sup> Avenue East from 27<sup>th</sup> to 29<sup>th</sup> and 31<sup>st</sup> to 34<sup>th</sup> Street Utilities Replacement project.

CIP/DID #301240-07

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Resolution No. 1220-07-13, dated July 23, 2013, authorized final design services for two public utility construction contracts for the 1<sup>st</sup> Avenue East from 27<sup>th</sup> Street to 40<sup>th</sup> Street project. This project is the second of the public utilities construction contracts, and subject to receipt of acceptable bids, construction is scheduled to start in the spring of 2016 and expected to be completed in the fall of 2016.

The existing water and sanitary sewer infrastructure is 60 to 95 years old and requires substantial maintenance, has water main break history, and inflow/infiltration into the sanitary sewer system. Proposed project includes 3,200 feet of 8-inch and 12-inch water main replacement; 2,500 feet of 8-inch sanitary sewer replacement by pipe bursting; and 500 feet of 8-inch sanitary sewer replacement by open excavation.

**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 Recommendation:** Repackage bid documents to provide different improvements as directed by Council.

**Time Sensitivity:** Must be acted upon December 1, 2015 to maintain the project schedule, and which must occur ahead of the project's December 16, 2015 bid opening

**Resolution Date:** December 1, 2015

**Budget Information:**

CIP No. 301240 (SLOST) -	\$ 42,900
CIP No. 6250024 (water) -	\$1,115,600 (1)
CIP No. 655939 (sanitary sewer) -	\$1,002,000 (2)
Total Construction Budget	\$2,160,500
(1) Project Budget requires \$625,000 FY17 Revenue Bonds	
(2) Project Budget requires \$320,000 FY17 Revenue Bonds	

**Local Preference Policy:** NA**Explanation:** NA**Recommended by Council Committee:** NA**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on November 17, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 1<sup>st</sup> Avenue East from 27<sup>th</sup> to 29<sup>th</sup> and 31<sup>st</sup> to 34<sup>th</sup> Street Utility Replacement project (Contract No .301240-07 SLOST) 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.

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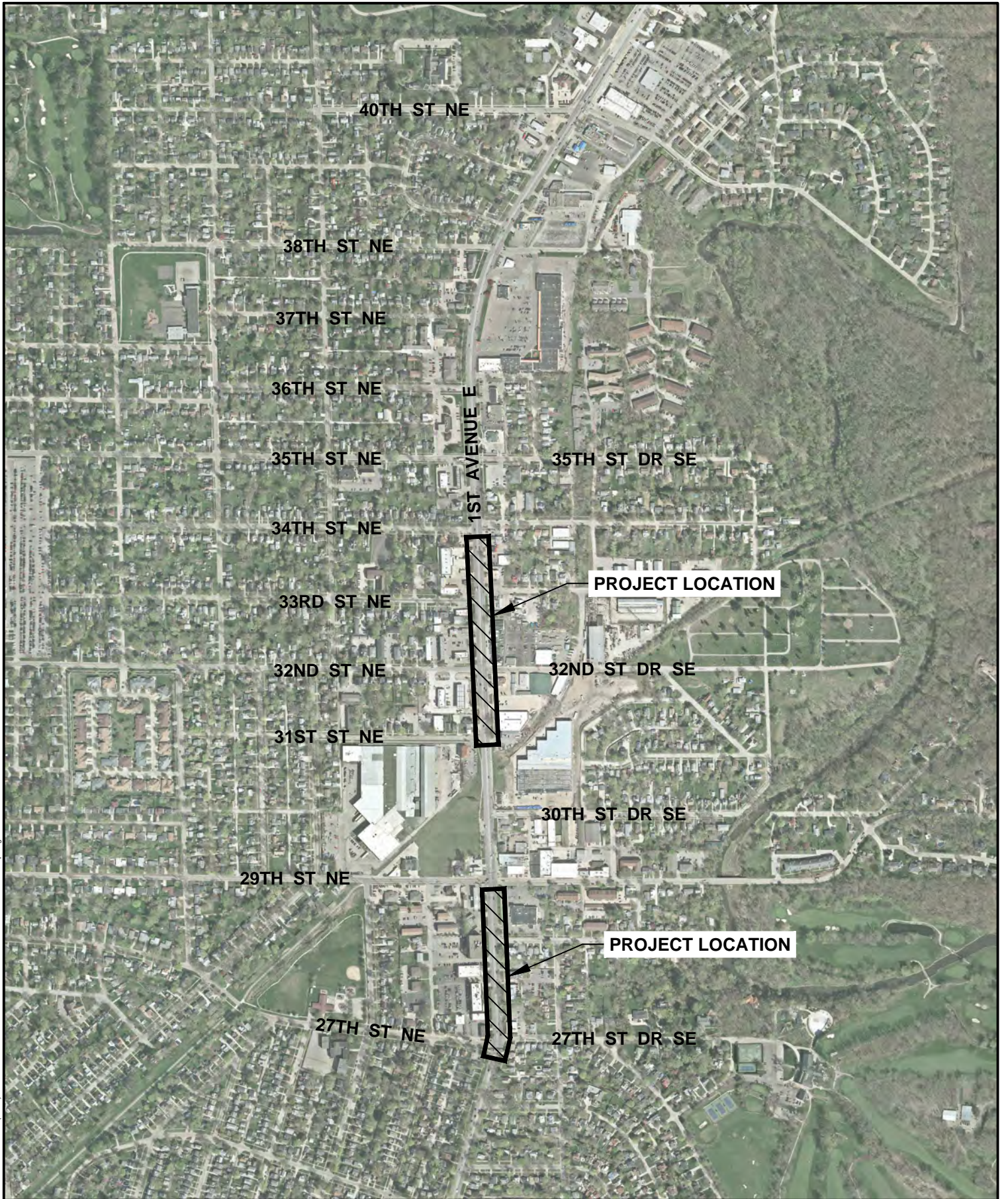
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**1ST AVENUE E FROM 27TH STREET TO 29TH STREET  
AND 31ST STREET TO 34TH STREET  
UTILITIES REPLACEMENT PROJECT**







## Council Agenda Item Cover Sheet

**Submitting Department:** Water Pollution Control

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** s.hershner@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Jim Flamming, PE  
**E-mail Address:** j.flamming@cedar-rapids.org

**Phone Number/Ext.:** 5968

**Description of Agenda Item:** PUBLIC HEARINGS

To consider the plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project (estimated cost is \$250,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project.

CIP/DID #615162-03

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Upflow Anaerobic Sludge Blanket (UASB) Reactors at the Cedar Rapids WPCF are fabricated of stainless steel and covered with aluminum access panels supported by a fiberglass reinforced plastic (FRP) structure. FRP defects were previously observed and repaired in 2007 and 2008. The City took UASB Reactor No. 3 out of service in early April 2015 and hired HDR Engineering, Inc. to inspect the replacement FRP structures to ensure that they were withstanding the corrosive environment within the reactor. The inspections showed that the FRP structures that were replaced in 2007 and 2008 are holding up well, but that some of the stainless steel components within the reactor are starting to pit and corrode. Since it will likely be several years until this reactor is taken out of service again, the WPC staff has decided to repair and replace the corroded stainless steel components now before putting Reactor No. 3 back in service.

A pre-bid meeting was held on December 1, 2015 at the Water Pollution Control Facility at 10:00 a.m. Bids will be opened and publicly announced on December 16, 2015.

**Action/Recommendation:** The Utilities Department – Water Pollution Control staff recommends approval of the resolution adopting the plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project.

**Alternative Recommendation:** None

**Time Sensitivity:** 12-1-15

**Resolution Date:** 12-1-15

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY2016 and 2017 Water Pollution Control Division Capital Improvement Projects budget.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$75,000 in the FY2016 Capital Improvement Projects budget and \$700,000 in the FY2017 Capital Improvement Projects budget for the Water Pollution Control Division for the UASB Reactor No. 3 Improvements Project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615162.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being publicly bid as a Capital Improvement Project.

**Local Preference Policy:** NA

**Explanation:** Capital Improvement Projects are not subject to Local Preference Policy.

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on November 17, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the UASB Reactor No. 3 Improvements project (615162-03) for the City of Cedar Rapids, Iowa , and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

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

**Alternate Contact Person:** Erika Kubly  
**E-mail Address:** e.kubly@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5406

**Description of Agenda Item:** CONSENT AGENDA

Resolutions of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit (LIHTC) application as proposed by Kingston Senior Apartments, LP. CIP/DID #OB654103 #DISP-0003-2015

**EnvisionCR Element/Goal:** StrengthenCR Goal 3: Adopt policies that create choices in housing types and prices throughout the City.

**Background:** On November 18, 2015 the Development Committee of City Council recommended City support and conditional funding commitments for three (3) proposed Low Income Housing Tax Credit (LIHTC) projects. In order to compete in the IFA process on a state-wide basis, projects must have Local Government Contribution. Projects can receive points for every percentage point of the project cost that comes from Local Government Contribution, subject to a maximum of seven percent.

Kingston Senior Apartments, LP (a single purpose entity formed by TWG Development LLC) consists of 60 units of senior housing, to be constructed on a combination of privately owned and City-owned land. The project will generate a private investment of approximately \$10.1 million and will feature one and two-bedroom senior apartments.

Recommended City participation consists of disposition of City-owned properties located at 217 7<sup>th</sup> Avenue SW and 617, 623, 625, and 709 3<sup>rd</sup> Street SW as well as vacation of a portion of 7<sup>th</sup> Avenue SW and a portion of alley Right of Way. A public hearing was held regarding disposition of property on October 20, 2015, and no additional proposals were received. In addition, staff is recommending that the project qualifies as affordable housing for 10-year, 100 percent tax exemption through the City's Economic Development policy under the Local Match program.

The City's most recent housing market analysis, completed in October 2015, does show continued demand for affordable units as the vacancy rate remains below market equilibrium.

All funding commitments will be conditioned upon successful award of tax credits in the upcoming application round.

**Action/Recommendation:** Staff recommends approval of the resolutions.

**Alternative Recommendation:** City Council may table and request additional information.

**Time Sensitivity:** Applications are due to IFA on December 7, 2015.

**Resolution Date:** December 1, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** Yes

**Explanation:** On November 18, 2015 the Development Committee of City Council recommended City support and conditional funding commitments for three (3) proposed Low Income Housing Tax Credit (LIHTC) projects

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, The City of Cedar Rapids has received a proposal from TWG Development LLC, for the development of the Kingston Senior project, 60 proposed housing units for property at the corner of Diagonal Drive and 2<sup>nd</sup> Street SW; and

WHEREAS, TWG Development LLC has formed Kingston Senior Apartments, LP as a single purpose entity for the purpose of carrying out the project, and intends to submit an application for State Low Income Housing Tax Credit (LIHTC) financing through the Iowa Finance Authority for the Kingston Senior project, which would leverage an additional investment of over \$10,000,000 in the community; and

WHEREAS, City participation in the project is a required element of the application to receive competitive points from IFA; and

WHEREAS, the project provides a public benefit by creating affordable senior housing; and

WHEREAS, the proposed project would not occur but for the financial assistance provided by the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council supports the application for the Kingston Senior project as proposed by Kingston Senior Apartment, LP, and authorizes staff to initiate the process to establish an Urban Revitalization Tax Exemption pursuant to the City's Economic Development programs, with an estimated value of \$537,640, conditioned upon the award of Low Income Housing Tax Credits to complete the project in the 2016 application round.

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute an Option to Purchase Agreement with Kingston Senior Apartments, LP for disposition of five (5) vacant City-owned properties at 217 7<sup>th</sup> Avenue SW and 617, 623, 625, and 709 3<sup>rd</sup> Street SW, and staff is authorized to initiate the vacation process for that portion of 7th Avenue SW between the easterly line of 3rd Street SW and the westerly line of the alley from Diagonal Drive SW to 8th Avenue SW, and the alley from southerly right of way line of Diagonal drive SW to northerly right of way line of 7<sup>th</sup> Avenue SW, and located between 2<sup>nd</sup> Street and 3<sup>rd</sup> Street SW, conditioned upon award of Low Income Housing Tax Credits in the 2016 application round.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

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

**Alternate Contact Person:** Erika Kubly  
**E-mail Address:** e.kubly@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5406

**Description of Agenda Item:** CONSENT AGENDA

Resolutions of support and authorizing conditional City financial assistance in support of a Low Income Housing Tax Credit (LIHTC) application as proposed by MV Affordable Housing, LLC. CIP/DID #OB 654103

**EnvisionCR Element/Goal:** StrengthenCR Goal 3: Adopt policies that create choices in housing types and prices throughout the City.

**Background:** On November 18, 2015 the Development Committee of City Council recommended City support and conditional funding commitments for three (3) proposed Low Income Housing Tax Credit (LIHTC) projects. In order to compete in the IFA process on a state-wide basis, projects must have Local Government Contribution. Projects can receive points for every percentage point of the project cost that comes from Local Government Contribution, subject to a maximum of seven percent.

MV Affordable Housing, LLC proposes to construct Cypress Lofts, a 50-unit workforce housing development located at the corner of 12<sup>th</sup> Avenue SW and Jacolyn Drive SW. The project will generate a private investment of approximately \$9.1 million and will feature a mix of one, two, and four-bedroom apartments. The project qualifies as affordable housing for 10-year, 100 percent tax exemption through the City's Economic Development policy under the Local Match program, valued at approximately \$381,700 over ten years.

The City's most recent housing market analysis, completed in October 2015, does show continued demand for affordable units as the vacancy rate remains below market equilibrium.

All funding commitments will be conditioned upon successful award of tax credits in the upcoming application round.

**Action/Recommendation:** Staff recommends approval of the resolutions.

**Alternative Recommendation:** City Council may table and request additional information.

**Time Sensitivity:** Applications are due to IFA on December 7, 2015.

**Resolution Date:** December 1, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** Yes

**Explanation:** On November 18, 2015 the Development Committee of City Council recommended City support and conditional funding commitments for three (3) proposed Low Income Housing Tax Credit (LIHTC) projects

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, The City of Cedar Rapids has received a proposal from MV Affordable Housing LLC, for the development of the Cyprus Lofts project, 50 proposed housing units located at Jacolyn Drive and 12<sup>th</sup> Avenue SW; and

WHEREAS, MV Affordable Housing LLC proposes to submit an application for State Low Income Housing Tax Credit (LIHTC) financing through the Iowa Finance Authority for the Cyprus Lofts project, which would leverage an additional investment of over \$9,000,000 in the community; and

WHEREAS, City participation in the project is a required element of the application to receive competitive points from IFA; and

WHEREAS, the project provides a public benefit by creating affordable workforce housing; and

WHEREAS, the proposed project would not occur but for the financial assistance provided by the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council supports the application for the Cyprus Lofts project as proposed by MV Affordable Housing LLC, and authorizes staff to initiate the process for establishing an Urban Revitalization Tax Exemption designation valued at approximately \$381,700, conditioned upon the award of Low Income Housing Tax Credits in the 2016 application round.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Bill Micheel  
**E-mail Address:** [w.micheel@cedar-rapids.org](mailto:w.micheel@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5045

**Alternate Contact Person:** Steve Hershner  
**E-mail Address:** [s.hershner@cedar-rapids.org](mailto:s.hershner@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5281

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing submission of a grant application with the U.S. Environmental Protection Agency for a Site Specific Hazardous Substances Assessment Grant for the amount of \$200,000 to be utilized for the assessment of Cedar Lake.  
 CIP/DID #OB1362716

**EnvisionCR Element/Goal:** GreenCR Goal 1: Be stewards for the environment, promoting economic and social growth while restoring the relationship between the city and the natural environment.

**Background:** The City of Cedar Rapids has partnered with Alliant Energy, Linn County, and the Friends of Cedar Lake to implement a strategy to strengthen Cedar Lake's value as a community asset. As a part of this strategy, these partners continue to participate in a study committee, they have engaged the public in long-range planning including public open houses focused on future recreational amenities, and one of the partners has contracted with an environmental professional to complete a Phase I Environmental Site Assessment.

The next step in this strategy is to collect additional environmental information in the context of the possible future recreational amenities through the completion of a Phase II Environmental Site Assessment. The City has contracted with HRGreen to complete the EPA Assessment Grant application. If awarded, the EPA Assessment Grant would provide a funding source for the City of Cedar Rapids to contract with an Environmental Professional consulting firm to complete a Phase II Environmental Site Assessment. No local match is required if the City is receives a grant award. Completion of a Phase II Environmental Site Assessment is imperative as options for ownership of the lake continue to be explored.

**Action/Recommendation:** City staff recommends approval of the resolution.

**Alternative Recommendation:** City Council may table and request additional information.

**Time Sensitivity:** The grant is due to the EPA no later than December 18, 2015

**Resolution Date:** December 1, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids, Iowa has partnered with Alliant Energy, Linn County, and The Friends of Cedar Lake to implement a strategy to add value to Cedar Lake as a community asset, and

WHEREAS, the next step in this strategy is to complete a Phase II Environmental Site Assessment for Cedar Lake, and

WHEREAS, the U.S. Environmental Protection Agency administers the EPA Brownfields program which provides grants and technical assistance to local governments and stakeholders to inventory, characterize and reinvest in brownfields which will provide a funding source to complete a Phase II Environmental Site Assessment, and

WHEREAS, the information collected during the Phase II Environmental Site Assessment will be utilized to inform the strategy to add value to Cedar Lake as a community asset;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, acting as the local governing body, that Staff is authorized to submit a grant funding application in the amount of \$200,000 to the U.S. Environmental Protection Agency for a Site Specific Hazardous Substances Assessment Grant to be utilized for Cedar Lake.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner

**Phone Number/Ext.:** 5281

**E-mail Address:** SteveHe@cedar-rapids.org

**Alternate Contact Person:** N/A

**Phone Number/Ext.:**

**E-mail Address:** @cedar-rapids.org

**Description of Agenda Item:** CONSENT AGENDA

Resolution approving the Business Travel Report for Stephen Hershner, Utilities Director, to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February 2016 for an estimated amount of \$3,548.

CIP/DID #WTR1201-002

**EnvisionCR Element/Goal:** InvestCR Goal 2: Cultivate a skilled workforce by providing cutting-edge training and recruiting talented workers.

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

The estimated travel cost for Stephen Hershner, Utilities Director, to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February 2015 is \$3,548.

The justification for attendance at the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference is that the Utilities Department must stay current on executive and management issues and challenges facing municipal utilities.

**Action/Recommendation:** The Utilities Department recommends that City Council approve the Resolution authorizing Stephen Hershner, Utilities Director, to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February 2016.

**Alternative Recommendation:** N/A

**Time Sensitivity:** NA

**Resolution Date:** 12/01/15

**Budget Information:** To be funded from the Utilities Department – Water Pollution Control fiscal year 2016 operations and maintenance budget and coded to 542102-611-611010.

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Utilities Department recommends that Stephen Hershner, Utilities Director, be authorized to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February 2016, and

WHEREAS, the estimated costs are \$3,548.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Stephen Hershner, Utilities Director, be hereby approved for him to attend the National Association of Clean Water Agencies (NACWA) 2016 Winter Conference in San Diego, CA in February, for an estimated amount of \$3,548. The trip cost will be funded from the Utilities Department – Water Pollution Control fiscal year 2016 operations and maintenance budget and coded to 542102-611-611010.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** CONSENT AGENDA

Resolution accepting the established fair market value in the amount of \$2,700 for the partial acquisition of right-of-way and a temporary grading easement for construction from land located at 823 74<sup>th</sup> Street NE, owned by The 823 74<sup>th</sup> Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** This right-of-way and temporary grading easement for construction are required to accommodate the proposed 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. Negotiations have come to an impasse between the City and the property owner to acquire the necessary right-of-way and temporary grading easement for construction.

Compensation amount offered of \$2,700 for the partial acquisition of right-of-way and temporary grading easement for construction is based on an appraisal of the subject property, provided by a qualified Iowa-certified appraiser and a review appraiser's recommendation hired by the City.

The acceptance of establishing the fair market value is the first of two steps in passing a resolution to refer to the Linn County Compensation Commission in accordance with the eminent domain proceedings to allow the City to obtain rights to the right-of-way and temporary grading easement for construction. This action is an expediency to maintain the construction schedule to protect the City's project letting. If the owner is willing, the City will remain available to negotiate to reach a mutually agreeable settlement to conclude this transaction. If an agreement is executed and approved by City Council prior to convening the Linn County Compensation Commission, the eminent domain proceedings will terminate.

**Action/Recommendation:** The Public Works Department recommends the City Council adopt the resolution accepting the established fair market value of \$2,700 for the partial acquisition of right-of-way and temporary grading easement for construction from 823 74<sup>th</sup> Street NE, owned by The 823 74<sup>th</sup> Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, required for the subject project.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction under the eminent domain proceedings and direct City staff to abandon or reconfigure the project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Cook Appraisal Commercial Valuation Research Group prepared an appraisal to establish the fair market value in the amount of \$2,700 for the partial acquisition of right-of-way and temporary grading easement for construction from property located at 823 74<sup>th</sup> Street NE, owned by The 823 74<sup>th</sup> Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, as required for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project, and

WHEREAS, the Public Works Department recommends that the City Council accept the established fair market value of the above affected property as a result of the project, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project, (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council accept the fair market value in the amount of \$2,700 for the right-of-way and temporary grading easement for construction from land located at 823 74<sup>th</sup> Street NE affected by the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project.

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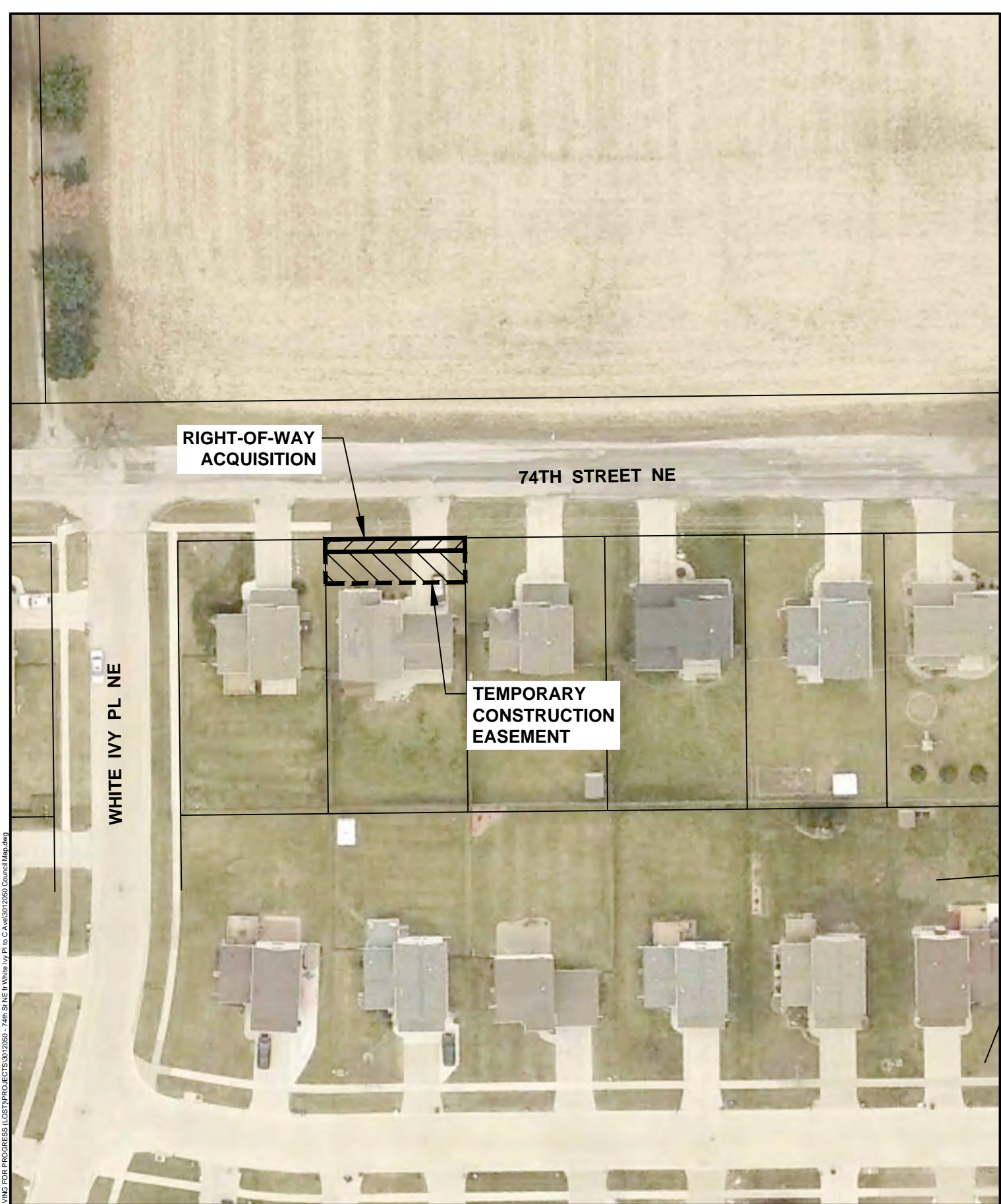
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MayorSignature

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ClerkSignature

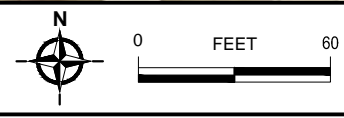
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**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**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:** Douglas Wilson  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Motions setting public hearings  
 Resolution authorizing the mailing and publication of a Notice of Intent to Proceed with an approved capital improvement project for the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive and to commence with the right-of-way and temporary easement acquisitions from a portion of agricultural property for this project and setting a public hearing date for January 12, 2016 **(Paving for Progress)**.  
 CIP/DID #3012130-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** When it is anticipated agricultural land may have to be acquired for a public improvement project, the State Code (Section 6B.2A) requires a public hearing to be held prior to commencing right-of-way acquisition.

The 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive will include patching of existing roadway, Portland Cement Concrete overlay, and installation of shoulders to meet current design standards. Also an extension of an existing box culvert will be required.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution to authorize mailing and publication of Notice of Intent to Proceed with an approved public improvement project and setting the date of public hearing.

**Alternative Recommendation:** City Council to direct staff to redesign or discontinue the project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/3010000/3012130-02 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION AUTHORIZING MAILING AND PUBLICATION OF  
NOTICE OF INTENT TO PROCEED WITH AN APPROVED PUBLIC  
IMPROVEMENT PROJECT FOR THE 6<sup>TH</sup> STREET SW ROADWAY IMPROVEMENTS  
FROM LINN COUNTY LINE TO CAPITAL DRIVE  
(CIP No. 3012130-00)  
AND TO COMMENCE THE ACQUISITION OF PROPERTY  
FOR THE PROJECT AND SETTING DATE OF PUBLIC HEARING

WHEREAS, under the provision of Sections 6B.2A and 6B.2B of the Iowa Code, a governmental body which proposes to acquire property under power of eminent domain for a public improvement project is required to give notice of intent to commence the project to all property owners of agricultural land whose properties may be acquired in whole or in part for the project, and

WHEREAS, the City Public Works Department through its consultant, Shive-Hattery Architecture & Engineering Consulting firm, has prepared plans and exhibits which show said proposed improvements and identifies the proposed properties where right-of-way activity, i.e. construction easements and fee takings are required, and

WHEREAS, the Public Works Department has not yet commenced right-of-way activity, i.e. construction easements and fee takings, and

WHEREAS, the City Council previously allocated funds for said improvements in the Capital Improvements Program, and

WHEREAS, before the City of Cedar Rapids can proceed with said project, the City Council must:

- a. Hold a public hearing, providing the opportunity for public input on the question to continue the approved public improvement and on the acquisition or condemnation of property for the project, and
- b. Adopt a resolution a) to continue the approved project, and b) to authorize the acquisition of the properties and property interests not yet acquired for the project by negotiation or condemnation.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, that the plans and exhibits for said improvement to be known as the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive project (CIP No. 3012130-00) as prepared by the City Public Works Department consultant Shive-Hattery Architecture & Engineering showing the proposed improvement and identifying the proposed properties and property interests to be acquired for the project; i.e. construction easements and fee takings, be and are hereby received and put on file for public inspection.

BE IT FURTHER RESOLVED, that at a subsequently scheduled City Council Meeting at the City Council Chambers, 3<sup>rd</sup> Flood, City Hall, in the City of Cedar Rapids, on the 12<sup>th</sup> day of January, 2016 at 12:00 p.m. the City Council will:

- a. Hold a public hearing, providing the opportunity for public input on the question to continue an approved public improvement and on the acquisition or condemnation of properties and property interests not yet acquired for the project, and
- b. At a subsequent meeting vote on a resolution a) to continue an approved project, and b) authorize the acquisition of the properties and property interests not yet acquired for the project by negotiation or condemnation.

BE IT FURTHER RESOLVED, that the Public Works Director and City Clerk are hereby instructed to cause notice to be published and mailed as required by law of the pendency of this resolution and of the time and place of the hearing at which persons interested in the proposed project may present their views regarding the project and regarding the acquisition of property for the project; said Notice of Intent to be in substantially the attached form.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

NOTICE OF INTENT TO PROCEED WITH AN  
APPROVED PUBLIC CAPITAL IMPROVEMENTS PROJECT KNOWN AS THE 6<sup>TH</sup>  
STREET SW ROADWAY IMPROVEMENTS PROJECT  
FROM LINN COUNTY TO CAPITAL DRIVE AND TO ACQUIRE THE NECESSARY  
PROPERTIES, RIGHTS-OF-WAY AND TEMPORARY EASEMENTS  
(CIP No. 3012130-00)

<u>Property Owners That May be Affected</u>	<u>Location of Affected Properties</u>
TO: Margaret L. Probasco	E ½ NE ¼ of Section 32-82-7, Linn County, Iowa (located at the SW intersection of Walford Road & 6 <sup>th</sup> Street SW)
Dwight Hughes, LLC, ET AL	Lot "A", Hughes Group First Addition (located at the NE intersection of Walford Road & 6 <sup>th</sup> Street SW)

and other Cedar Rapids and Linn County residents

Under the provisions of Section 6B.2A and 6B.2B of the Iowa Code, a governmental body which proposes to acquire property under power of eminent domain for a public improvement project is required to give notice of intent to commence the project to all property owners of agricultural land whose properties may be acquired in whole or in part for the project.

1. DESCRIPTION OF THE PROJECT; INTENDED USE OF PRIVATE PROPERTY TO BE ACQUIRED.

NOTICE IS HEREBY GIVEN that the City Council of the City of Cedar Rapids will consider proceeding with an approved project, described as follows:

6<sup>TH</sup> STREET SW ROADWAY IMPROVEMENTS  
FROM LINN COUNTY TO CAPITAL DRIVE SW

Properties acquired for the project will be by Fee Title and Temporary Construction Easements.

2. PRIVATE PROPERTY MAY BE ACQUIRED BY PURCHASE OR CONDEMNATION.

If the City Council elects to proceed with the above-described project, it will be necessary to acquire property for the project improvements. Upon review of Cedar Rapids property records, it appears that properties or portions of properties owned by the above-identified persons may have to be acquired for the project. The City will attempt to purchase the required property by good faith negotiations, and it may condemn properties if compensation amounts offered by the City are not acceptable to the property owner. The proposed location of the above described public improvement is shown on a conceptual drawing, plan, or plat of the project which is on file in the office of the City Clerk and available for public inspection.

3. CITY PROCESS TO DECIDE TO PROCEED WITH THE PROJECT AND TO ACQUIRE PROPERTY; CITY COUNCIL ACTION REQUIRED TO PROCEED WITH PROJECT; OPPORTUNITY FOR PUBLIC INPUT.

The Cedar Rapids City Council authorized the City Engineer to proceed with this said project on April 14, 2015. In order to acquire the necessary properties and property interests required for the project, the City Council is required to authorize continuation of the project by Council resolution. The City has provided funding in its current capital improvements budget to acquire property and property interests for the project and to construct the project improvements. Any public comment will be considered in determining whether to acquire property for the project and whether to continue with the construction of the project improvements.

The City Council will hold a public hearing, giving persons interested in the project the opportunity to present their views regarding the project, and regarding the acquisition of property for the project. The public hearing on the project will be held during the City Council's regularly scheduled meeting on the 12<sup>th</sup> day of January, 2016 in the City Council Chambers, 3<sup>rd</sup> Floor, City Hall, 101 First Street, Cedar Rapids, Iowa, commencing at 12:00 p.m. In order to continue the above-described project and commence the acquisition of private property for the project by Council resolution, the City Council is scheduled to consider adoption of a resolution to that effect during the City Council's regularly scheduled meeting on the 12<sup>th</sup> day of January, 2016 in the City Council Chambers, 3<sup>rd</sup> Floor, City Hall, 101 First Street, Cedar Rapids, Iowa, commencing at 12:00 p.m.

If the City Council decides to proceed with the project, the City will provide our opinion of the value of the property to be acquired. The City will offer no less than the appraised value and will offer to purchase only the needed property by good faith negotiations. If the City is unable to acquire properties needed for the project by negotiation, the City may proceed to acquire those properties by exercising the eminent domain authority and proceeding with the condemnation process.

4. STATUS OF PROJECT PLANNING.

Construction of the 6<sup>th</sup> Street SW Roadway Improvements from Linn County to Capital Drive is anticipated to occur during Fiscal Year 2017. The City Council, per Resolution No. 0517-04-15 dated April 14, 2015, authorized execution of a contract with Shive-Hattery Architecture & Engineering Consulting for project design and acquisition plat preparation.

5. STATEMENT OF RIGHTS.

Just as the law grants certain entities the right to acquire private property, you as the owner of property have certain rights. You have the right to:

- a. Receive just compensation for the taking of property. (Iowa Const., Article 1, Section 18)
- b. An offer to purchase which may not be less than the lowest appraisal of the fair market value of the property. (Iowa Code §6B.45, 6B54)

- c. Receive a copy of the appraisal, if an appraisal is required, upon which the acquiring agency's determination of just compensation is based not less than 10 days before being contacted by the acquiring agency's acquisition agent. (Iowa Code §6B.45)
- d. When an appraisal is required, an opportunity to accompany at least one appraiser of the acquiring agency who appraises your property. (Iowa Code §6B.54)
- e. Participate in good faith negotiations with the acquiring agency before the acquiring agency begins condemnation proceedings. (Iowa Code §6B.3 (1))
- f. If you cannot agree on a purchase price with the acquiring agency, a determination of just compensation by an impartial compensation commission and the right to appeal its award to district court. (Iowa Code §§6B.4, 6B.7, and 6B.18)
- g. A review by the compensation commission of the necessity of the condemnation if your property is agricultural land being condemned for industry; (Iowa Code §6B.4A)
- h. Payment of the agreed upon purchase price or if condemned, a deposit of the compensation commission award before you are required to surrender possession of the property. (Iowa Code §§6B.25 and 6B.54(11))
- i. Reimbursement for expenses incidental to transferring title to the acquiring agency. (Iowa Code §§6B.33 and 6B.54(10))
- j. Reimbursement of certain litigation expenses: (1) if the award of the compensation commissioners exceeds 110 percent of the acquiring agency's final offer before condemnation; and (2) if the award on appeal in court is more than the compensation commissioner's award. (Iowa Code §6B.33)
- k. At least 90 days written notice to vacate occupied property. (Iowa Code §6B.54(4))
- l. Relocation services and payments, if you are eligible to receive them, and the right to appeal your eligibility for and amount of payments. (Iowa Code §316.9)

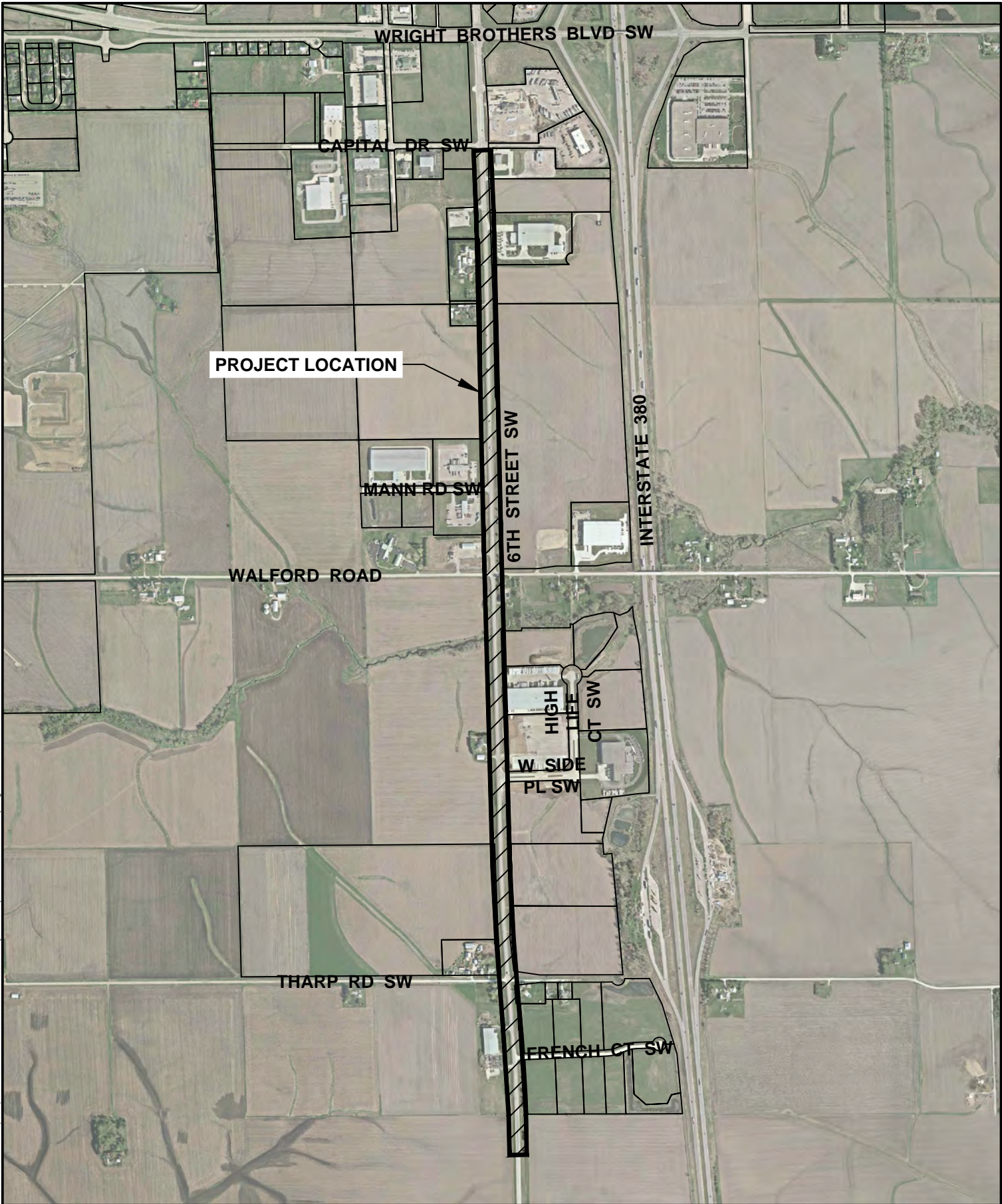
The rights set out in this Statement are not claimed to be a full and complete list or explanation of an owner's rights under the law. They are derived from Iowa Code Chapters 6A, 6B and 316. For a more thorough presentation of an owner's rights, you should refer directly to the Iowa Code or contact an attorney of your choice.

This Notice is given by the authority of the Council of the City of Cedar Rapids.



Published in The Cedar Rapids Gazette on December 5, 2015.

Mailed to all affected Property Owners on December 2, 2015.



Cadd File Name: W:PAVING FOR PROGRESS (LOST)PROJECTS\3012130 - 6th St SW from Linn County Line to Capital Dr\3012130 Council Map.dwg



**6TH STREET SW IMPROVEMENT PROJECT FROM  
400'± SOUTH OF LINN - JOHNSON COUNTY LINE  
TO CAPITAL DRIVE SW**





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Jeff Hintz

**Phone Number/Ext.:** 319 286-5781

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

**Alternate Contact Person:** Seth Gunnerson

**Phone Number/Ext.:** 319 286-5129

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

**Description of Agenda Item:** CONSENT AGENDA

Motion setting a public hearing for December 15, 2015 to consider amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to remove Section 32.05.020.A.5 – Detached Garage Limitations, correcting a scrivener's error as intended in approved Ordinance 027-14.  
CIP/DID #OB072241

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** On May 13, 2014 City Council approved Ordinance 027-14 regarding updates and clarifications to the Zoning Code. Section 3 of Ordinance 027-14 contained a scrivener's error which caused a section to appear twice in the Municipal Code. This ordinance will correct Section 3 of Ordinance 027-14 which sought to remove Zoning Ordinance Section 32.05.020.A.5 – Detached Garage Limitations and amend Chapter 32 of the Municipal Code as originally intended.

**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

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



## Council Agenda Item Cover Sheet

**Submitting Department:** Police

**Presenter at Meeting:** Amanda Grieder  
**E-mail Address:** a.grieder@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5714

**Alternate Contact Person:** Annette Lorenz  
**E-mail Address:** a.lorenz@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5720

**Description of Agenda Item:** CONSENT AGENDA

Motion setting a public hearing date for December 15<sup>th</sup>, 2015 to consider amending Chapter 22A of the Municipal code, Nuisance Property, by deleting Chapter 22A and enacting new 22A in its place, establishing regulations relating to statement of public policy, nuisance activity, service of notice, prohibitions, and administrative appeals.

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** The City of Cedar Rapids has an interest in ensuring properties within the City limits are free of nuisance activity. The SAFE-CR Program strives to protect the quiet enjoyment of neighborhoods, provide efficient use of taxpayer funded services to citizens, and ensure properties are well maintained through enforcement of Chapter 22A. The City recognizes that nuisances detract from the enjoyment and livability of a neighborhood, infringe on individual property rights, and drive up the costs incurred by the City.

In June 2015, SAFE-CR implemented a new Focus Group to further address questions and concerns in regard to the Chapter 22A Ordinance. By requesting feedback, answering questions, and discussing various concerns, the focus group has identified ways to improve upon a program each member is very passionate about. The goal of the Focus Group has not been to change the intent of the ordinance, but rather improve upon it by creating suggested changes in specific ordinance language that the group can agree upon. In addition, we have strengthened relationships between our participating entities and the individuals they serve.

Some of the entities involved in this Focus Group are:

- Iowa Legal Aid
- Landlords of Linn County
- Waypoint Services
- Willis Dady Shelter
- Affordable Housing Network
- Linn County Community Services
- Four Oaks
- TotalChild
- Foundation 2

All proposed amendments compiled by staff were submitted by Focus Group Members. On November 18, 2015 City staff held a SAFE-CR Open House where all members of the public could review the proposed amendments and submit questions or comments.

**Action/Recommendation:** The Police Department recommends the City Council approve the motion setting a public hearing for December 15, 2015.

**Alternative Recommendation:** Failure to set a Public Hearing reduces the ability for residents to understand the intent of Chapter 22A.

**Time Sensitivity:** Adoption in a timely manner is necessary to ensure effectiveness of Chapter 22A, Nuisance Properties.

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA





## Council Agenda Item Cover Sheet

**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:** Motions setting public hearings

Motion to set a public hearing for December 15, 2015 to consider the vacation of a 1.13 acre storm sewer and drainage easement located at 10745 High Life Court SW as requested by West Side Property 103, LLC.

CIP/DID #EASE-022225-2015

**EnvisionCR Element/Goal:** InvestCR Goal 1: Expand economic development efforts to support business and workforce growth, market Cedar Rapids, and engage regional partners.

**Background:** West Side Property 103, LLC has requested the vacation of a 1.13 acre storm sewer and drainage easement located at 10745 High Life Court SW. The 36" storm sewer that discharges into this easement has been relocated in order to expand the developable area on this lot, and there are no other utilities located in this easement.

**Action/Recommendation:** The Public Works Department recommends approving the vacation of this easement.

**Alternative Recommendation:** Require West Side Property 103, LLC to revise their site plans.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

Public Hearing Date and possible resolution passing: December 15, 2015

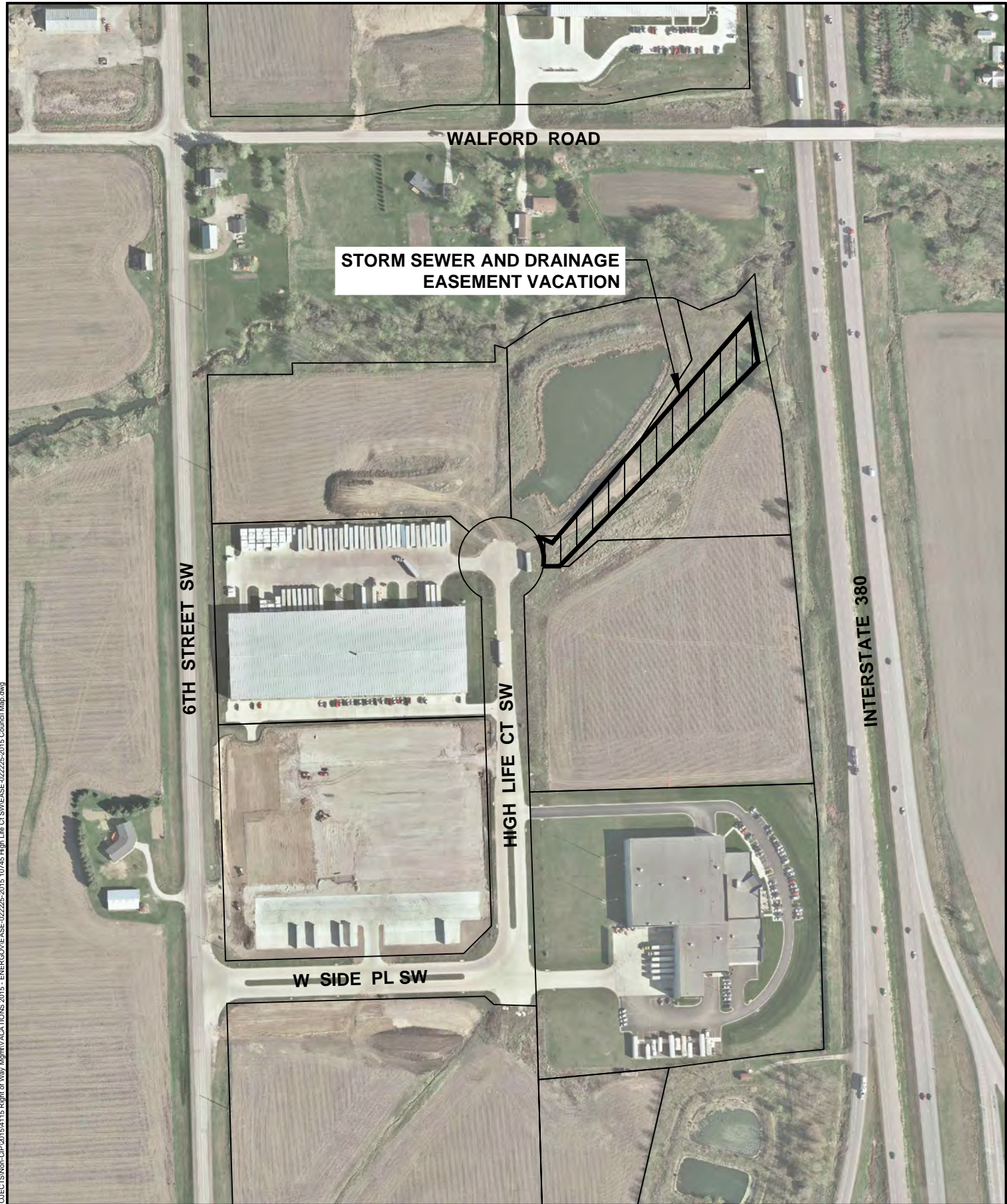
**Budget Information:** NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee:** NA

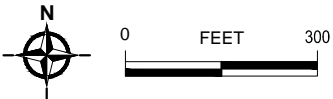
**Explanation:** NA



Cadd File Name: W:\PROJECTS\Non-CIP\2015\4115 Right of Way Mgmt\Vacations 2015 - ENRG\O\EA\SE-022225-2015 10745 High Life Ct SW\EA\SE-022225-2015 Council Map.dwg



**STORM SEWER AND DRAINAGE EASEMENT VACATION**



EASE-022225-2015





## Council Agenda Item Cover Sheet

**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:** Motions setting public hearings

Motion to set a public hearing for December 15, 2015 to consider the vacation of a 10-foot wide utility easement located at 11801 6th Street SW as requested by West Side Property 103, LLC. CIP/DID #EASE-022199-2015

**EnvisionCR Element/Goal:** InvestCR Goal 1: Expand economic development efforts to support business and workforce growth, market Cedar Rapids, and engage regional partners.

**Background:** West Side Property 103, LLC has requested the vacation of a 10-foot wide utility easement at 11801 6<sup>th</sup> Street SW so that the existing lot can be replatted to create a larger lot. The larger lot will accommodate the construction of a proposed office building at this location. There are no utilities located within the easement, and any new easements will be a part of the replatting process.

**Action/Recommendation:** The Public Works Department recommends approving the vacation of this easement.

**Alternative Recommendation:** Require West Side Property 103, LLC to revise their site plans.

**Time Sensitivity:** Normal

**Resolution Date:** Proposed timeline as follows:

Public Hearing Date and possible resolution passing: December 15, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee:** NA

**Explanation:** NA



Cadd File Name: W:\PROJECTS\Non-CIP\2015\4115 Right of Way Mgmt\Vacations 2015 - ENERGIZE\ASE-022199-2015 11801 6th St SW WEST SIDE PROP-103.LLC\ASE-022199-2015 Council Map.dwg





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Tim Mroch, PE  
**E-mail Address:** t.mroch@cedar-rapids.org

**Phone Number/Extension:** 5703

**Description of Agenda Item:** Motions setting public hearings

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for December 15, 2015 and advertising for bids by publishing notice to bidders for the 2016 Tree and Vegetation Removal project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on December 16, 2015 (estimated cost is \$106,800).

CIP/DID #301990-09

**EnvisionCR Element/Goal:** ConnectCR Goal 1: Provide choices for all transportation users: inter- and intra-city.

**Background:** The Work generally consists of tree and vegetation removal at various locations throughout the City. The project is to prepare for the 2016 construction season. Removals will take place in February and March 2016. Tree removals must be completed annually during the period from October 1<sup>st</sup> to March 31<sup>st</sup> to avoid threatening the endangered Northern Long-Eared Bat.

**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 2016 Tree and Vegetation Removal Project and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** The alternative to this project is to defer construction on all projects requiring tree removal for the 2017 construction season.

**Time Sensitivity:** Normal

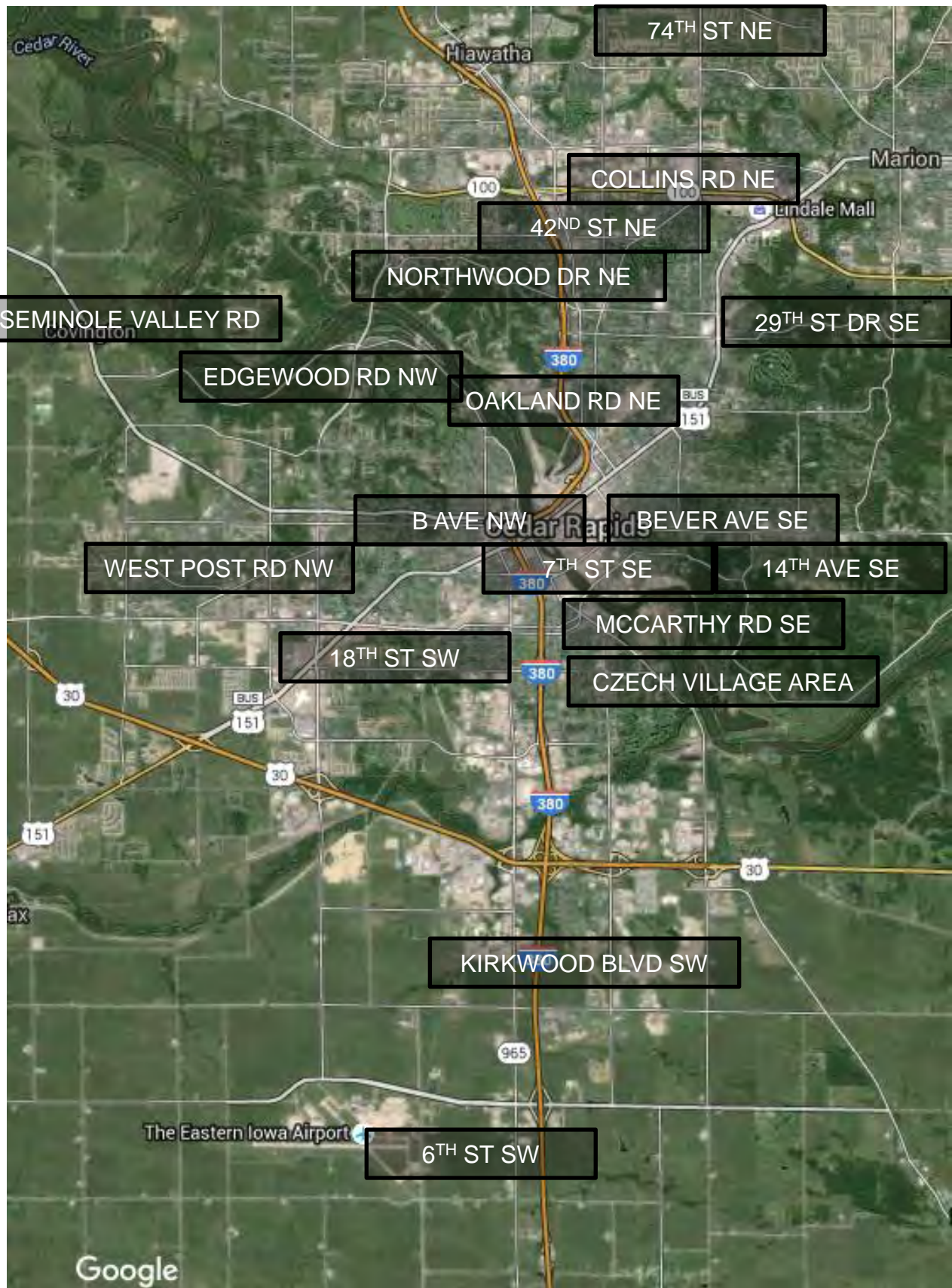
**Resolution Date:** December 15, 2015

**Budget Information:** 301/301990/301990-09 SLOST

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Nate Kampman  
**E-mail Address:** n.kampman@cedar-rapids.org

**Phone Number/Extension:** 5628

**Alternate Contact Person:** Kevin Vrchoticky, PE  
**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Phone Number/Extension:** 5896

**Description of Agenda Item:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for December 15, 2015 and advertising for bids by publishing notice to bidders for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on December 23, 2015 (estimated cost is \$227,375).

CIP/DID #314100-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The Department of Justice (DOJ) had previously completed an evaluation of City facilities. Veterans Memorial Stadium has a list of 166 items that need to be brought into compliance with the Americans with Disabilities Act (ADA). The Cedar Rapids Kernels Organization and Veterans Memorial Stadium will bring 139 of the 166 ADA items into compliance. The Veterans Memorial Stadium ADA Compliance project includes a total of 27 ADA items that cannot be completed by the Cedar Rapids Kernels Organization or Veterans Memorial Stadium staff. The project is being funded with ADA bonds.

**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 December 15, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** Defer the project.

**Time Sensitivity:** Work needs to be completed to adhere to the timeline in the DOJ agreement with the City.

**Resolution Date:** December 15, 2015

**Budget Information:** 314/31400/314100-18401 ADA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

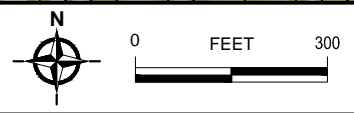




Cadd File Name: W:\PROJECTS\CI\31414100 ADA repairs\31414100 Council Map.dwg



**VETERANS MEMORIAL STADIUM  
AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Sandy Pumphrey, PE, CFM

**Phone Number/Extension:** 5363

**E-mail Address:** s.pumphrey@cedar-rapids.org

**Alternate Contact Person:** Dave Wallace, PE

**Phone Number/Extension:** 5814

**E-mail Address:** d.wallace@cedar-rapids.org

**Description of Agenda Item:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for December 15, 2015 and advertising for bids by publishing notice to bidders for the Sanitary Sewers Quadrant Flood Repairs, Northwest and Southwest Lining Package #8 project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on January 6, 2016 (estimated cost is \$2,140,000) (**Flood**).

CIP/DID #SSD103-15

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** This project will rehabilitate (line) nearly 8 miles of sanitary sewer in the 2008 flood-impacted area on the west side of the river. Work on this project is scheduled to begin this winter and expected to be complete by fall 2016.

This is the last of the 2008 Flood FEMA funded sanitary sewer repair projects. In summary, including this project:

- 34 projects have been let, designed by 10 different consulting firms, constructed by 15 different contractors with numerous subcontractors.
- This represents over \$51million in FEMA funded construction.
- Over 43 miles of sanitary sewer has been replaced (13 miles) or lined (30 miles) of the 68 miles that was impacted and evaluated.

**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 December 15, 2015 and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** Repackage the work and pursue an alternative funding source.

**Time Sensitivity:** Critical. This is the last FEMA sanitary sewer repair project from the flood of 2008 and needs to proceed in a timely manner to meet FEMA's deadline for completion and closeout.

**Resolution Date:** December 15, 2015

**Budget Information:** SSD103 FEMA (FLOOD) & State

**Local Preference Policy:** NA

**Explanation:** CIP Project

**Recommended by Council Committee:** NA

**Explanation:** NA





## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Chief Jerman  
**E-mail Address:** w.jerman@cedar-rapids.org

**Phone Number/Ext.:** 5374

**Alternate Contact Person:** Wanda Miller  
**E-mail Address:** wandam@cedar-rapids.org

**Phone Number/Ext.:** 5274

**Description of Agenda Item:** Alcohol licenses

- a. Jim's Foods, 812 6<sup>th</sup> Street SW (new – new corporation).
- b. Miguel's, 175 Jacolyn Drive NW.
- c. Mr. B's, 629 2<sup>nd</sup> Avenue SW.
- d. The Station, 3645 Stone Creek Circle SW.
- e. Winifred's Restaurant, 3847 1<sup>st</sup> Avenue SE.
- f. Xavier's, 1401 1<sup>st</sup> Avenue SE.

CIP/DID # OB1145716

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Per State Code, the local authority must provide approval prior to the State issuing the alcohol licenses to the applicants.

**Action/Recommendation:** Approve applications as submitted.

**Alternative Recommendation:** NA

**Time Sensitivity:** Normal

**Resolution Date:** NA

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA



# Cedar Rapids Police Department Memorandum

To: Chief Jerman

From: Lt. Walter Deeds

Subject: Beer/Liquor License Applications Calls for Service Summary

Date: November 23, 2015

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Jim's Foods 812 6TH ST SW	204	1	0	29
Miguels 175 JACOLYN DR NW	11	0	0	3
Mr. B's 629 2ND AVE SW	25	0	0	7
The Station 3645 Stone Creek CIR SW	101	0	0	1
Winifred's Restaurant 3847 1ST AVE SE	1	0	0	0
Xaviers 1401 1ST AVE E	9	0	0	3



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance

**Presenter at Meeting:** Casey Drew  
**E-mail Address:** c.drew@cedar-rapids.org

**Phone Number/Ext.:** 5097

**Alternate Contact Person:** Vicky Grover  
**E-mail Address:** v.grover@cedar-rapids.org

**Phone Number/Ext.:** 5007

**Description of Agenda Item:** Bills, payroll and funds  
 Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2015-01
- b. Payroll. CIP/DID #FIN2015-02

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** The bi-weekly listings of bills and payrolls have been examined and approved by the proper departments.

**Action/Recommendation:** Authorize the Finance Department to issue payments and payroll checks as per the Resolution listings.

**Alternative Recommendation:** NA

**Time Sensitivity:** Normal

**Resolution Date:** 12-01 -15

**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

## RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the following payrolls have 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 Finance Director be and is hereby authorized and directed to issue checks in favor of the holders thereof and for various amounts and that the money necessary for payment of the same is hereby appropriated from the different funds.

<b>Department</b>	<b>Total</b>
Animal Control	\$ 23,881.02
Aquatics Operation	\$ 8,893.82
Attorney	\$ 21,886.93
Building Services Division	\$ 68,218.44
CD – Federal Programs	\$ 35,162.42
Cedar Rapids Public Library	\$ 117,839.60
City Manager	\$ 38,513.65
Civil Rights	\$ 12,246.40
Clerk	\$ 11,183.47
Community Development – DOD	\$ 29,550.99
Council	\$ 6,520.27
Development Services	\$ 36,558.41
Facilities Maintenance Service	\$ 44,945.78
Finance	\$ 14,400.17
Finance – Analysts	\$ 14,914.40
Financial Operations	\$ 43,198.18
Fire	\$ 394,594.95
Five Seasons Parking	\$ 7,602.12
Fleet Maintenance	\$ 77,821.19
Golf Operations	\$ 33,413.34
Human Resources	\$ 34,397.04
Information Technology	\$ 84,938.20
Joint Communications	\$ 60,228.87
Library Grants	\$ 5,696.20
Parks Operations	\$ 114,224.03
Police	\$ 669,058.66
Public Works	\$ 22,352.21
Public Works – Engineering	\$ 104,306.85
Purchasing Service	\$ 11,741.51
Recreation	\$ 27,446.55
Sewer Operations	\$ 51,446.89
Street Operations	\$ 130,041.58
Traffic Engineering	\$ 47,291.57
Transit	\$ 107,797.33
Treasury Operations	\$ 11,980.80
Utilities	\$ 12,918.13
Utilities – Solid Waste	\$ 107,339.65
Veterans Memorial	\$ 17,678.91
Water Operations	\$ 285,991.35
Water Pollution Control	\$ 186,353.73
<b>Grand Total</b>	<b>\$ 3,134,575.61</b>

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

**Presenter at Meeting:** Amy Stevenson  
**E-mail Address:** AmyS@cedar-rapids.org

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

**Alternate Contact Person:** Bridget McMenomy  
**E-mail Address:** b.mcmenomy@cedar-rapids.org

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

**Description of Agenda Item:** Boards and commissions

Resolutions appointing and thanking the following individuals:

- a. Appointing Ashlyn Lincoln (effective through June 30, 2017) and Catherine Hafsi (effective through June 30, 2018) to the Cedar Rapids ADA Advisory Committee.

CIP/DID #OB775389

- b. Appointing Angie Charipar (effective through December 31, 2018) to the Area Ambulance Board of Directors.

CIP/DID #OB178151

- c. Appointing Christopher Thoms (effective through June 30, 2018) to the Parks, Waterways & Recreation Commission.

CIP/DID #OB1187380

- d. Appointing Michael Butterfield (effective through June 30, 2018) to the Cedar Rapids Storm Water Commission.

CIP/DID #OB566514

- e. Appointing Daniel Kane (effective through June 30, 2016) to the Veterans Memorial Commission.

CIP/DID #OB572854

- f. Vote of thanks to Richard Davis and Kathleen Good for serving on the Cedar Rapids ADA Advisory Committee.

CIP/DID #OB775389

- g. Vote of thanks to Jeffrey Pomeranz for serving on the Area Ambulance Board of Directors.

CIP/DID #OB178151

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** This agenda includes appointments, reappointments and votes of thanks for various boards and commissions with vacancies, expiring members or members who no longer wish to serve.

**Action/Recommendation:** Approve resolution as presented

**Alternative Recommendation:**

**Time Sensitivity:** None

**Resolution Date:** December 1, 2015

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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

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

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Ashlyn Lincoln	12/01/2015	06/30/2017
Catherine Hafsi	12/01/2015	06/30/2018

## RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Ashlyn Lincoln and Catherine Hafsi to the Cedar Rapids ADA Advisory Committee for the terms indicated above is hereby given.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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

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

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Angie Charipar	01/01/2016	12/31/2018

## RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Angie Charipar to the Area Ambulance Board of Directors for the term indicated above is hereby given.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



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

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

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Christopher Thoms (At-Large)	12/01/2015	06/30/2018

## RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Christopher Thoms to the Parks, Waterways & Recreation Commission for the term indicated above is hereby given.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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

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

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Michael Butterfield	12/01/2015	06/30/2018

## RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the advice and consent of the City Council to the Mayor's appointment of Michael Butterfield to the Cedar Rapids Storm Water Commission for the term indicated above is hereby given.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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

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

Commissioner  
Daniel Kane

Term Beginning  
12/01/2015

Term Expiration  
06/30/2016

## RESOLUTION NO. LEG\_NUM\_TAG

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Richard Davis and Kathleen Good have devoted considerable time and effort as members of the Cedar Rapids ADA Advisory Committee,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Richard Davis and Kathleen Good for serving as members of the Cedar Rapids ADA Advisory Committee.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Jeffrey Pomeranz has devoted considerable time and effort as a member of the Area Ambulance Board of Directors,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that a vote of thanks and appreciation be and is hereby provided to Jeffrey Pomeranz for serving as a member of the Area Ambulance Board of Directors.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Solid Waste and Recycling

**Presenter at Meeting:** Mark Jones

**Phone Number/Ext.:** 4791

**E-mail Address:** M.Jones@cedar-rapids.org

**Alternate Contact Person:** Sarah Augustine

**Phone Number/Ext.:** 4786

**E-mail Address:** s.augustine@cedar-rapids.org

**Description of Agenda Item:** CONSENT AGENDA

1. Resolutions approving assessment actions:  
Intent to assess – Solid Waste & Recycling – clean-up costs – four properties.

CIP/DID #SWM-008-15

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

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

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

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

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

**Action/Recommendation:** The Solid Waste and Recycling Division recommends that the Resolution for the Intent to Assess be approved.

**Alternative Recommendation:** The City Council could decide not to assess.

**Time Sensitivity:**

**Resolution Date:** 12/1/15

**Budget Information:**

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the intent to assess against the property and for the amounts shown on the attached listing, will be made by the City Council after 30 days of the date passed, and notice was given by mailing to the owners of the described and enumerated tracts, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 3:30 pm, December 30, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## INTENT TO ASSESS 12/1/15

				INTENT TO ASSESS 12/1/15
#		Balance Due		Premise Address
1		\$ 309.75		328 14 <sup>th</sup> St SE
		<b>\$309.75</b>		<b>Grand Total</b>
		<b>1</b>		<b>Number of Properties</b>



## Council Agenda Item Cover Sheet

**Submitting Department:** Solid Waste and Recycling

**Presenter at Meeting:** Mark Jones

**Phone Number/Ext.:** 4191

**E-mail Address:** M.Jones@cedar-rapids.org

**Alternate Contact Person:** Sarah Augustine

**Phone Number/Ext.:** 4786

**E-mail Address:** s.augustine@cedar-rapids.org

**Description of Agenda Item:** Intent and levy assessments

Resolutions approving assessment actions:

- a. Levy Assessment – Solid Waste & Recycling – clean-up costs – one property.

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 October 20, 2015.)

CIP/DID #SWM-006-15

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**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. 1472-10-15 passed on October 20, 2015.

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:** 12-1-15

**Budget Information:**

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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

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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## LEVY ASSESSMENT (TO BE LIENED) 12/1/15

				<b>LEVY ASSESSMENT 12/1/15</b>
				<b>INTENT TO ASSESS 10/20/15</b>
<b>#</b>		<b>Balance Due</b>		<b>Premise Address</b>
1		\$ 344.25		1642 B Ave NE
		<b>\$344.25</b>		<b>Grand Total</b>
		<b>1</b>		<b>Number of Properties</b>



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** s.hershner@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Kevin Kirchner  
**E-mail Address:** k.kirchner@cedar-rapids.org

**Phone Number/Ext.:** 5902

**Description of Agenda Item:** Intent and levy assessments  
 Intent to Assess – Utilities – Water Division – delinquent municipal utility bills – 35 properties.  
 CIP/DID #WTR1201-001

**Routine business - EnvisionCR Does not apply**

**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 lien delinquent municipal utility bills.

**Time Sensitivity:** Normal

**Resolution Date:** 12/01/15

**Budget Information:** N/A

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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 12<sup>th</sup> day of January, 2016 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., January 12, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



# LIEN INTENTS (SPECIAL ASSESSMENTS) 12/01/15

LIEN INTENTS 12/01/15			
#		Balance Due	Premise Address
1		\$ 83.64	151 35TH STREET DR SE #D
2		\$ 104.28	226 9TH ST NW
3		\$ 125.23	230 BRENTWOOD DR NE
4		\$ 383.41	351 18TH ST SE
5		\$ 103.41	369 30TH ST SE
6		\$ 56.24	505 B AVE NW
7		\$ 136.25	512 34TH ST SE
8		\$ 84.25	703 3RD AVE SE
9		\$ 126.35	711 33RD ST NE
10		\$ 73.61	806 19TH ST SE
11		\$ 142.16	808 D AVE NW
12		\$ 213.70	813 15TH ST SE
13		\$ 159.56	825 15TH ST SE
14		\$ 263.37	1022 8TH ST NW
15		\$ 192.96	1114 35TH ST NE
16		\$ 88.83	1146 31ST ST NE
17		\$ 49.92	1205 M ST SW
18		\$ 100.52	1615 MIDLAND CT NE #5
19		\$ 155.33	1617 WILDWOOD DR NE
20		\$ 67.76	1635 MIDLAND CT NE #1
21		\$ 70.91	1651 16TH ST NW
22		\$ 160.07	1700 APACHE TRL NW
23		\$ 176.76	1801 7TH AVE SE
24		\$ 50.86	2135 29TH ST NW #10
25		\$ 33.87	2135 SUGAR CREEK DR NW #A
26		\$ 161.96	2307 BEVER AVE SE
27		\$ 181.73	2419 9TH AVE SW
28		\$ 115.51	2454 C ST SW
29		\$ 95.70	2746 MEADOWBROOK DR SE
30		\$ 57.50	3500 CENTER POINT RD NE #A
31		\$ 306.14	3850 LOST VALLEY RD SE
32		\$ 200.16	4007 SUMMERFIELD LN NE #C
33		\$ 198.08	4311 1ST AVE SE
34		\$ 119.05	4505 1ST AVE SW #4
35		\$ 170.38	6817 DEVONSHIRE DR NE
		\$ 4,809.46	Grand Total
		35	Number of Properties
		\$ 33.87	Balance Due - Low
		\$ 383.41	Balance Due - High



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** s.hershner@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Kevin Kirchner  
**E-mail Address:** k.kirchner@cedar-rapids.org

**Phone Number/Ext.:** 5902

**Description of Agenda Item:** Intent and levy assessments  
 Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 17 properties.  
 CIP/DID #WTR1020-001

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
-------------------------------------------------------------------------------------

### 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 the properties was approved by City Council Resolution No. 1470-10-15 on October 20, 2015.

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 lien delinquent municipal utility bills.

**Time Sensitivity:** Normal

**Resolution Date:** 12/01/15

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## SPECIAL ASSESSMENTS (TO BE LIENED) 12/01/15

			<b>SPECIAL ASSESSMENTS 12/01/15</b>
			<b>LIEN INTENTS 10/20/15</b>
<b>#</b>		<b>Balance Due</b>	<b>Premise Address</b>
1		\$ 390.34	90 CHERRY HILL RD NW
2		\$ 98.64	204 4TH AVE SW
3		\$ 282.09	221 15TH ST SE
4		\$ 87.83	800 5TH AVE SW
5		\$ 178.95	811 10TH ST SW
6		\$ 176.87	836 9TH ST SW
7		\$ 136.39	1032 3RD AVE SW
8		\$ 217.34	1142 19TH AVE SW
9		\$ 166.69	1215 20TH AVE SW
10		\$ 204.19	1231 19TH AVE SW
11		\$ 294.88	1411 1ST ST SW
12		\$ 123.49	1511 13TH AVE SW
13		\$ 261.44	1516 C AVE NE - LOWER
14		\$ 100.33	1820 K ST SW
15		\$ 226.60	2601 FRUITLAND BLVD SW
16		\$ 349.59	5841 MUIRFIELD DR SW #4
17		\$ 144.48	6620 PRESTON TERRACE CT SW #6
		<b>\$ 3,440.14</b>	<b>Grand Total</b>
		<b>17</b>	<b>Number of Properties</b>
		<b>\$ 87.83</b>	<b>Balance Due - Low</b>
		<b>\$ 390.34</b>	<b>Balance Due - High</b>



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

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

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$12,510.47 and approving the 4-year Performance Bond submitted by Borst Brothers Construction, Inc. for the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project (original contract amount was \$263,840.25; final contract amount is \$250,209.47).

CIP/DID #304425-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** Construction has been substantially completed by Borst Brothers Construction, Inc. for the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project. This is an approved Capital Improvements Project (CIP No. 304425-01) with a final construction contract amount of \$250,209.47. Funding resources for this project were approved in FY16 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 \$12,510.47.

**Alternative 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:** December 1, 2015

**Budget Information (if applicable):** CIP 304425 \$309,570; CIP 6550013 \$82,984

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

**Explanation:** Does not apply to public improvement projects

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

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project (Contract No. 304425-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated April 14, 2015 in the amount of \$258,840.25 covering said work filed by Borst Brothers Construction, Inc. and executed by United Fire & Casualty Company provides a 4-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$258,840.25
Possible Incentive	5,000.00
Change Order No. 1	2,332.80
Change Order No. 2	176.00
Change Order No. 3	4,269.59
Change Order No. 4	(15,409.17)
Removal of Original Incentive	<u>(5,000.00)</u>
Amended Contract Amount	\$250,209.47

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 4-year correction period as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Auburn Drive SW (South of) Storm and Sanitary Sewer Improvements project, (Contract No. 304425-01 NA) 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 \$12,510.47 to Borst Brothers Construction, Inc. as final payment.

The final contract price is \$250,209.47 distributed as follows: \$250,209.47; \$192,267.11 304-304000-30485-304425, \$57,942.36 655-655000-65585-6550013

, 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



Cadd File Name: W:\PROJECTS\CI\304\304425 - Sewer Improvements South of Auburn Drive\304425\_Council Map.dwg







## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** John Riggs  
**E-mail Address:** [j.riggs@cedar-rapids.org](mailto:j.riggs@cedar-rapids.org)

**Phone Number/Ext.:** 5981

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** Accept projects

Environmental Remediation and Demolition Services Project, Amendment No. 2 in the amount of \$2,211, final payment in the amount of \$11,151 and 2-Year Performance Bond submitted by BWC Excavating LC (original contract amount was \$210,210; final contract amount is \$223,021).

CIP/DID #PUR0515-229

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:**

The Work to be performed under this project is to provide all-inclusive environmental remediation and demolition services for eleven (11) parcels consisting of eight (8) commercial structures, five (5) residential structures, four (4) residential accessory structures and two (2) commercial parcels with parking lots.

Amendment No. 2 has been prepared to reflect the cost of \$2,211 to remove underground tanks that were discovered during demolition.

The construction contract work on the Environmental Remediation and Demolition Services (Contract No. PUR0515-229) has now been substantially completed in accordance with the approved specifications.

Summary of contract:

Original Contract	210,210	Resolution No. 0973-06-15
Amendment No. 1	10,600	Dust control and water and sewer disconnect services
Amendment No. 2	2,211	Discovery Item – Underground tank removal
Total	\$ 223,021	Total Project Cost

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 2 and that a sum of \$11,151.05 be issued to BWC Excavating, LC as final payment of amounts retained on work completed.

**Alternative Recommendation:**

**Time Sensitivity:** high

**Resolution Date:** 12-01-15

**Budget Information:**

PWE006-NG	\$56,950
795700 (GRI)	\$106,150
3311201 (GRI)	\$24,140
301445	\$15,200
138000	\$18,370

**Local Preference Policy:** No

**Explanation:** Public Improvement Project

**Recommended by Council Committee:** No

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids, Iowa and BWC Excavating, LC are parties to a Contract for Environmental Remediation and Demolition Services authorized by Resolution No. 0973-06-15; and

WHEREAS, construction contract work has been substantially completed on the Environmental Remediation and Demolition Services (Contract No. PUR0515-229) in accordance with the approved specifications; and

WHEREAS, the final cost of this project is \$223,021 and funding for these services is covered under the following funding:

PWE006-NG	\$56,950
795700 (GRI)	\$106,150
3311201 (GRI)	\$24,140
301445	\$15,200
138000	\$18,370

AND WHEREAS, a Performance bond, dated June 10, 2015 in the amount of \$210,210 covering said work filed by BWC Excavating LC and executed by The Cincinnati Insurance Company provides a two-year correction period for defects in materials and workmanship.

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

BE IT FURTHER RESOLVED, that the City Manager and the City Clerk are authorized to execute Amendment No. 2 for underground tank removal to close out the Contract. A cost summary of the contract changes for this project is as follows:

Original Contract	210,210	Resolution No. 0973-06-15
Amendment No. 1	10,600	Dust control and water and sewer disconnect services
Amendment No. 2	2,211	Discovery Item – Underground tank removal
Total	\$ 223,021	Total Project Cost

AND BE IT FURTHER RESOLVED that based on the Building Services Manager's recommendation, the Environmental Remediation and Demolition Services (PUR0515-229) 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 \$11,151.05 to BWC Excavating, LC; and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

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

**Description of Agenda Item:** Accept projects

Authorizing Change Order No. 1 (Final) in the amount of \$9,196, accepting project, and approving 4-year Performance Bond submitted by Central States Concrete, LLC for the 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue SE between 1<sup>st</sup> Street and 4<sup>th</sup> Street Streetscape Repair project (original contract amount was \$61,477; total contract amount with this amendment is \$70,673).

CIP/DID #321612-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Because the waterproofing membrane bid item was not needed on the project, alternate bid item work was added.

Construction has been substantially completed by Central States Concrete, LLC for the 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue SE between 1<sup>st</sup> Street and 4<sup>th</sup> Street Streetscape Repair project. This is an approved Capital Improvements Project (CIP No. 321612-01) with a final construction contract amount of \$70,673. Funding resources for this project were approved in FY 16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 1 Final and adoption of the Resolution to accept the project and Performance Bond submitted by Central States Concrete, LLC.

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

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 321612-01

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director / City Engineer certifies that the work on 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue SE between 1<sup>st</sup> Street and 4<sup>th</sup> Street Streetscape Repair project (Contract No. 321612-01), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated September 8, 2015 in the amount of \$58,477 covering said work filed by Central States Concrete, LLC and executed by United Fire & Casualty Company provides a four-year correction period for defects in materials and workmanship,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 1 (Final) in the amount of \$9,196 with Central States Concrete, LLC for the 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue SE between 1<sup>st</sup> Street and 4<sup>th</sup> Street Streetscape Repair project, Contract No. 321612-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$58,477.00
Original Incentive Value	3,000.00
Change Order No. 1	<u>9,196.00</u>
Amended Contract Amount	\$70,673.00

General ledger coding for this Change Order to be as follows: \$9,196 321-321000-321612 NA

BE IT FURTHER RESOLVED that the 1<sup>st</sup> Avenue, 2<sup>nd</sup> Avenue and 3<sup>rd</sup> Avenue SE between 1<sup>st</sup> Street and 4<sup>th</sup> Street Streetscape Repair, (Contract No. 321612) be and the same is hereby accepted by the City Public Works Department.

The final contract price is \$70,673 distributed as follows: \$70,673 321-321000-321612

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

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LEG\_PASSED\_FAILED\_TAG

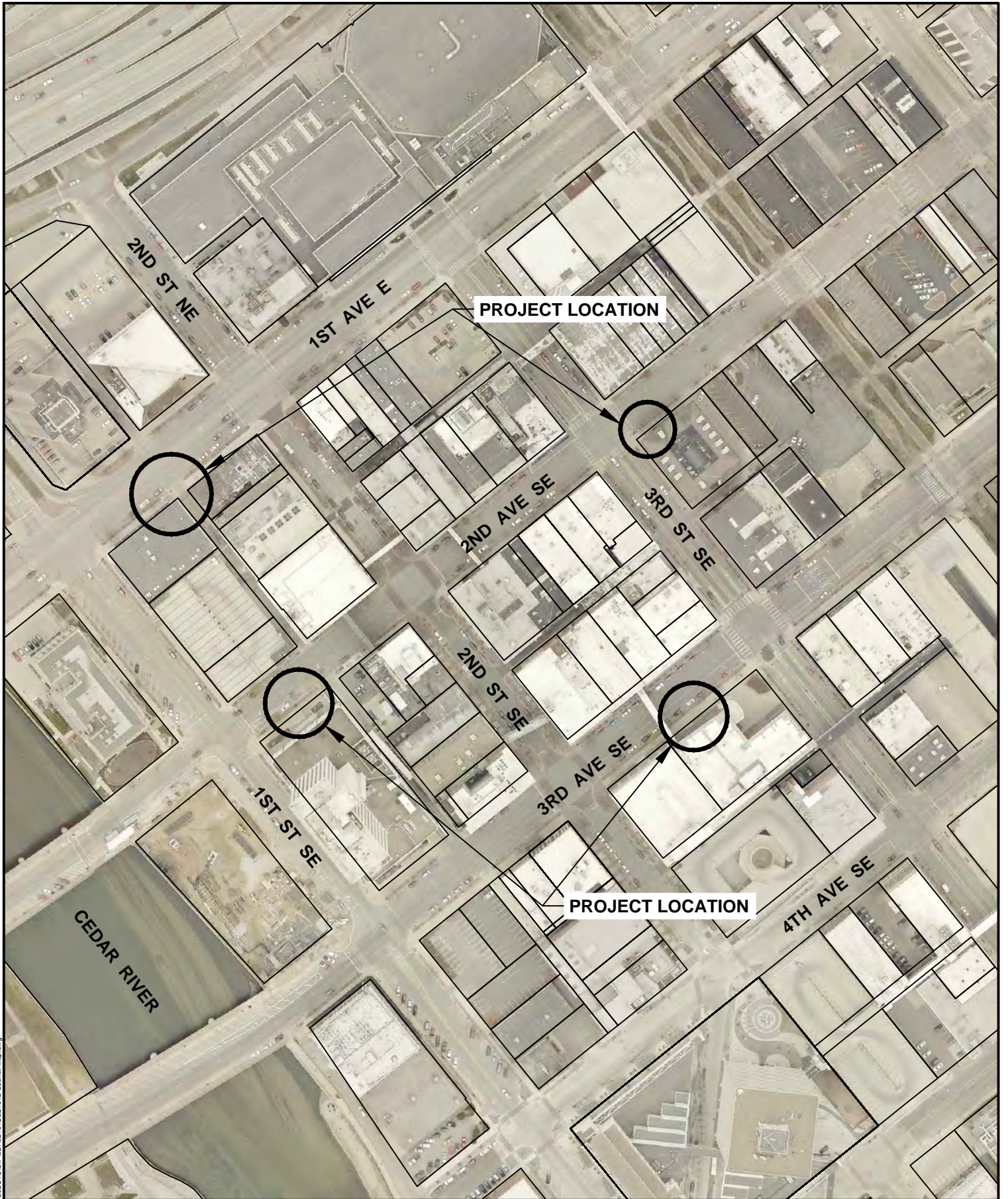
MayorSignature

Attest:

ClerkSignature

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**1ST AVENUE, 2ND AVENUE AND 3RD AVENUE SE  
BETWEEN 1ST STREET AND 4TH STREET  
STREETSCAPE REPAIR PROJECT**



0 FEET 200





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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:** Accept projects

Resolution authorizing Change Order No. 9 (Final) deducting the amount of \$214,592, accepting project, authorizing final payment in the amount of \$105,082.30, and approving the 4-year Performance Bond submitted by Rathje Construction Company for the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation project (original contract amount was \$2,259,949.02; final contract amount is \$2,101,646.02) **(Paving for Progress)**.  
 CIP/DID #301240-04

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**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.

Construction has been substantially completed by Rathje Construction Company for the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation project. This is an approved Capital Improvements Project (CIP No. 301240-04) with a final construction contract amount of \$2,101,646.02. Funding resources for this project were approved in FY 16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 9 Final and adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$105,082.30.

**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. 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:** December 1, 2015

**Budget Information:**

CIP No. 301240 (streets LOST) -	\$153,500
CIP No. 6250024 (water) -	\$1,159,050
CIP No. 655939 (sanitary sewer) -	\$1,304,250
Total Construction Budget	\$2,616,800

**Local Preference Policy:** NA**Explanation:** NA**Recommended by Council Committee:** NA**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director / City Engineer certifies that the work on 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation (Contract No. 301240-04), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated June 10, 2014 in the amount of \$2,123,449.02 covering said work filed by Rathje Construction Company and executed by United Fire & Casualty Company provides a four-year correction period for defects in materials and workmanship,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 9 Final deducting the amount of \$214,592 with Rathje Construction Company for the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation, Contract No. 301240-04. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,123,449.02
Original Incentive Value	136,500.00
Change Order No. 1	11,417.40
Change Order No. 2	5,941.20
Change Order No. 3	3,526.60
Change Order No. 4	2,696.50
Change Order No. 5	1,184.00
Change Order No. 6	1,957.00
Change Order No. 7	19,468.80
Change Order No. 8	48,847.50
Change Order No. 9 Final	(214,592.00)
Removal of Original Incentive Value	<u>(38,750.00)</u>
Amended Contract Amount	\$2,101,646.02

General ledger coding for this Change Order to be as follows: (\$214,592); (\$27,800.47) 301-301000-30185-301240, (\$105,711.86) 655-655000-65585-655939, (\$81,079.67) 625-625000-6250024

BE IT FURTHER RESOLVED that the 1<sup>st</sup> Avenue East From 34<sup>th</sup> Street to 40<sup>th</sup> Street Utilities Rehabilitation, (Contract No. 301240-04) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$105,082.30 to Rathje Construction Company as final payment.

The final contract price is \$2,101,646.02 distributed as follows: \$2,101,646.02, \$95,539.42 301-301000-30185-301240, \$887,245.94 655-655000-65585-655939, \$1,118,860.66 625-625000-6250024-6252011022

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

LEG\_PASSED\_FAILED\_TAG

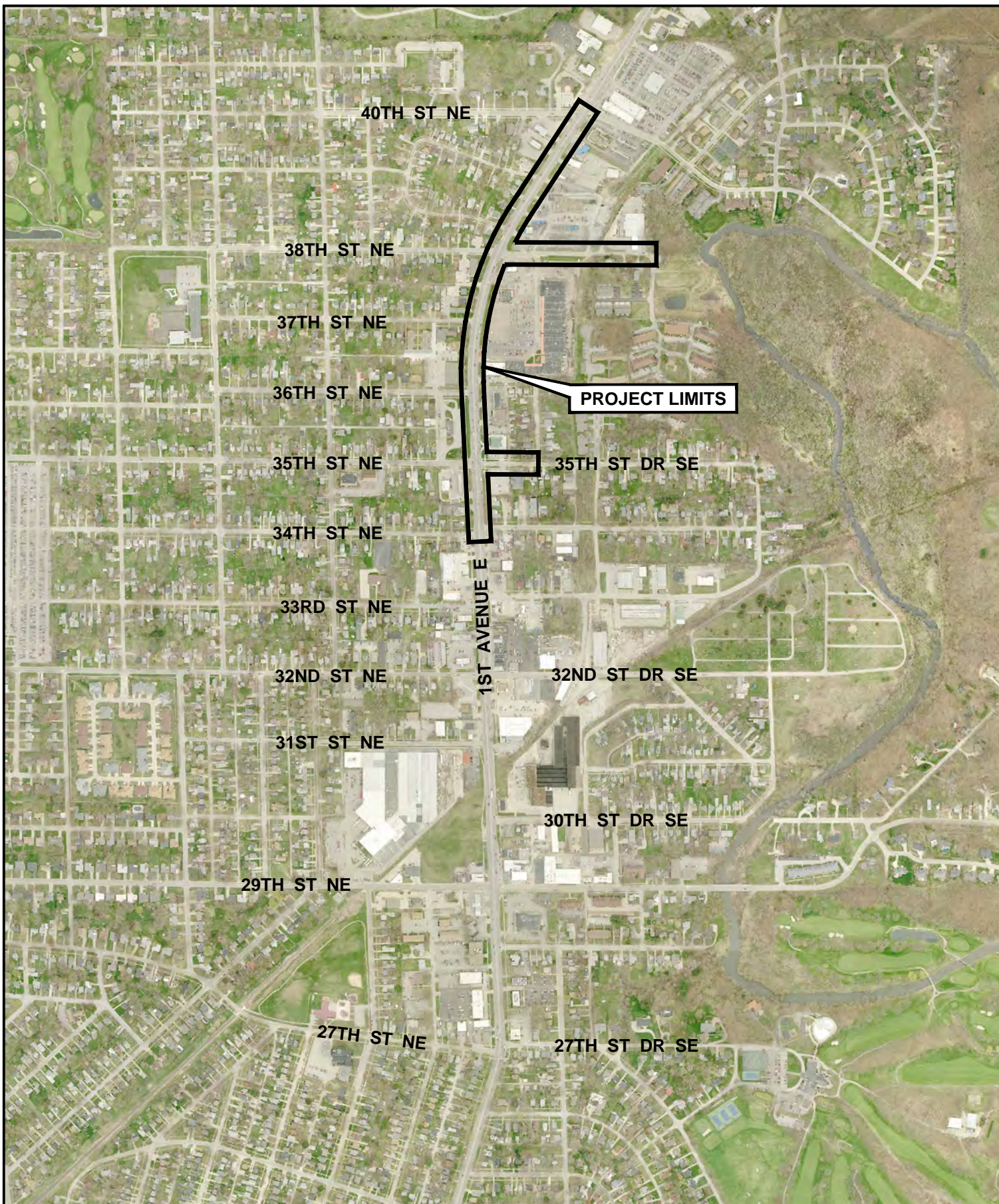
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

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

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 2 (Final) deducting the amount of \$14,299, accepting project, authorizing final payment in the amount of \$26,945.02, and approving 4-year Performance Bond submitted by Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 2 project (original contract amount was \$496,955; total contract amount with this amendment is \$538,900.47) **(Paving for Progress)**.

CIP/DID #301998-07

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**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.

Construction has been substantially completed by Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 2. This is an approved Capital Improvements Project (CIP No. 301998-07) with a final construction contract amount of \$538,900.47. Funding resources for this project were approved in FY16 and prior years and the project is completed within the approved budget.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 2 Final and adoption of the Resolution to accept the project and performance bond and issue final payment to the contractor in the amount of \$26,945.02.

**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. 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:** December 1, 2015

**Budget Information:** Dept ID 301000, Project 301998, Street SLOST

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director / City Engineer certifies that the work on FY 2015 Curb Repair Project – Contract 2 project (Contract No. 301998-07), has been substantially completed in accordance with the plans and specifications, and

WHEREAS, a Performance Bond, dated June 9, 2015 in the amount of \$492,455 covering said work filed by Ti-Zack Concrete, Inc. and executed by The Guarantee Company of North America USA provides a four-year correction period for defects in materials and workmanship,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 2 (Final) deducting the amount of \$14,299 with Ti-Zack Concrete, Inc. for the FY 2015 Curb Repair Project – Contract 2 project, Contract No. 301998-07. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$492,455.00
Original Incentive Value	4,500.00
Change Order No. 1	56,244.47
Change Order No. 2 Final	<u>(14,299.00)</u>
Amended Contract Amount	\$538,900.47

General ledger coding for this Change Order to be as follows: (\$14,299) 301-301000-7970-301998 SLOST

BE IT FURTHER RESOLVED that the FY 2015 Curb Repair Project-Contract 2, (Contract No. 301998-07) be and the same is hereby accepted by the City Public Works Department, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$26,945.02 to Ti-Zack Concrete, Inc. as final payment.

The final contract price is \$538,900.47 distributed as follows: \$539,900.47 \$531,738.47 301-301000-7970-301998 SLOST, \$7,162 301-301000-30185-301998 NA

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

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Water Pollution Control

**Presenter at Meeting:** Steve Hershner  
**E-mail Address:** s.hershner@cedar-rapids.org

**Phone Number/Ext.:** 5281

**Alternate Contact Person:** Bruce Jacobs  
**E-mail Address:** b.jacobs@cedar-rapids.org

**Phone Number/Ext.:** 5913

**Description of Agenda Item:** Accept projects

WPC C-3 Clarifier Rehabilitation project authorize issuance of final retainage payment in the amount of \$56,404.80 and approving the 2-year Performance Bond submitted by WRH, Inc. (original contract amount was \$1,030,000; final contract amount is \$1,128,096).

CIP/DID #615172-02

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** The Water Pollution Control Facility is in the final stage of a program to replace the eleven original clarifier mechanisms. This program was started twenty years ago. The C3 clarifier mechanism is the last of the original such equipment that remains at the facility. In addition to replacement of the clarifier mechanism, crack injection & concrete repair needs to be performed on the walls and floor of the clarifier basin.

The project specifies equipment that will be identical to the equipment installed in the C2 Clarifier, which was rehabilitated in 2010. This will allow the maintenance staff of the plant to standardize on spare parts, maintenance procedures, and trouble-shooting checklists between the two clarifiers. A pre-bid meeting was held on April 21, 2014.

There were two Changes Orders approved for this project. Change Order No. 1 was in the amount of \$163,358 and Change Order No. 2 was in the amount of (\$65,262). Original contract amount before the change orders was \$1,030,000; final contract amount with change orders is \$1,128,096. Both change orders were for changes to the scope of work as defined in the contract documents.

**Action/Recommendation:** The Utilities – Water Pollution Control Facility staff recommends that the City Council approve the resolution to accept the project and performance bond, and authorize issuance of the final payment in the amount of \$56,404.80 to WRH, Inc., thirty days after acceptance in accord with the State of Iowa Code.

**Alternative Recommendation:** None

**Time Sensitivity:** 12-1-15

**Resolution Date:** 12-1-15

**Budget Information:**

**1. Included in Current Budget Year:** Yes, funding for WPCF C3 Clarifier Rehabilitation project is included in FY14 and FY15 WPC Capital Improvement Projects budget. Project cost is coded to 553000-615-615000-x-x-615172.

**2. Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** The approximate total project cost including engineering design and construction services for the project is anticipated to be \$1,279,358.

**3. Purchasing Department used or Purchasing Guidelines followed:** Yes, the project was publicly bid as a Capital Improvement Project.

**Local Preference Policy:** No

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

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Utilities Department – Water Pollution Control Facility certifies contract work on the WPC C-3 Clarifier Rehabilitation project (Contract No. 615172-02) is substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated May 27, 2014 in the amount of \$1,030,000 covering said work filed by WRH, Inc. and executed by Merchants Bonding Company provides a two-year correction period for defects in materials and workmanship, and

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 Pollution Control Facility staff recommends that the City Council approve the resolution in the amount of \$56,404.80 to WRH, Inc., thirty days after acceptance in accord with the State of Iowa Code. The original contract amount was \$1,030,000; final contract amount is \$1,128,096.

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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$150,336.79 and approving Performance Bond for one year for site and building construction and four years for all roadwork construction submitted by Woodruff Construction, LLC for the Ground Transportation Center Renovation project (original contract amount was \$9,162,000; final contract amount is \$9,430,938) **(Flood)**.

CIP/DID #TRE001-20

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Construction has been substantially completed by Woodruff Construction, LLC for the Ground Transportation Center Renovation project. This is an approved Capital Improvements Project (CIP No. TRE001-20) with a final construction contract amount of \$9,430,938. Funding resources for this project were approved in FY 16 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 \$150,336.79.

**Alternative 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:** December 1, 2015

**Budget Information:** Fund 330 Dept ID 330330 Project TRE001 FLOOD

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Ground Transportation Center Renovation project (Contract No. TRE001-20), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated April 9, 2013 in the amount of \$9,097,000 covering said work filed by Woodruff Construction, LLC and executed by United Fire & Casualty Company provides a one year for site and building construction and four years for all roadwork construction correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$9,097,000
Possible Incentive	65,000
Change Order No. 1	(50,643)
Change Order No. 2	103,088
Change Order No. 3	18,629
Change Order No. 4	24,078
Change Order No. 5	54,637
Change Order No.6	(59,801)
Change Order No. 7 (Revised)	12,766
Change Order No 8	36,970
Change Order No. 9 (Revised)	54,108
Change Order No. 10	15,941
Change Order No. 11	64,404
Change Order No. 12 Final	59,761
Removal of Original Incentive	<u>(65,000)</u>
Amended Contract Amount	\$9,430,938

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the one year for Site and Building construction and Four years for all Roadwork construction as provided by the Performance Bond commences on this date, and

BE IT FURTHER RESOLVED that based on the City Engineer's recommendation, the Ground Transportation Center Renovations project, (TRE001-20) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$150,336.79 to Woodruff Construction, LLC as final payment.

The final contract price is \$9,430,938 distributed as follows: \$9,430,938; \$136,470 553000-301-301000-30185-3012059, \$40,060 553000-321-321000-32185-321545, \$76,824 552000-625-625000-625884-6252012064, \$12,500 552000-330-330240-18511-SSD104, \$1,885,358 552000-330-330330-18512-TRE001, \$3,450 552000-330-330330-18515-TRE001-EN, 7,276,276 552000-330-330330-18517-TRE001-FTA, 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Finance

**Presenter at Meeting:** Casey Drew  
**E-mail Address:** c.drew@cedar-rapids.org

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

**Alternate Contact Person:** Yvonne Aubrey  
**E-mail Address:** y.aubrey@cedar-rapids.org

**Phone Number/Ext.:** 286-5008

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing purchase of Stop Loss Insurance coverage from Wellmark for the City of Cedar Rapids medical plan in the amount of \$310,948.

CIP/DID #FIN2015-36

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** The City of Cedar Rapids entered into an agreement with Holmes Murphy as a benefit consultant. Holmes Murphy, on behalf of the City, solicited renewal quotes for Stop Loss Insurance for the City's self-insured health fund. Stop Loss Insurance provides an advantage to the City's Risk Financing Program by reducing its exposure to large losses and smoothing the uncertainty of the cost of catastrophic loss.

The cost for the expiring Stop Loss Policy was \$408,252 for a \$400,000 specific deductible, \$75,000 aggregating specific and one laser at \$675,000. The renewal policy is a richer policy with a \$400,000 specific deductible, no aggregating specific, and no lasers. By selecting this Stop Loss coverage the City will save \$97,304 in calendar year 2016.

**Action/Recommendation:** City Council approve purchase of Stop Loss Insurance coverage in the amount of \$310,948 for the calendar year January 1, 2016 to December 31, 2016.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** December 1, 2015

**Budget Information:** Risk Management Health Fund

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Holmes Murphy was instructed to solicit quotes for Stop Loss Insurance coverage for the period of January 1, 2016 through December 31, 2016.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is authorized to issue payment to Wellmark Blue Cross/Blue Shield of Iowa in the amount of \$310,948 for Stop Loss Health Insurance coverage for the City of Cedar Rapids for the period of January 1, 2016 through December 31, 2016.

Funding will be from the Risk Fund Budget (525105-013-013000).

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Mike Duffy  
**E-mail Address:** m.duffy@cedar-rapids.org

**Phone Number/Ext.:** 5873

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements

Amendment No. 6 to the contract with L.L. Pelling Company for Asphalt Products for citywide purchases to reflect the additional cost of asphalt product purchases for an amount not to exceed \$225,000 (original contract amount was \$650,000; total contract amount with this amendment is \$1,000,000).

CIP/DID #0112-130

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** L.L. Pelling Company provides asphalt products on an as-needed basis for all City departments. Due to an increase in the volume of asphalt products purchased, an additional \$225,000 is being added to the contract. The contract is in effect from May 1, 2015 through April 30, 2016.

**Contract Summary:**

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0519-04-12	05/01/2012 - 04/30/2013
Amendment No. 1 to renew Contract	Resolution No. 0469-03-13	05/01/2013 - 04/30/2014
Amendment No. 2 to renew Contract	Resolution No. 0363-03-14	05/01/2014 - 04/30/2015
Amendment No. 3 to add FEMA language	Signed by the CITY 09/24/14	Effective 05/01/2014
Amendment No. 4 to renew Contract	Resolution No. 0421-03-15	05/01/2015 - 04/30/2016
Amendment No. 5 to reflect volume increase	Resolution No. 1557-11-15	Effective 10/01/2015
Amendment No. 6 to reflect volume increase	Pending	Effective 11/01/2015

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 6 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** Department budgets

**Local Preference Policy:** Yes

**Explanation:** L.L. Pelling Company is a certified local vendor

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and L.L. Pelling Company are parties to a contract for the annual as-needed purchase of asphalt products for all City departments; and

WHEREAS, both parties have agreed to amend the contract to reflect an increase in volume of asphalt product purchased in the amount of \$225,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (05/01/15 - 04/30/16) shall increase from \$775,000 to \$1,000,000; and

WHEREAS, the history of the contract to date is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0519-04-12	05/01/2012 - 04/30/2013
Amendment No. 1 to renew Contract	Resolution No. 0469-03-13	05/01/2013 - 04/30/2014
Amendment No. 2 to renew Contract	Resolution No. 0363-03-14	05/01/2014 - 04/30/2015
Amendment No. 3 to add FEMA language	Signed by the CITY 09/24/14	Effective 05/01/2014
Amendment No. 4 to renew Contract	Resolution No. 0421-03-15	05/01/2015 - 04/30/2016
Amendment No. 5 to reflect volume increase	Resolution No. 1557-11-15	Effective 10/01/2015
Amendment No. 6 to reflect volume increase	Pending	Effective 11/01/2015

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 6 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Mike Duffy  
**E-mail Address:** m.duffy@cedar-rapids.org

**Phone Number/Ext.:** 5873

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 5 to the contract with King's Material, Inc. for Concrete Products for citywide purchases to reflect the additional cost of concrete product purchases for an amount not to exceed \$200,000 (original contract amount was \$15,000; total contract amount with this amendment is \$515,000).  
 CIP/DID #0213-183

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** King's Material, Inc. provides concrete products on an as-needed basis for all City departments. Due to an increase in the volume of concrete products purchased, an additional \$200,000 is being added to the contract. The contract is in effect from May 1, 2015 through April 30, 2016.

**Contract Summary:**

Description	Authorization	Dates
Initial Term of Contract	Signed by the CITY 03/28/13	05/01/2013 - 04/30/2014
Amendment No. 1 to renew Contract	Signed by the CITY 03/06/14	05/01/2014 - 04/30/2015
Amendment No. 2 to add FEMA language	Signed by the CITY 10/02/14	Effective 05/01/2014
Amendment No. 3 to renew Contract	Signed by the CITY 03/20/15	05/01/2015 - 04/30/2016
Amendment No. 4 to reflect volume increase	Resolution No. 1049-07-15	Effective 05/08/15
Amendment No. 5 to reflect volume increase	Pending	Effective 11/01/15

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** November 3, 2015

**Budget Information:** Department budgets

**Local Preference Policy:** Yes

**Explanation:** King's Material, Inc. is a certified local vendor

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and King's Material, Inc. are parties to a contract for the annual as-needed purchase of concrete products for all City departments; and

WHEREAS, both parties have agreed to amend the contract to reflect an increase in volume of concrete product purchased in the amount of \$200,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (05/01/15 - 04/30/16) shall increase from \$15,000 to \$515,000; and

WHEREAS, the history of the contract to date is as follows:

Description	Authorization	Dates
Initial Term of Contract	Signed by the CITY 03/28/13	05/01/2013 - 04/30/2014
Amendment No. 1 to renew Contract	Signed by the CITY 03/06/14	05/01/2014 - 04/30/2015
Amendment No. 2 to add FEMA language	Signed by the CITY 10/02/14	Effective 05/01/2014
Amendment No. 3 to renew Contract	Signed by the CITY 03/20/15	05/01/2015 - 04/30/2016
Amendment No. 4 to reflect volume increase	Resolution No. 1049-07-15	Effective 05/08/15
Amendment No. 5 to reflect volume increase	Pending	Effective 11/01/15

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 5 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Mike Duffy  
**E-mail Address:** m.duffy@cedar-rapids.org

**Phone Number/Ext.:** 5873

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 5 to the contract with Bituminous Materials & Supply, L.P. for road oil for all city departments to reflect the additional cost of road oil products for an amount not to exceed \$75,000 (original contract amount was \$150,000; total contract amount with this amendment is \$225,000).  
 CIP/DID #0112-131

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
-------------------------------------------------------------------------------------

**Background:** Bituminous Materials & Supply, L.P. was awarded the contract for as-needed purchases of road oil products by all city departments. The volume of product provided by Bituminous has increased, so an additional \$75,000 is being added to the contract. The contract period is May 1, 2015 through April 30, 2016.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** Department budgets

**Local Preference Policy:** Yes  
**Explanation:** No local company submitted a bid

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Bituminous Materials & Supply, L.P. are parties to a contract for the as-needed purchase of road oil products for all City departments; and

WHEREAS, both parties have agreed to amend the contract to reflect an increase in the volume of road oil products provided by Bituminous in the amount of \$75,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period 05/01/15 - 04/30/16) shall increase from \$150,000 to \$225,000; and

WHEREAS, the history of the contract to date is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 0521-04-12	05/01/2012 - 04/30/2013
Amendment No. 1 to renew Contract	Resolution No. 0468-03-13	05/01/2013 - 04/30/2014
Amendment No. 2 to renew Contract	Resolution No. 0360-03-14	05/01/2014 - 04/30/2015
Amendment No. 3 to add FEMA language	Signed by the CITY 10/17/14	Effective 05/01/2014
Amendment No. 4 to renew Contract	Resolution No. 0498-04-15	05/01/2015 - 04/30/2016
Amendment No. 5 to reflect volume increase	Pending	Effective 10/01/15

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 5 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Kyle Breon  
**E-mail Address:** k.breon@cedar-rapids.org

**Phone Number/Ext.:** 5851

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 3 to the contract for Engineering Division Furniture with Triplett Interior Solutions to extend the term of the contract and to reflect the cost of additional furniture for an amount not to exceed \$8,398.73 (original contract amount was \$24,988; total contract amount with this amendment is \$75,266.02) (**FLOOD**).  
 CIP/DID #0415-205

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** This resolution is for additional furniture and labor to install it in the Engineering Division at City Services Center. Due to the changes made, the completion date is also being extended to February 15, 2016.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** PWE004

**Local Preference Policy:** No  
**Explanation:** FEMA funded project

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Triplett Interior Solutions are parties to a contract for furniture for the Engineering Division; and

WHEREAS, both parties have agreed to amend the contract to reflect additional furniture for the project in the amount of \$8,398.73; and

WHEREAS, the contract completion date is being extended to February 15, 2016; and

WHEREAS a summary of the Contract is as follows:

Original Contract	Signed by the City 04/24/15	\$24,988.00
Amendment No. 1	Resolution No. 0666-05-15	\$16,068.58
Amendment No. 2	Resolution No. 1403-09-15	\$25,810.71
Amendment No. 3	Pending	\$8,398.73
Total, not to exceed except by written amendment		\$75,266.02

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 3 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
 Fleet Services Division purchase of two Ford F550 chassis from Junge Center Point in the amount of \$94,950.  
 CIP/DID #PUR1015-080

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** Purchasing Services solicited bids on behalf of the Fleet Services Division for the purchase and delivery of two Ford F550 chassis. These chassis will be used by the Sewer Division for its CCTV camera equipment.

Junge Center Point was the only vendor who submitted a bid. Fleet Services recommends award to Junge Center Point as their price was within budget.

Vendor Name	Location	Price
Junge Center Point	Center Point	\$94,950

**Action/Recommendation:** Authorize the Fleet Services Division to purchase the two Ford F550 chassis as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** 073-073000-073002

**Local Preference Policy:** Yes

**Explanation:** Junge Center Point is a certified local vendor

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Bid for the purchase of two Ford F550 chassis on behalf of the Fleet Services Division; and

WHEREAS, bids were received from one Vendor; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Junge Center Point, as their price of \$94,950 was within budget.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Fleet Services Division is authorized to purchase the two Ford F550 chassis as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Fleet Maintenance

**Presenter at Meeting:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Alternate Contact Person:** Joy Huber  
**E-mail Address:** j.huber@cedar-rapids.org

**Phone Number/Ext.:** 5886

**Description of Agenda Item:** Purchases, contracts and agreements  
 Fleet Services Division purchase of fire truck repair services through Reliant Fire Apparatus in the amount of \$66,395.37.  
 CIP/DID #FLT003

**EnvisionCR Element/Goal:** Routine business - EnvisionCR does not apply

**Background:** Fire Department unit 7-063 (a 2010 Pierce Velocity pumper truck) suffered extensive damages on October 16, 2015 as a result of a civilian driver collision. The damages are above and beyond what the Fleet Services Division or local body shops can repair; the repairs should be outsourced to the dealer authorized to make such repairs, Reliant Fire Apparatus of Slinger, Wisconsin. Reliant Fire will have the repairs done by the manufacturer at the Pierce manufacturing plant in Weyauwega, Wisconsin. The City will initially need to pay for the repairs and will later be reimbursed by the insurance company after all repairs have satisfactorily been made.

**Action/Recommendation:** The Fleet Services Division recommends approving the purchase of fire truck repair services through Reliant Fire Apparatus, as estimated, in the amount of \$66,395.37.

**Alternative Recommendation:** No alternative recommended; should these repairs not be made, the pumper truck will not be usable and the City will lack one fire truck vital to the City's safety.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** n/a

**Local Preference Policy:** (Click here to select)  
**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, The Fleet Services Division needs to outsource repairs on Fire Department unit 7-063, a 2010 Pierce Velocity pumper, for damages suffered in an accident, and

WHEREAS, due to the extent of damages, the unit needs to be repaired through the dealer, Reliant Fire Apparatus of Slinger, Wisconsin, and

WHEREAS, Reliant Fire Apparatus submitted an estimate for repair services in the amount of \$66,395.37, and

WHEREAS, Fleet Services Division recommends purchasing the fire truck repair services through Reliant Fire Apparatus,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the recommendation above be accepted subject to the terms and conditions of the repair estimate,

BE IT FURTHER RESOLVED, that the Fleet Services Division is hereby authorized to purchase fire truck repair through Reliant Fire Apparatus for unit 7-063 in the amount of \$66,395.37.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Information Technology

**Presenter at Meeting:** N/A

**Phone Number/Ext.:** N/A

**E-mail Address:** N/A

**Alternate Contact Person:** Dominic Roberts

**Phone Number/Ext.:** 5088

**E-mail Address:** d.roberts@cedar-rapids.org

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the Information Technology Department to purchase rental Tier III data space and circuitry needs from Involta, LLC in the annual amount of \$282,600.

CIP/DID #377545

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** The Information Technology Department entered into a contract for the rental of Tier III data space, circuitry and internet protocol (IP) addresses from Involta, LLC through August 2018 authorized by resolution #0603-07-08 & #1086-11-09. This resolution is authorization to purchase the annual rental space.

**Action/Recommendation:** The Information Technology Department recommends approval of this resolution.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** 12/01/15

**Budget Information:**

**Local Preference Policy:**

**Explanation:**

**Recommended by Council Committee:**

**Explanation:**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution 0603-07-08 authorized the Information Technology Department to rent Tier III facility space and Resolution 1086-11-09 approved the necessary circuit to the facility from Involta, LLC., and

WHEREAS, the Information Technology Department has identified the need to continue those services to support the technology needs of the City, and

WHEREAS, the funding will come from the Information Technology's Operating Budget and allocated by use to departments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Information Technology Department is hereby authorized to purchase rental Tier III facility space and circuitry needs from Involta, LLC., PO Box 1986, Cedar Rapids, Iowa 52406 for an annual cost of \$282,000.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:**

**Presenter at Meeting:** Consent  
**E-mail Address:** N/A

**Phone Number/Ext.:** N/A

**Alternate Contact Person:** Dominic Roberts  
**E-mail Address:** d.roberts@cedar-rapids.org

**Phone Number/Ext.:** 286-5088

**Description of Agenda Item:** Purchases, contracts and agreements  
 Renewal of Software Maintenance for OnBase with Integrated Data Products, Inc., (original contract amount was \$44,600; renewal contract amount is \$50,080). CIPDID #635201

**EnvisionCR Element/Goal:** GrowCR Goal 4: Communicate and collaborate with regional partners.

**Background:** There is a need to have application support and upgrades for maintaining the efficiency and effectiveness of the document management system.

**Action/Recommendation:** The Information Technology Department recommends approval of this Software Maintenance Agreement with Integrated Data Products, Inc.

**Alternative Recommendation:**

**Time Sensitivity:** Normal

**Resolution Date:** 12/1/2015

**Budget Information:** 522101-101-109130

**Local Preference Policy:** NA  
**Explanation:**

**Recommended by Council Committee:** NA  
**Explanation:**

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, The Information Technology Department administers a City-wide document management system and the application currently implemented is OnBase, and

WHEREAS, there is a need to have application support and upgrades for maintaining the effectiveness and efficiency of the document management system, and

WHEREAS, the funding for this operating expense will come from 522101-101-109130,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager be authorized to execute a one year software maintenance agreement for the time period of January 1, 2016 through December 31, 2016 with Integrated Data Products, Inc., 527 Greenfield Street NE, Cedar Rapids, Iowa 52402 in the amount of \$50,080.00.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Shawn Lampe  
**E-mail Address:** s.lampe@cedar-rapids.org

**Phone Number/Ext.:** 5119

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 3 to the contract with USIC Locating Services, Inc. for Fiber Locating and Marking Services for the Information Technology Department to increase the contract amount for an amount not to exceed \$45,000 (original contract amount was \$75,000; total contract amount with this amendment is \$120,000).  
 CIP/DID #0812-061

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:**

This project is to provide locating and marking services for portions of the Joint Communications Network (JCN) The JCN is comprised of the City of Cedar Rapids, Cedar Rapids School District and Linn County.

USIC Locating Services, Inc was awarded the contract through Resolution 1695-12-12. This amendment increases the current contract amount by \$45,000 for a total contract amount of \$120,000.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** low

**Resolution Date:** December 1, 2015

**Budget Information:** 101-109000-251108

**Local Preference Policy:** Yes

**Explanation:** No local company provided a bid

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and USIC Locating Services, Inc. are parties to a contract for the as-needed fiber locating and marking services for the Information Technology Department; and

WHEREAS, both parties have agreed to amend the contract to increase the contract amount due to additional services being provided in the amount of \$45,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (01-01-2015 to 12-31-2015) shall increase from \$ 75,000 to \$ 120,000; and

WHEREAS, the history of the contract to date is as follows:

Original Contract	Resolution No. 1695-12-12	03/15/2013 to 12/31/2013
Amendment No. 1 - Contract renewal	Resolution No. 0233-02-14	01/01/2014 to 12/31/2014
Amendment No. 2 - Contract renewal	Resolution No. 1668-12-14	01/01/2015 to 12/31/2015
Amendment No. 3 for increase of services	Pending	Effective 11/01/2015

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 3 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** John Witt  
**E-mail Address:** j.witt@cedar-rapids.org

**Phone Number/Ext.:** 5800

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
 Contract with CineMassive Displays LLC for the Traffic Operations Center Video Wall System project for the Traffic Engineering Division for an amount not to exceed \$167,461.18.  
 CIP/DID #PUR0915-048

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:** Purchasing Services solicited proposals on behalf of Traffic Engineering for the design and installation of a traffic operations center video wall system. Six proposals were received. An evaluation committee carefully reviewed the proposals and held demonstrations of the top systems. The recommendation for award is to CineMassive Displays as the overall responsive and responsible proposer.

Company Name	Location	Price	Ranking
CineMassive Displays	Atlanta	\$167,461.18	975
Technical Innovation	Norcross, GA	\$139,457.39	720
Heartland Video Systems	Cedar Rapids	\$153,114.75	
Vistacom	Allentown, PA	\$180,398.00	
Conference Technologies, Inc.	Hiawatha	\$192,629.98	
Mechdyne Corporation	Marshalltown	\$270,592.00	

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute the Contract as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** High

**Resolution Date:** December 1, 2015

**Budget Information:** 306-306265

**Local Preference Policy:** Yes

**Explanation:** The local companies were considered but did not meet specs or budget

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for traffic operations center video wall system on behalf of the Traffic Engineering Division; and

WHEREAS, proposals were received from six Vendors; and

WHEREAS, a committee has carefully evaluated and ranked each proposal based on the evaluation criteria and recommends that the contract be awarded to CineMassive Displays LLC in the amount of \$167,461.18; and

WHEREAS, a contract has been prepared for a completion date of January 31, 2016.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** John Witt  
**E-mail Address:** j.witt@cedar-rapids.org

**Phone Number/Ext.:** 5800

**Alternate Contact Person:**  
**E-mail Address:**

**Phone Number/Ext.:**

**Description of Agenda Item:** Purchases, contracts and agreements  
 Amendment No. 3 to renew contract with General Traffic Controls, Inc. for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division for an annual amount not to exceed \$75,000 (original contract amount was \$75,000; renewal contract amount is \$75,000).  
 CIP/DID #0912-072

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:**

Bids were solicited in 2012 on behalf of the Traffic Engineering Division for Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets with six (6) bids submitted. Award was made to General Traffic Controls, Inc. as the lowest bidder for an initial contract period of November 14, 2012 through November 30, 2013. Amendment No. 1 renewed the contract for the period of December 1, 2013 through November 30, 2014. Amendment No. 2 renewed the contract for the period of December 1, 2014 through November 30, 2015.

Amendment No. 3 is to renew the Contract for the period of December 1, 2015 through November 30, 2016 with one (1) one-year renewal option remaining.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute No. 3 as described herein.

**Alternative Recommendation:**

**Time Sensitivity:** low

**Resolution Date:** December 1, 2015

**Budget Information:** 306-124285-306994

**Local Preference Policy:** Yes

**Explanation:** No local bidder at time of award.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and General Traffic Controls, Inc. are parties to a contract for the annual as-needed purchase of Pedestrian Traffic Signal Heads with Countdown Display and Mounting Brackets for the Traffic Engineering Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$75,000; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No. 1567-11-12	11-14-12 to 11-30-13
Amendment No. 1 contract renewal	Resolution No. 1728-11-13	12-01-13 to 11-30-14
Amendment No 2 Contract renewal	Resolution No. 1667-12-14	12-01-14 to 11-30-15

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 3 to renew the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Kathy Bierman  
**E-mail Address:** k.bierman@cedar-rapids.org

**Phone Number/Ext.:** 5973

**Alternate Contact Person:** Diane Muench  
**E-mail Address:** d.muench@cedar-rapids.org

**Phone Number/Ext.:** 5023

**Description of Agenda Item:** Purchases, contracts and agreements  
Amendment No. 2 to the contract with Tanner Industries, Inc. for anhydrous ammonia for the Water Division to reflect the additional cost for volume increase of product for an amount not to exceed \$20,000 (original contract amount was \$85,200; total contract amount with this amendment is \$105,200).  
CIP/DID #1014-082

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
------------------------------------------------------------------------------

**Background:** Tanner Industries, Inc. was awarded the contract for the purchase and delivery of anhydrous ammonia on an as-needed basis. The volume of product provided by Tanner has increased, so an additional \$20,000 is being added to the contract. The contract period is January 1, 2015-December 31, 2015.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 2 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** 531104-621-621001

**Local Preference Policy:** Yes  
**Explanation:** No local company submitted a bid.

**Recommended by Council Committee:** NA  
**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Tanner Industries, Inc. are parties to a contract for the annual as-needed purchase of anhydrous ammonia for the Water Division; and

WHEREAS, both parties have agreed to amend the contract to reflect an increase in the volume of product provided by Tanner Industries in the amount of \$20,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (01/01/15 - 12/31/15) shall increase from \$85,200 to \$105,200; and

WHEREAS, the history of the contract to date is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1686-12-14	01/01/15 - 12/31/15
Amendment No. 1 to renew Contract	Pending	01/01/16 - 12/31/16
Amendment No. 2 for volume of product	Pending	Effective 11/01/15

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 2 to amend the contract as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Bill Kiesel

**Phone Number/Ext.:** 5293

**E-mail Address:** w.kiesel@cedar-rapids.org

**Alternate Contact Person:** Diane Muench

**Phone Number/Ext.:** 5023

**E-mail Address:** d.muench@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Amendment No. 3 to renew contract with Ranch Cryogenics, Inc. for cryogenic oxygen system maintenance and repair services for the Water Pollution Control Facility for an annual amount not to exceed \$55,000 (original contract amount was \$55,000; renewal contract amount is \$55,000).

CIP/DID #0813-031

**EnvisionCR Element/Goal:** Routine business - EnvisionCR does not apply

**Background:** Ranch Cryogenics, Inc. was awarded the contract for as-needed cryogenic oxygen system maintenance and repair services. This resolution is to renew the contract for the period December 1, 2015 through November 30, 2016 for an annual not to exceed \$55,000.

**Action/Recommendation:** Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** December 1, 2015

**Budget Information:** 522105-611-611002-611017

**Local Preference Policy:** Yes

**Explanation:** No local company submitted a bid

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Ranch Cryogenics, Inc. are parties to a contract for the annual as-needed cryogenic oxygen system maintenance and repair services for the Water Pollution Control Facility; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$55,000; and

WHEREAS, the contract renewal period is December 1, 2015 through November 30, 2016; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1900-12-13	12/03/13 - 11/30/14
Amendment No. 1 to renew Contract	Resolution No. 1587-11-14	12/01/14 - 11/30/15
Amendment No. 2 for increased volume	Resolution No. 1632-11-15	Effective 10/01/15
Amendment No. 3 to renew Contract	Pending	12/01/15 - 11/30/16

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 3 to renew the contract as described herein.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** leet@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers and Surveyors, Inc. for an amount not to exceed \$159,658 for engineering design services in connection with the 16<sup>th</sup> Avenue SE from 4<sup>th</sup> Street to 5<sup>th</sup> Street Pavement Improvements project (**Paving for Progress**)  
 CIP/DID #3012154-01

**EnvisionCR Element/Goal:** ConnectCR Goal 3: Establish a network of complete streets.

**Background:** Various entities in the New Bohemia area previously expressed interest in extending 16<sup>th</sup> Avenue SE between 4<sup>th</sup> Street and 5<sup>th</sup> Street. When the Geonetric Building site was developed, right-of-way for the proposed extension was conferred to the City with platting. Other required parcels were acquired during post-2008 flood buyouts.

Scope of Services and associated fee in this Professional Services Agreement are based on the concept City staff and area stakeholders agreed upon. Design and acquisition of remaining required right-of-way will occur during 2016. Project is scheduled for bidding late in 2016, for 2017 construction. The project includes extension of sanitary sewer in conjunction with roadway construction.

Previously, City Council approved use of Paving for Progress funds for extending 16<sup>th</sup> Avenue SE. FY 2016 funds cover project design, and FY 2017 and 2018 funds will be allocated for construction.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Anderson-Bogert Engineers and Surveyors, 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 to delay this project until City Staff has the resources available to proceed with design.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information: (list future year funding by council if needed, as necessary)**

301-301000-3012154 SLOST: \$144,658

655-655000-6550032: \$ 15,000

**Local Preference Policy:** NA

**Explanation:** Professional services

**Recommended by Council Committee:** Yes

**Explanation:** Approved as a Paving for Progress project for new construction

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, the City Engineer has determined Anderson-Bogert Engineers and Surveyors, 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 \$159,658, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3012154-01 with the firm noted herein, and

WHEREAS, the City Council has planned for 16<sup>th</sup> Avenue SE from 4<sup>th</sup> Street to 5<sup>th</sup> Street Pavement Improvements project with funding as follows:

Fund 301, Dept ID 301000, Project 3012154 SLOST	\$144,658
Fund 655, Dept ID 655000, Project 6550032	\$ 15,000

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.

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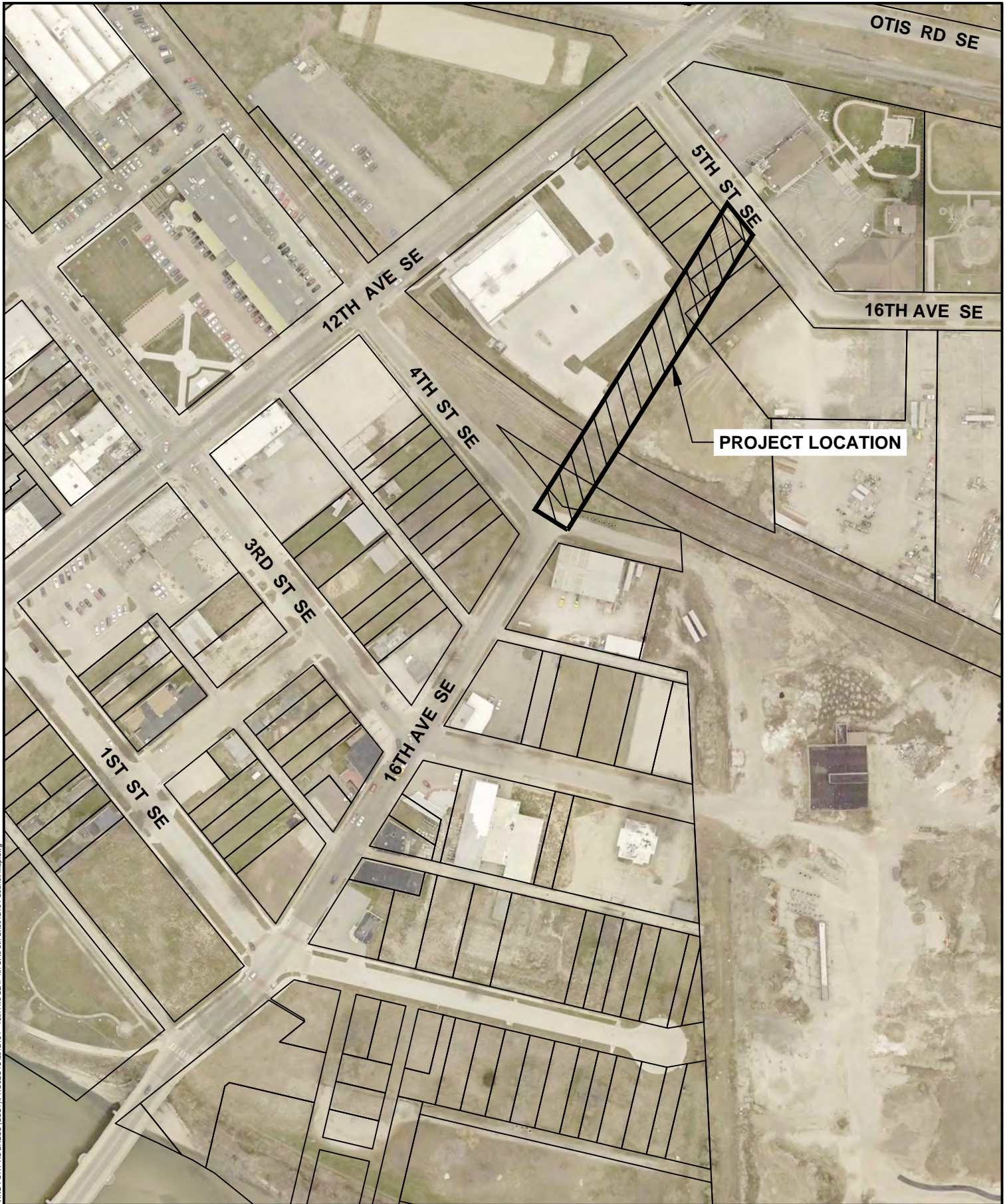
MayorSignature

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ClerkSignature

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**16TH AVENUE SE FROM 4TH STREET TO 5TH STREET  
PAVEMENT IMPROVEMENTS**



0 FEET 200

3012154



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Garrett Prestegard, PE  
**E-mail Address:** g.prestegard@cedar-rapids.org

**Phone Number/Extension:** 5115

**Alternate Contact Person:** Dave Wallace, PE  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Braun Intertec Corporation for an amount not to exceed \$210,720 for monitoring and reporting services in connection with the 501 and 503 3<sup>rd</sup> Avenue SW, Monitoring and Reporting (Former Duchess Cleaners) project.

CIP/DID #3302500003-06

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** 501 and 503 3<sup>rd</sup> Avenue SE was formerly used as a drycleaner that contributed to environmental contamination. The City received a Community Development Block Grant (CDBG) to identify and remediate environmental contamination at this property. Braun Intertec Corporation recently completed a Risk Evaluation/Response Action Plan (RE/RAP) to describe remedial actions to address environmental conditions at the site and to characterize residual risk using evaluation models developed by the Iowa Department of Natural Resources (IDNR).

Under this contract, Braun Intertec Corporation will install four additional groundwater wells, complete soil vapor monitoring up to three years, complete semi-annual groundwater monitoring up to five years, and complete all necessary reporting to the IDNR to show that remedial efforts at the site have been effective.

The City has requested that the term of the CDBG be extended until May 29, 2017. After that time, the remaining cost of the contract will be paid for by the previous owner of the property.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Braun Intertec Corporation.

**Alternative Recommendation:** The City of Cedar Rapids Staff does not currently have the resources or expertise to complete this project internally. The alternatives are to not approve the professional services agreement and delay the project until another Consultant is selected or to abandon the project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015



**Budget Information:** 330/330250/3302500003-06 NA

**Local Preference Policy:** Yes  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the 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 City Engineer has determined Braun Intertec Corporation is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$210,720, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3302500003-06 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for 501 and 503 3<sup>rd</sup> Avenue SE, Monitoring and Reporting (Former Duchess Cleaners) project (Fund 330, Dept ID 330250, Project 3302500003 NA),

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.

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LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





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501 AND 503 3RD AVENUE, MONITORING AND REPORTING  
(FORMER DUCHESS CLEANERS)



0 FEET 300

3302500003-06





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Garrett Prestegard, PE  
**E-mail Address:** g.prestegard@cedar-rapids.org

**Phone Number/Extension:** 5115

**Alternate Contact Person:** Dave Wallace, PE  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 3 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$11,200 for design services in connection with the 27<sup>th</sup> Street SW Culvert Replacement project (original contract amount was \$38,997.50; total contract amount with this amendment is \$60,877.50).

CIP/DID #304396-01

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** A culvert under 27<sup>th</sup> Street SW between 28<sup>th</sup> Avenue and 29<sup>th</sup> Avenue has shown signs of significant deterioration. The original Professional Services Agreement provides design services for removing and replacing the existing culvert. The professional services provided under Amendment No. 3 will include an alternative analysis that will reassess the hydrology and hydraulics of the site. Within the alternatives analysis, the Consultant will provide structural recommendations for the culvert in an effort to reduce construction costs.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 3 of the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$11,200.

**Alternative Recommendation:** Alternatives include not proceeding with the proposed amendment.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** Fund 304, Dept ID 304000, Project 304396 NA (\$60,877.50)

**Local Preference Policy:** Yes  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Shive-Hattery, Inc. to provide engineering design services for the 27th Street SW Culvert Replacement project (Contract No. 304396-01), and

WHEREAS, the 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 Amendment No. 3 to the professional services agreement with Shive-Hattery, Inc. in the amount of \$11,200 for the 27<sup>th</sup> Street SW Culvert Replacement project (Contract No. 304396-01) is hereby approved, and the City Manager and City Clerk's execution of the amendment is hereby ratified and approved. A summary of the contract amendments for this is as follows :

Original Contract Amount:	\$38,977.50
Amendment No. 1	\$6,900.00
Amendment No. 2	\$3,800.00
Amendment No. 3	\$11,200.00
	<hr/>
Amended Contract Amount	\$60,877.50

General ledger coding for this amendment to be as follows:

Fund 304, Dept ID 304000 Project 304396 NA	\$60,877.50
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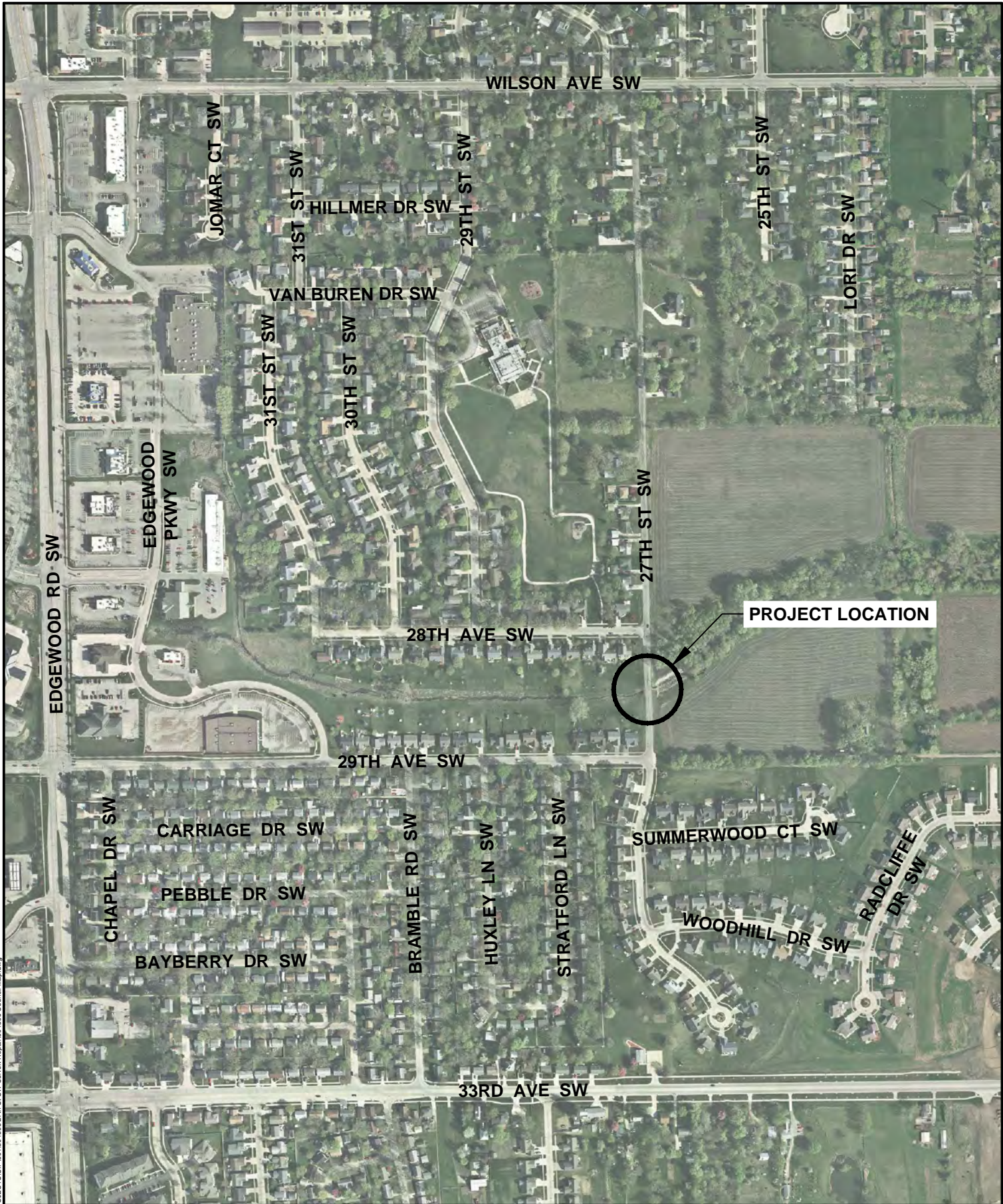
MayorSignature

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ClerkSignature

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PROJECT LOCATION

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27TH STREET SW CULVERT REPLACEMENT PROJECT







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** leet@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of Amendment No. 3 to the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$92,750 for design services in connection with the Seminole Valley Road NE Improvements from Fords Crossing Road to 42<sup>nd</sup> Street project (original contract amount was \$215,280; total contract amount with this amendment is \$493,285) **(Paving for Progress)**.  
 CIP/DID #3012116-01

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** This project includes the reconstruction of Seminole Valley Road NE from Fords Crossing Road to 42<sup>nd</sup> Street. The amendment will adjust design services to complete rehabilitation improvements on sections of Seminole Valley Road, in lieu of reconstruction. This change will reduce the impacts of roadway improvements on private property, provide needed rehabilitation to Seminole Valley Road, and save the City over \$1,500,000 in construction costs. Also this amendment will add design services for the extension of sanitary sewer.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 3 of the Professional Services Agreement with Shive-Hattery, Inc. specifying an increased amount not to exceed \$92,750.

**Alternative Recommendation:** The City of Cedar Rapids does not currently have the staff resources to design this project internally. The alternatives are to abandon the project or delay until City Staff has the resources available to proceed with design.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012116 (SLOST), 655/6550000/6550035 (NA)

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids entered into a Professional Services Agreement with Shive-Hattery, Inc. to provide design services for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42<sup>nd</sup> Street on December 16, 2014, and

WHEREAS, changes in the Scope of Services are required for revisions in the plan drawings, quantity sheets, and project funding sheets for Seminole Valley Road NE from Fords Crossing Road to 42<sup>nd</sup> Street,

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. 3 to the professional services agreement with Shive-Hattery, Inc. in the amount of \$92,750 for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42<sup>nd</sup> Street. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$215,280
Amendment No. 1	\$119,455
Amendment No. 2	\$65,800
Amendment No. 3	\$92,750
	<hr/>
Amended Contract Amount	\$493,285

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012116 (SLOST)	\$87,600
Fund 655, Dept ID 6550000 Project 6550035 (NA)	\$5,150

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

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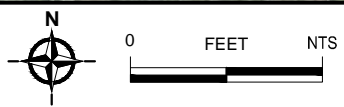




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**SEMINOLE VALLEY ROAD NE FROM FORDS  
CROSSING TO 42ND STREET AND 42ND STREET FROM  
EDGEWOOD ROAD NE TO THE IOWA NORTHERN RAILROAD**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Lee Tippe, PE  
**E-mail Address:** leet@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Shoemaker & Haaland Professional Engineers for an amount not to exceed \$1,313,256.20 for engineering design services in connection with the 6<sup>th</sup> Street SW from 33<sup>rd</sup> Avenue to 15<sup>th</sup> Avenue Reconstruction project (**Paving for Progress**).  
 CIP/DID #301695-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** On October 22, 2013, City Council approved a Professional Services Agreement with Shoemaker & Haaland Professional Engineers for 6<sup>th</sup> Street SW From 33<sup>rd</sup> Avenue to 15<sup>th</sup> Avenue SW Rehabilitation (Contract No. 301695-01) totaling \$506,471.00. That agreement provided for design of a concrete overlay from 33<sup>rd</sup> Avenue to approximately 500-feet South of Wilson Avenue, and possible full reconstruction from South of Wilson Avenue to 15<sup>th</sup> Avenue. Proposed construction schedules were 2014 and 2015 respectively.

Contract documents for the concrete overlay from 33<sup>rd</sup> Avenue to Wilson Avenue were nearly complete when the City adopted EnvisionCR. Within EnvisionCR, 6<sup>th</sup> Street SW from 76<sup>th</sup> Avenue SW to 1st Avenue West is recommended for on-street bicycle lanes, sidewalk, and other possible enhancements. Additionally, Matrix Consulting Group recommended the City take ownership of the street light system. Public Works/Traffic Engineering supports this recommendation and recommended installation of new street lights with this project.

City staff determined rehabilitation strategies proposed in the original Professional Services Agreement were not compatible with EnvisionCR goals, and further determined full reconstruction is more appropriate for the entire project. Reconstruction requires replacement of existing traffic signals at Wilson Avenue SW, 16<sup>th</sup> Avenue SW, and 15<sup>th</sup> Avenue SW. Full reconstruction necessitates incorporating Complete Streets Policy elements, including sidewalk and bicycle lanes, and also provides an opportunity to evaluate, and potentially incorporate, storm water Best Management Practices (BMPs).

This Professional Services Agreement specifies points in the design schedule where the City will determine whether to proceed to full design and implementation of storm water Best Management Practices. The fee amount is sufficient to proceed to full design and implementation of these elements.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Shoemaker & Haaland Professional Engineers. Due to significant changes in project scope and schedule, this agreement replaces the original agreement approved on October 22, 2013.

**Alternative Recommendation:** The City of Cedar Rapids does not currently have 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:** December 1, 2015

**Budget Information:**

Roadway (includes street lighting, BMPs): 301-301000-301695 SLOST: \$1,125,768.25

Water main replacement, North Phase: 625-625000-6250051-2011031: \$80,000.00

Water main replacement, South Phase: 625-625000-6250051-2015074: \$40,000.00

Traffic signal replacement: 306-306000-306275: \$67,487.95

**Local Preference Policy:** NA

**Explanation:** Professional services.

**Recommended by Council Committee:** Yes

**Explanation:** Original Professional Services Agreement with same firm was approved by City Council.

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer has determined it is in the best interest of the City to outsource some professional services relating to the project below, and

WHEREAS, previously City Council approved Contract No. 301695-01 with Shoemaker & Haaland Professional Engineers for the 6<sup>th</sup> Street SW From 33<sup>rd</sup> Avenue to 15<sup>th</sup> Avenue SW Rehabilitation project, and

WHEREAS, City Council adopted EnvisionCR, which recommends 6<sup>th</sup> Street SW for various enhancements, including landscaping and bicycle lanes, and

WHEREAS, the City Engineer recommends reconstructing 6<sup>th</sup> Street SW from 33<sup>rd</sup> Avenue to 15<sup>th</sup> Avenue and incorporating enhancements where appropriate, and further recommends retaining engineering design services for this purpose, and

WHEREAS, the City Engineer has determined Shoemaker & Haaland Professional Engineers is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$1,313,256.20 and

WHEREAS, the City Engineer recommends the City enter into Contract No. 301695-02 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for 6<sup>th</sup> Street SW from 33<sup>rd</sup> Avenue to 15<sup>th</sup> Avenue Reconstruction with funding as listed below,

Roadway 301-301000-301695 SLOST: \$1,125,768.25  
Water main, North Phase: 625-625000-6250051-2011031: \$80,000.00  
Water main, South Phase: 625-625000-6250051-2015074: 40,000.00  
Traffic signal: 306-306000-306275: \$67,487.95

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.

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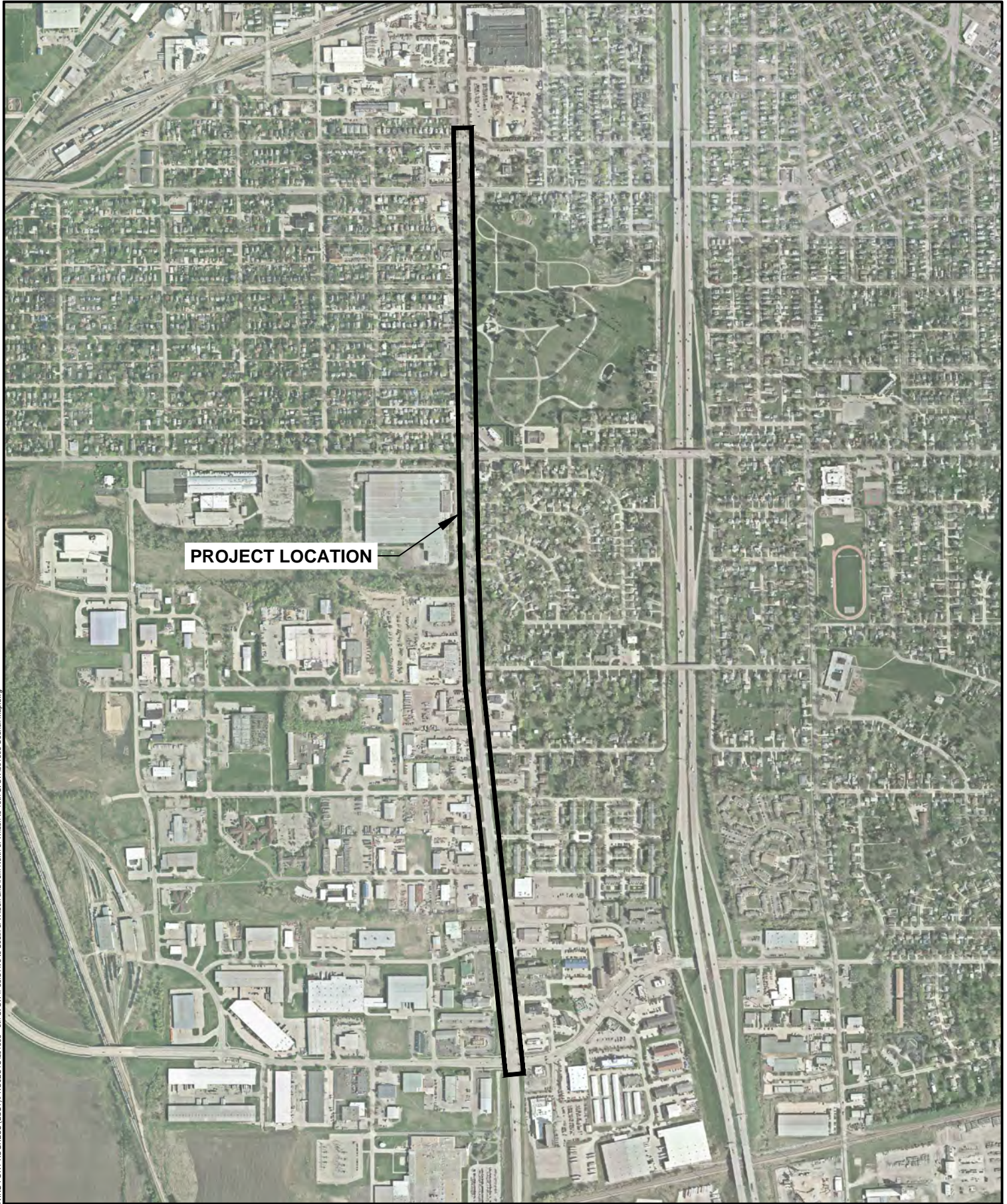
MayorSignature

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ClerkSignature

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**PROJECT LOCATION**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Loren Snell, PE

**Phone Number/Extension:** 5804

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

**Alternate Contact Person:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** p.wieneke@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 4 (Final) deducting the amount of \$40,499.80 with BWC Excavating, LC for the Northeast Side School Routes Sidewalk Improvement Project (original contract amount was \$170,054; total contract amount with this amendment is \$169,840.81).  
CIP/DID #301928-01

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**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. Additional 7" Portland Cement Concrete was added for a driveway for a future parking lot along K Ave. Additional Wood Excelsior Mat was required to keep banks from washing out on steep slopes along K and J Avenues.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 4 Final submitted by BWC Excavating, LC.

**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:** December 1, 2015

**Budget Information:** CIP No. 301928 NA

**Local Preference Policy:** NA

**Explanation:** This is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 4 (Final) deducting the amount of \$40,499.80 with BWC Excavating, LC for the Northeast Side School Routes Sidewalk Improvement Project, Contract No. 301928-01. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$165,954.00
Original Incentive Value	4,100.00
Change Order No. 1	10,362.91
Change Order No. 2	32,395.86
Change Order No. 3	1,627.84
Change Order No. 4 Final	(40,499.80)
Removal of Original Incentive Value	<u>(4,100.00)</u>
Amended Contract Amount	\$169,840.81

General ledger coding for this Change Order to be as follows: (\$40,499.80) 301-301000-30185-301928 NA

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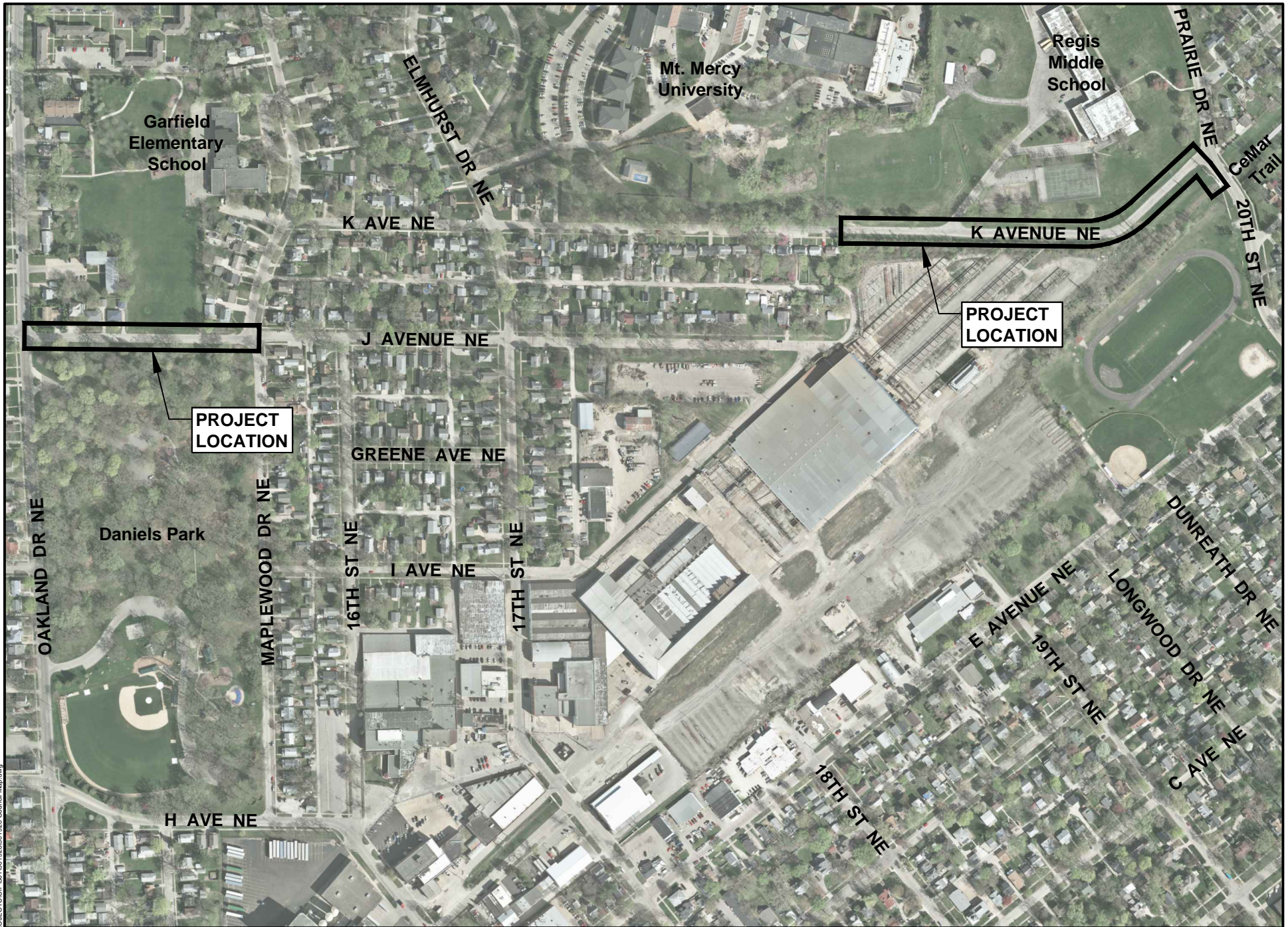
MayorSignature

Attest:

ClerkSignature

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**NORTHEAST SIDE SCHOOL ROUTES  
SIDEWALK IMPROVEMENT PROJECT**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** p.wieneke@cedar-rapids.org

**Alternate Contact Person:** Loren Snell, PE

**Phone Number/Extension:** 5804

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

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 7 in the amount of \$31,893.29, plus 5 working days, with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 1 project (original contract amount was \$874,227.25; total contract amount with this amendment is \$973,721.94) **(Flood)**.

CIP/DID #SSD102-05

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**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. An unknown pipe was discovered at E Ave and 17<sup>th</sup> St NE connected to the existing manhole, the contractor televised the line to find it was abandoned. The line was filled with flowable mortar and capped. The sanitary line on E Ave was encased in concrete, when the new manholes were installed the concrete encasement had to be removed. This was a very slow process to keep from breaking the existing sewer.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 7 submitted by Dave Schmitt Construction Co., 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:** December 1, 2015

**Budget Information:** FEMA PW #SSD102 FLOOD

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 7 in the amount of \$31,893.29 plus five working days with Dave Schmitt Construction Co., Inc. for the NE Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 1 project, Contract No. SSD102-05. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$841,227.25
Possible Incentive Value	33,000.00
Change Order No. 1	4,262.17
Change Order No. 2	3,095.25
Change Order No. 3	1,855.71
Change Order No. 4	9,890.65
Change Order No. 5	32,913.08
Change Order No. 6	15,584.54
Change Order No. 7	<u>31,893.29</u>
Amended Contract Amount	\$973,721.94

General ledger coding for this Change Order to be as follows: \$31,893.29 330-330210-18511-SSD102 FLOOD

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Loren Snell, PE

**Phone Number/Extension:** 5804

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

**Alternate Contact Person:** Pat Wieneke

**Phone Number/Extension:** 5848

**E-mail Address:** p.wieneke@cedar-rapids.org

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 4 in the amount of \$244 with Horsfield Construction, Inc. for the 19th Street SE Roadway & Utility Improvements From Mount Vernon Road SE to Glenway Drive SE project (original contract amount was \$1,212,355.30; total contract amount with this amendment is \$1,275,949.30) (**Paving for Progress**).

CIP/DID #3012081-03

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**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. 4 submitted by Horsfield 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:** December 1, 2015

**Budget Information:** 3012081 Street LOST

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 4 in the amount of \$244 with Horsfield Construction, Inc. for the 19th Street SE Roadway & Utility Improvements From Mount Vernon Road SE To Glenway Drive SE, Contract No. 3012081-03. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,172,355.30
Original Incentive Value	40,000.00
Change Order No. 1	5,412.00
Change Order No. 2	22,020.03
Change Order No. 3	35,917.97
Change Order No. 4	<u>244.00</u>
Amended Contract Amount	\$1,275,949.30

General ledger coding for this Change Order to be as follows: \$244 301-301000-7970-3012081 SLOST

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

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

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 3 in the amount of \$50,378.75 with L.L. Pelling Company, Inc. for the 7<sup>th</sup> Street SE and 8<sup>th</sup> Street SE Roadway Rehabilitation from A Avenue NE to 12<sup>th</sup> Avenue SE project (original contract amount was \$1,346,955.75; total contract amount with this amendment is \$1,444,705.89) **(Paving for Progress)**.

CIP/DID #3012111-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. The grass area along 7<sup>th</sup> St SE between 1<sup>st</sup> and 2<sup>nd</sup> Ave was changed to brick pavers. Hot Mix Asphalt pavement increased because the cross slope on 7<sup>th</sup> and 8<sup>th</sup> Street was lowered from 4% to 2% to match the existing profile which increased the amount of HMA needed.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 3 submitted by L.L. Pelling Company, 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:** December 1, 2015

**Budget Information:** CIPs 3012111 (SLOST), 65500

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 in the amount of \$50,378.76 with L.L. Pelling Company for the 7<sup>th</sup> Street SE and 8<sup>th</sup> Street SE Roadway Rehabilitation from A Avenue NE to 12<sup>th</sup> Avenue SE, Contract No. 3012111-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,316,955.75
Original Incentive Value	30,000.00
Change Order No. 1	22,897.48
Change Order No. 2	24,473.90
Change Order No. 3	<u>50,378.76</u>
Amended Contract Amount	\$1,444,705.89

General ledger coding for this Change Order to be as follows: \$50,378.76 625000-625884-6252014088

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke  
**E-mail Address:** p.wieneke@cedar-rapids.org

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Loren Snell, PE  
**E-mail Address:** l.snell@cedar-rapids.org

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 6 (Final) deducting the amount of \$182,997.37 with Pirc-Tobin Construction, Inc. for the 4<sup>th</sup> Avenue SE Pavement Rehabilitation from 5<sup>th</sup> Street SE to 19<sup>th</sup> Street SE project (original contract amount was \$2,219,444.15; total contract amount with this amendment is \$2,521,318.46) **(Paving for Progress)**.  
 CIP/DID #3012080-02

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**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. 5 submitted by Pirc-Tobin 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:** December 1, 2015

**Budget Information:** 3012080-SLOST

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 6 Final deducting the amount of \$182,997.37, with Pirc-Tobin Construction, Inc. for the 4<sup>th</sup> Avenue SE Pavement Rehabilitation from 5<sup>th</sup> Street SE to 19<sup>th</sup> Street SE project, Contract No. 3012080-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$2,189,444.15
Original Incentive Value	30,000.00
Change Order No. 1	181,628.65
Change Order No. 2	69,127.70
Change Order No. 3	44,383.96
Change Order No. 4	127,649.89
Change Order No. 5	67,081.48
Change Order No 6 Final	(182,997.37)
Removal of Original Incentive Value	<u>(5,000.00)</u>
Amended Contract Amount	\$2,521,318.46

General ledger coding for this Change Order to be as follows: (\$182,997.37); (\$126,000.54)  
301-301000-7970-3012080 SLOST, (\$56,869.67) 625-625000-625542-6252015055, (\$127.16)  
301-301000-7970-3012146

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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:** Purchases, contracts and agreements  
 Resolution authorizing Change Order No. 5 in the amount of \$18,589.18 with Rathje Construction Company for the 42<sup>nd</sup> Street NE from I-380 Northbound Off Ramp to East of the Cedar River Trail – Traffic Signals project (original contract amount was \$824,160.67; total contract amount with this amendment is \$1,074,691.65).  
 CIP/DID #301614-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**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.

9" pavement item was increased due to pavement patching being completed as PCC pavement due to patch locations and deletion of the median under I-380. There will be deductions in the pavement patching and median items on future change order to offset this item increase. This is the final measured quantity of work completed. Additional slope protection was installed throughout the project site to minimize erosion potential.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 5 submitted by Rathje Construction Company.

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

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301614, MPO STP funding \$690,000

**Local Preference Policy:** NA

**Explanation:** This project is a Public Improvement Project and as such per State Code the City is required to award the construction contract to the lowest responsive, responsible bidder. The Buy Local policy does not apply in this situation

**Recommended by Council Committee:** Yes

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 5 in the amount of \$18,589.18 with Rathje Construction Company for the 42<sup>nd</sup> Street NE from I-380 Northbound Off Ramp to East of the Cedar River Trail – Traffic Signals project, Contract No. 301614-02 NA. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$824,160.67
Change Order No. 1	1,996.34
Change Order No. 2	43,343.45
Change Order No. 3	32,454.57
Change Order No. 4	154,147.44
Change Order No. 5	<u>18,589.18</u>
Amended Contract Amount	\$1,074,691.65

General ledger coding for this Change Order to be as follows: \$18,589.18; \$18,116.68 301-301000-30186-301614 NA, \$472.50 325-325000-32586-325026 NA

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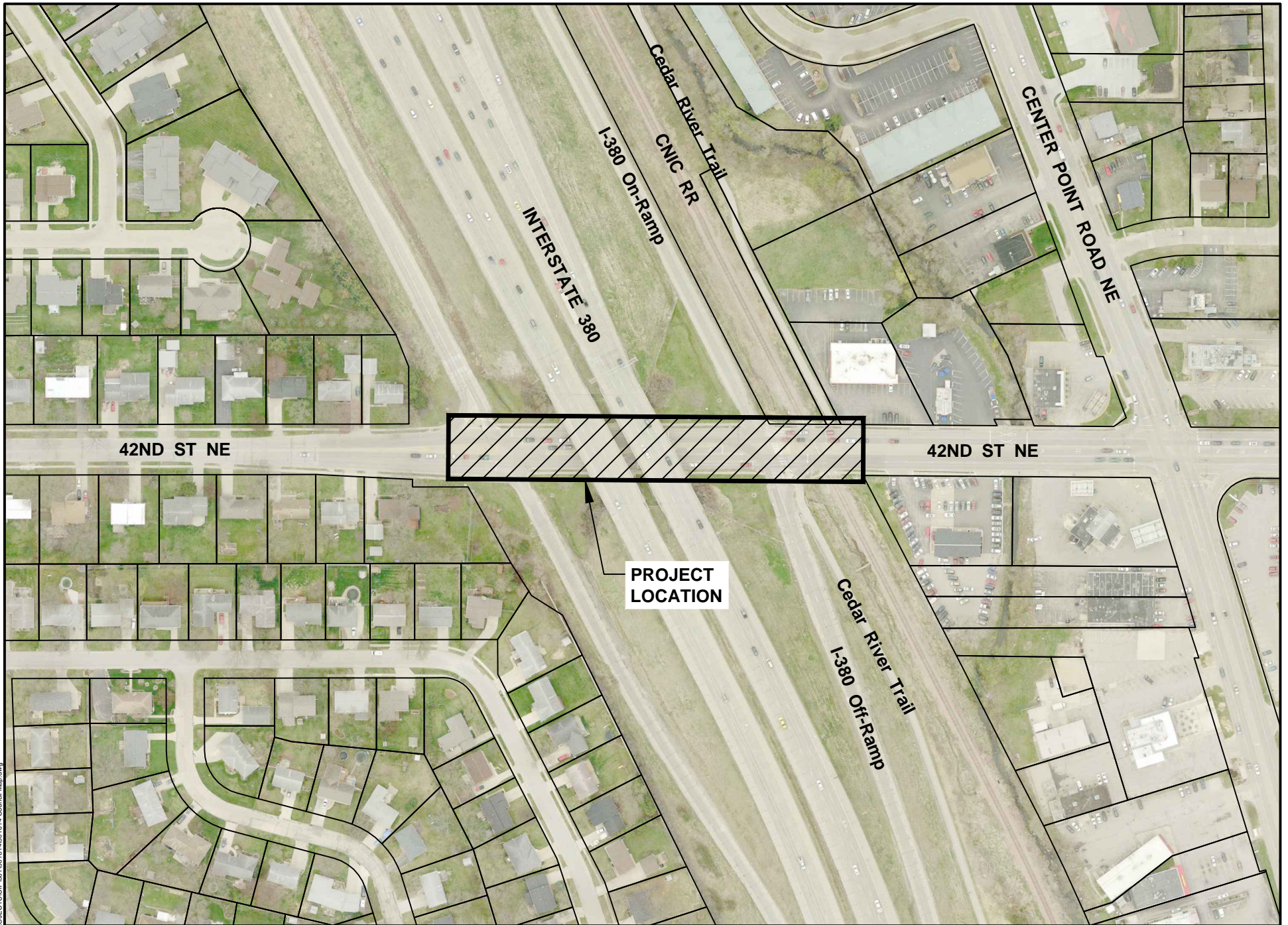
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MayorSignature

Attest:

ClerkSignature

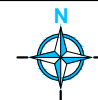
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**42ND STREET NE AND I-380  
INTERSECTION IMPROVEMENTS PROJECT**







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Jason Junk

**Phone Number/Extension:** 5724

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

**Description of Agenda Item:** Purchases, contracts and agreements

Authorizing Change Order No. 5 in the amount of \$44,527.13 with Rathje Construction Company for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 2 project (original contract amount was \$931,429.33; total contract amount with this amendment is \$998,711.03) **(FLOOD)** .

CIP/DID #SSD104-06

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** This is a contract change order to adjust the contract price based on the actual quantities of completed work and additional work based on contractor quotes reviewed and accepted base on the scope of work. The unit prices remain the same as originally bid and the contract price is adjusted in accordance with the provisions specified in the terms and conditions. Granular backfill overrun is due to unstable soils that were encountered in the alley between 2<sup>nd</sup> and 3<sup>rd</sup> Street and 12<sup>th</sup> and 16<sup>th</sup> Avenue. Portland Cement Concrete overrun was due to the existing pavement in the alley between 2<sup>nd</sup> and 3<sup>rd</sup> Street and 12<sup>th</sup> and 16<sup>th</sup> Avenue was 10-inches instead of 8-inches thick as the plans showed.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 5 submitted by Rathje Construction Company.

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

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

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

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

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 5 in the amount of \$44,527.13 with Rathje Construction Company for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 2, Contract No. SSD104-06. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$897,429.33
Original Incentive Value	34,000.00
Change Order No. 1	3,000.81
Change Order No. 2	17,474.00
Change Order No. 3	84.00
Change Order No. 4	2,195.76
Change Order No. 5	44,527.13

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Amended Contract Amount	\$998,711.03
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General ledger coding for this Change Order to be as follows: \$44,527.13 330-330210-18511-SSD104 FLOOD

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke

**Phone Number/Extension:** 5848

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

**Alternate Contact Person:** Loren Snell

**Phone Number/Extension:** 5804

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

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing Change Order No. 12 in the amount of \$4,380.68 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2 project (original contract amount was \$1,815,564.20; total contract amount with this amendment is \$1,861,896.89) (**FLOOD**).

CIP/DID #SSD103-11

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**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 submitted by Ricklefs Excavating, Ltd.

**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:** December 1, 2015

**Budget Information:** FEMA SSD103 FLOOD

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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 in the amount of \$4,380.68 with Ricklefs Excavating, Ltd. for the SW Quadrant, 2008 Flood Area Sanitary Sewer Restoration, Phase 2, Part 2, project 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
Change Order No. 3	3,708.77
Change Order No. 4	2,758.80
Change Order No. 5	7,378.14
Change Order No. 6	22,610.59
Change Order No. 7	17,537.97
Change Order No. 8	70,785.98
Change Order No. 9	9,487.10
Change Order No. 10	1,161.05
Change Order No. 11	27,778.34
Change Order No. 12	4,380.68
Disincentive/Liquidated Damages	<u>(157,750.00)</u>
Amended Contract Amount	\$1,861,896.89

General ledger coding for this Change Order to be as follows: \$4,380.68 330-330210-18511-SSD103 FLOOD

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Parks

**Presenter at Meeting:** Sven Leff  
**E-mail Address:** s.leff@cedar-rapids.org

**Phone Number/Ext.:** 5739

**Alternate Contact Person:** Steve Krug  
**E-mail Address:** s.krug@cedar-rapids.org

**Phone Number/Ext.:** 5740

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing an agreement between the Iowa Department of Natural Resources and the City of Cedar Rapids accepting a \$300,000 grant from the Iowa Department of Natural Resources Resource Enhancement and Projection Fund (REAP) to support acquisition of 7.33 acres, 3 parcels, for future development of a residential park with parking, trails, prairie and signage, located on Wilson Avenue SW, City of Cedar Rapids, Linn County, Iowa.  
 CIP/DID #307218

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:** Over 7 acres of mostly undeveloped land was available for creation of a park in a residential portion of the southwest quadrant, an area that had been identified in the Parks & Recreation Master Plan as having a deficiency of green space accessible to the public. The land contains landmark trees and has potential as a nature preserve. Long range plans include trails, native prairie, interpretive educational signage and a natural playscape. A REAP grant application was submitted for funds to acquire and protect the land. \$300,000 was awarded to the City of Cedar Rapids by The Iowa Department of Natural Resources Resource Enhancement and Protection Fund (REAP) to help acquire the land for this project.

**Action/Recommendation:** The Parks and Recreation Department recommends approval of the Resolution to execute the Resource Enhancement and Protection Fund (REAP) Agreement.

**Alternative Recommendation:** If Council does not approve, the City will not receive the funds.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, through adoption of Resolution No. 1195-08-15 on August 11, 2015, the City Council of the City of Cedar Rapids approved submittal of a Iowa Department of Natural Resources Resource Enhancement and Protection Fund (REAP) Grant Application, and

WHEREAS, the City of Cedar Rapids, Iowa has been awarded a \$300,000 grant from the Iowa Department of Natural Resources Resource Enhancement and Protection Fund (REAP) to support acquisition of 7.33 acres, 3 parcels, for future development of a residential park with parking, trails, prairie and signage, located on Wilson Avenue SW, City of Cedar Rapids, Linn County, Iowa, and

WHEREAS, an agreement between the Iowa Department of Natural Resources and the City of Cedar Rapids to commit said grant funding is required to receive the funds

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that authorization is hereby granted for the City Manager to sign and execute the Iowa Department of Natural Resources Resource Enhancement and Protection Fund (REAP) Grant Agreement including any and all assurances, certificates, or other document components as may be directly related to stipulated items, conditions, etc., or indirectly related for compliance with other applicable laws, regulations, etc., which may (now or hereafter) affect the subject provision of the grant.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Joe Mailander  
**E-mail Address:** [j.mailander@cedar-rapids.org](mailto:j.mailander@cedar-rapids.org)

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

**Alternate Contact Person:** John Reasoner  
**E-mail Address:** [j.reasoner@cedar-rapids.org](mailto:j.reasoner@cedar-rapids.org)

**Phone Number/Ext.:** 319-286-5806

**Description of Agenda Item:** Final plats

Resolution waiving the City's right to review the Final Plat of Hunt Addition to Linn County and accepting an Agreement to Annex, for property within two miles of the Cedar Rapids corporate limits located at 3982, 3994, and 3998 Old Ferry Road.

CIP/DID #FLPT-018632-2015

**EnvisionCR Element/Goal:** GrowCR Goal 2: Manage Growth.

**Background:** On behalf of property owner, Sunrise Management, LLC, Shive-Hattery, Inc. submitted a request dated May 19, 2015 for the City of Cedar Rapids to waive the right to review the Final Plat of Hunt Addition to Linn County. The final plat is being prepared for review and approval by Linn County as part of a minor boundary change to reconfigure 3 existing lots into 2 lots. The property owner submitted a signed Agreement to Annex regarding future annexation of the property to the Cedar Rapids.

**Action/Recommendation:** City Development Services Department staff recommends approval of the resolution.

**Alternative Recommendation:** City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** December 1, 2015

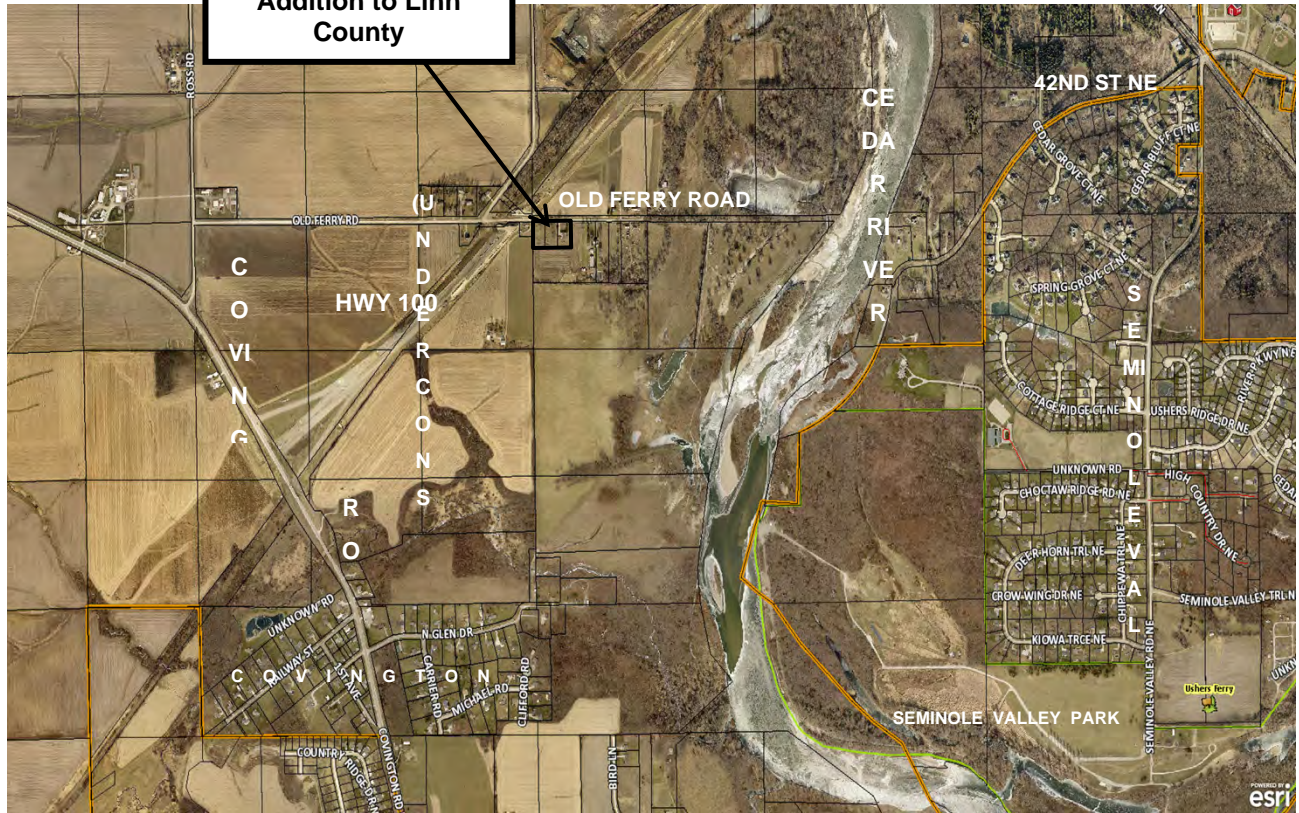
**Budget Information:** NA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA

Location Map

Location of the Final  
Plat of Hunt  
Addition to Linn  
County



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Mayor and City Council received a request for the City to waive the right to review a minor boundary change for property at 3982, 3994, and 3998 Old Ferry Road in Linn County from the property owner, Sunrise Management, LLC, and

WHEREAS, the minor boundary change is being accomplished by means of a Final Plat known as Hunt Addition being reviewed by Linn County, and

WHEREAS, the property owner has submitted to the City an executed Agreement to Annex pertaining to future annexation of the property into Cedar Rapids, Iowa, and

WHEREAS, the Agreement to Annex as submitted is recommended for approval by the City Development Services Department, and

WHEREAS, City Development Services Department staff have reviewed the request for the City to waive the right to review the Final Plat of Hunt Addition to Linn County and recommend approval of this request, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that City Council hereby approves waiving the City's right to review the subdivision of land within two miles of the Cedar Rapids corporate limits for the minor boundary change by a final plat known as Hunt Addition to Linn County as requested by Sunrise Management, LLC, and

BE IT FURTHER RESOLVED, the Agreement to Annex as noted above submitted by Sunrise Management, LLC, be and the same is hereby accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.



PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

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 1st day of December, 2015.

ClerkSignature



## Council Agenda Item Cover Sheet

**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:** Robert Davis  
**E-mail Address:** RobD@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution accepting a Quit Claim Deed in the amount of \$1 from Linn County, Iowa for vacant land located at the southwest intersection of A Street SW and 21<sup>st</sup> Avenue SW in connection with the Cedar Rapids Flood Control System project.  
 CIP/DID #3313200-00

**EnvisionCR Element/Goal:** ProtectCR Goal 1: Protect Cedar Rapids from flooding and other hazards.

**Background:** The property is being acquired to accommodate the future flood mitigation system project. Linn County is the owner of the property which consists of 682.88 square feet. Linn County is conveying the property to the City for mutual benefit.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution accepting a Quit Claim Deed in the amount of \$1 from Linn County, Iowa.

**Alternative Recommendation:** Not acquire the property.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 331/3310000/3313200 GRI

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Flood Control Program Manager has determined the need to acquire the vacant real property located at the southwest intersection of A Street SW and 21<sup>st</sup> Avenue SW for the future Cedar Rapids Flood Control System project, and

WHEREAS, Linn County, Iowa, 935 2<sup>nd</sup> Street SW, Cedar Rapids, Iowa 52404, OWNER of the real property known and described as:

Anderson's (less SW 40') Lot 1 Block 1, City of Cedar Rapids, Iowa

has agreed to convey said property by Quit Claim Deed to the City of Cedar Rapids for consideration of \$1, and

WHEREAS, the Flood Control Program Manager recommends the City enter into an agreement to purchase the vacant property located at the southwest intersection of A Street SW and 21<sup>st</sup> Avenue SW, and

WHEREAS, the City Council has allocated Growth Reinvestment funds for the Cedar Rapids Flood Control System project (Fund 331, Dept ID 3310000, Project 3313200 GRI),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Quit Claim Deed, Groundwater Hazard Statement and all other documents from Linn County, Iowa be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG









## Council Agenda Item Cover Sheet

**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:** Douglas Wilson  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$175 and accepting a Warranty Deed for right-of-way from Edith T. Barger from land located 4023 Northwood Drive NE in connection with the 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project (**Paving for Progress**).  
 CIP/DID #3012092-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** The right-of-way acquisition from 4023 Northwood Drive NE is required to accommodate a proposed sidewalk ramp at the corner of 42<sup>nd</sup> Street NE and Northwood Drive NE for this project. The project consists of replacing 42<sup>nd</sup> Street NE pavement from Wenig Road to I-380, storm and sanitary improvements, and water main rehabilitation from Northwood Drive to I-380. Compensation amounts proposed for the right-of-way are based on comparable land sales in the area.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$175 and accepting a warranty deed and all other documents required from Edith T. Barger.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/3010000/3012092 SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for right-of-way exists in order to accommodate the proposed facilities, and

WHEREAS, Edith T. Barger, 4023 Northwood Drive NE, OWNER, of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way at 4023 Northwood Drive NE, to the City of Cedar Rapids for consideration of \$175, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation Project (Fund 301, Dept ID 3010000, Project 3012092 SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement is hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and Groundwater Hazard Statement from Edith T. Barger be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:



ClerkSignature

LEG\_TABLED\_TAG

T:\ACAD\213079\DWG\easement plats\4023 northwood dr.dwg 11-12-15 11:18:41 AM MLS287

# ACQUISITION PLAT

## PART OF LOT 14, NORTHWOOD KNOLLS FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



0 40

### NOTES:

1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

PROPRIETOR:  
EDITH T. BARGER  
GPN: 14092-27001-00000

### Legal Description

PART OF LOT 14, NORTHWOOD KNOLLS FIRST ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

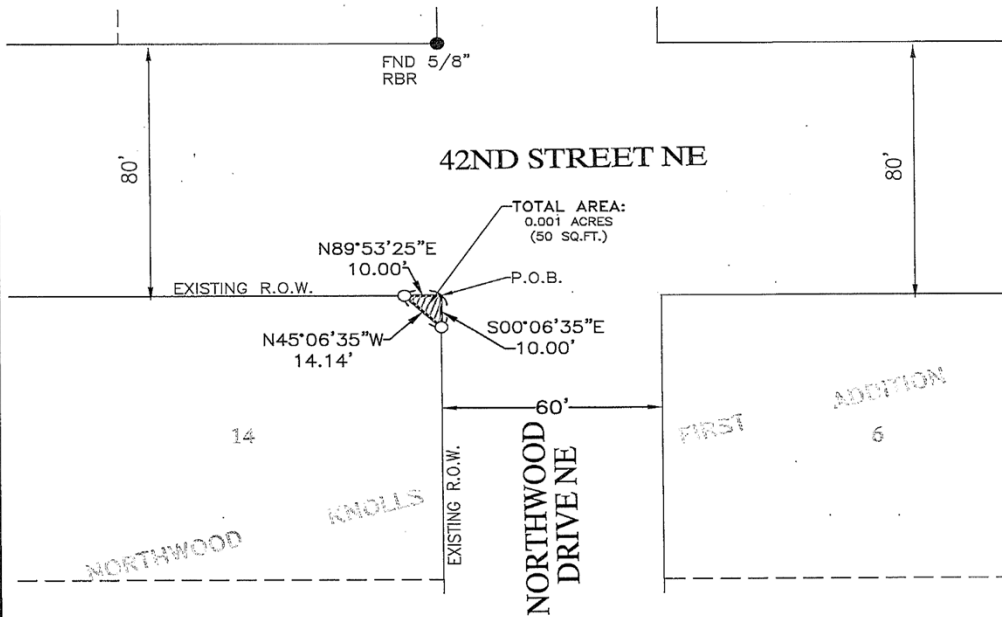
BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 14;

THENCE S00°06'35"E ALONG THE WEST RIGHT-OF-WAY LINE OF NORTHWOOD DRIVE NE, 10.00 FEET;

THENCE N45°06'35"W, 14.14 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF 42ND STREET NE;

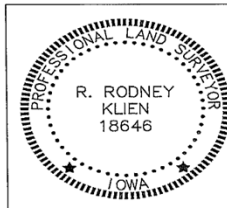
THENCE N89°53'25"E ALONG SAID SOUTH RIGHT-OF-WAY LINE, 10.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.001 ACRES (50 SQ.FT.) MORE OR LESS.

SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD.



### Legend

Boundary Line —————  
Adjoining Lot Line - - - - -  
Section Line ————  
Building Setback Line .....  
Found 1/2" Rebar (Unless Noted) •  
Set 1/2"x30" Rebar (Unless Noted) o  
w/Orange Cap #18646  
Set Section/Quarter Corner ▲  
Found Section/Quarter Corner ▲  
Measured (M)  
Record (R)  
Acquisition



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 11-12-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
THIS SHEET

ACQUISITION PLAT  
Project Number: 213079

4023 NORTHWOOD DRIVE NE

Drawn By: M.S. Approved By: R.R.K.  
Date: 11/12/15 Scale: 1"=40'  
Field Book #: 324

CEDAR RAPIDS  
City of Five Seasons

Client:

ANDERSON-BOGERT

Sheet No.  
1  
Of  
1



Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012092 - 42nd St I-380 to Wenig NE\3012092 Council Map.dwg



**42ND STREET NE FROM INTERSTATE 380 TO WENIG ROAD  
IMPROVEMENTS PROJECT**







## Council Agenda Item Cover Sheet

**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:** Douglas Wilson  
**E-mail Address:** d.wilson@cedar-rapids.org

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$175 and accepting a Warranty Deed for right-of-way from Cindy L. Gagnon from land located at 4201 Northwood Drive NE in connection with the 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project (**Paving for Progress**).  
 CIP/DID #3012092-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** The right-of-way acquisition from 4201 Northwood Drive NE is required to accommodate a proposed sidewalk ramp at the corner of 42<sup>nd</sup> Street NE and Northwood Drive NE for this project. The project consists of replacing 42<sup>nd</sup> Street NE pavement from Wenig Road to I-380, storm and sanitary sewer improvements, and water main rehabilitation from Northwood Drive to I-380. Compensation amounts proposed for the right-of-way are based on comparable land sales in the area.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$175 and accepting a warranty deed and all other documents required from Cindy L. Gagnon.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and direct City staff to abandon or reconfigure the 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE Pavement and Water Main Rehabilitation project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/3010000/3012092 SLOST

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for drainage exists in order to accommodate the proposed facilities, and

WHEREAS, College Community School District, 401 76<sup>th</sup> Avenue SW, Cedar Rapids, IA 52404, OWNER, of the real property known and described as:

See Attached Permanent Drainage Easement Exhibit

has agreed to convey the necessary easement for drainage and a temporary grading easement for construction at 8015 Kirkwood Blvd SW to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for drainage and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project (Fund 301, Dept. ID 301000, Project 301929 NA),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED, that the easement for drainage be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

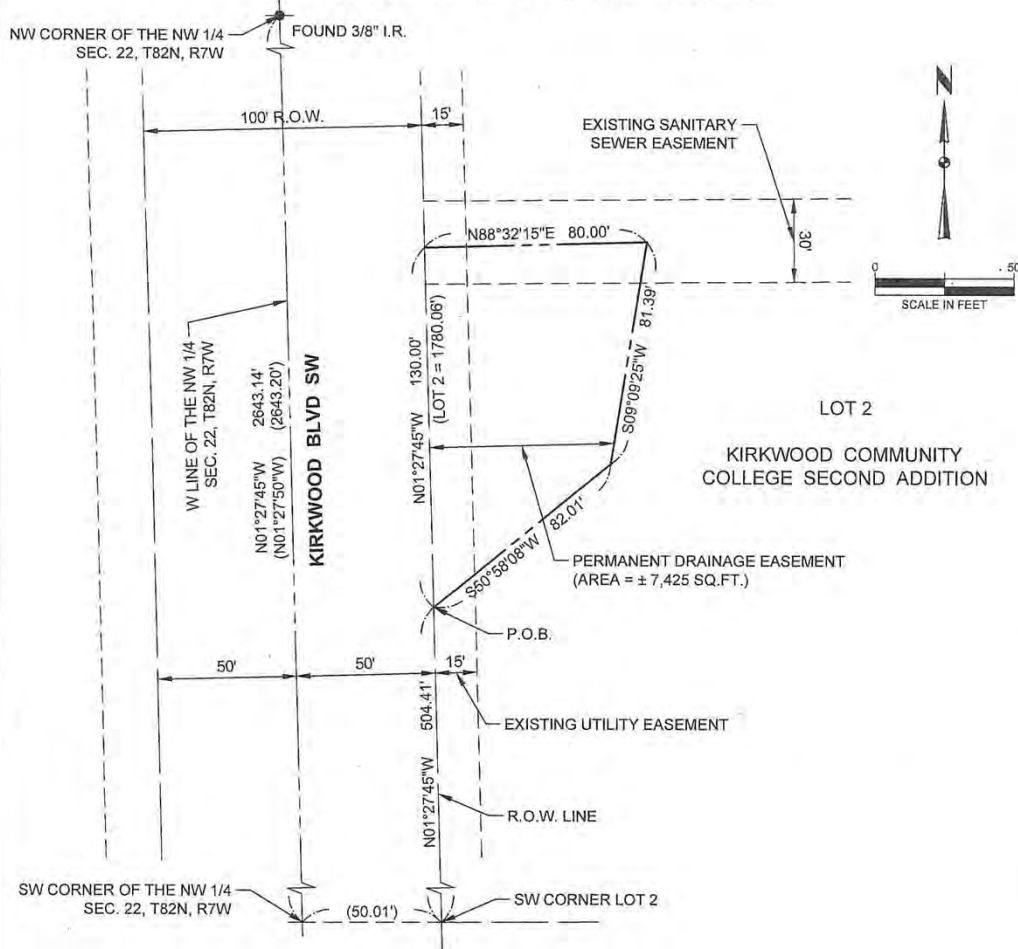
MayorSignature

Attest:

ClerkSignature

# PERMANENT DRAINAGE EASEMENT EXHIBIT

PART OF LOT 2 OF KIRKWOOD COMMUNITY COLLEGE SECOND ADDITION  
TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA



## EASEMENT DESCRIPTION:

PART OF LOT 2 OF KIRKWOOD COMMUNITY COLLEGE SECOND ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2;

THENCE NORTH 01 DEGREE 27 MINUTES 45 SECONDS WEST ALONG THE EASTERLY RIGHT-OF-WAY LINE OF KIRKWOOD BLVD SW, A DISTANCE OF 504.41 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 01 DEGREE 27 MINUTES 45 SECONDS WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 130.00 FEET;

THENCE NORTH 88 DEGREES 32 MINUTES 15 SECONDS EAST, A DISTANCE OF 80.00 FEET;

THENCE SOUTH 09 DEGREES 09 MINUTES 25 SECONDS WEST, A DISTANCE OF 81.39 FEET;

THENCE SOUTH 50 DEGREES 58 MINUTES 08 SECONDS WEST, A DISTANCE OF 82.01 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINS 7,425 SQUARE FEET, MORE OR LESS.

## LEGEND

●	FOUND SURVEY MONUMENT
—	EXISTING R.O.W. LINE
---	EXISTING LOT LINE
- - - -	PROPOSED EASEMENT LINE
(100.00')	DEED DIMENSION

PROPERTY ADDRESS:  
8015 KIRKWOOD BLVD SW  
CEDAR RAPIDS, IA

OWNER:  
COLLEGE COMMUNITY  
SCHOOL DISTRICT

Print Date: 7/26/2015 10:46 AM  
File Name: v:\projects\cedar\101322\design\101322.dwg



PREPARED BY:  
CITY OF CEDAR RAPIDS, PUBLIC WORKS  
500 15TH AVENUE SW, CEDAR RAPIDS, IA 52404  
PHONE: 319-285-5602

Date: 7-26-2015  
Drawn By: MAM  
Approved By:  
Project No: 301029

PERMANENT DRAINAGE EASEMENT EXHIBIT  
8015 KIRKWOOD BLVD SW

SHEET No.  
1



Cadd File Name: W:\PAVING FOR PROGRESS\LOST\PROJECTS\3012092 - 42nd St I-380 to Wenig NE\3012092 Council Map.dwg



**42ND STREET NE FROM INTERSTATE 380 TO WENIG ROAD  
IMPROVEMENTS PROJECT**







## Council Agenda Item Cover Sheet

**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:** Paula Mitchell  
**E-mail Address:** p.mitchell@cedar-rapids.org

**Phone Number/Extension:** 5852

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution accepting a Warranty Deed in the amount of \$1 from William R. Woodburn and Linda K. Pochobradsky for right-of-way from land located 1509 J Street SW in connection with the Single Family New Construction program.  
 CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The City previously conveyed property located at 1501 and 1505 J Street SW to Stonebrook Homes, LLC for participation in the Single Family New Construction program, locally referred to as ROOTs. It was later determined that additional right-of-way is necessary from the adjacent property located at 1509 J Street SW for alley access. The property owners, William R. Woodburn and Linda K. Pochobradsky agreed to dedicate the required alley right-of-way to the City for \$1.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution accepting a warranty deed from William R. Woodburn and Linda K. Pochobradsky.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way for alley access and direct City staff to abandon or reconfigure the ROOTs home at 1501 and 1505 J Street SW.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** OB540257

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

ENG  
CDF  
FIN  
RCR  
IT  
CD  
ASR  
AUD FILE  
OB540257  
OB377545

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids previously conveyed property located at 1501 and 1505 J Street SW to Stonebrook Homes, LLC for participation in the Single Family New Construction program (SFNC), and

WHEREAS, it was determined additional right-of-way is necessary at 1509 J Street SW to accommodate alley access, and

WHEREAS, William R. Woodburn and Linda K. Pochobradsky, 1106 Crestview Drive SE, Cedar Rapids, Iowa 52403, OWNERS of 1509 J Street SW and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way at 1509 J Street SW, to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City acquire the necessary alley right-of-way, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Warranty Deed and Groundwater Hazard Statement from William R. Woodburn and Linda K. Pochobradsky be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS

## PROPERTY OWNER:

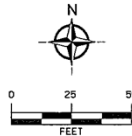
WILLIAM R. WOODBURN  
LINDA K. POCHOBRADSKY  
1106 CRESTVIEW DR. SE  
CEDAR RAPIDS, IA 52403  
BOOK 8561, PAGE 233-234

## LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 8, BLOCK 11 IN BOWLING'S FIRST ADDITION TO WEST CEDAR RAPIDS, NOW BEING THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

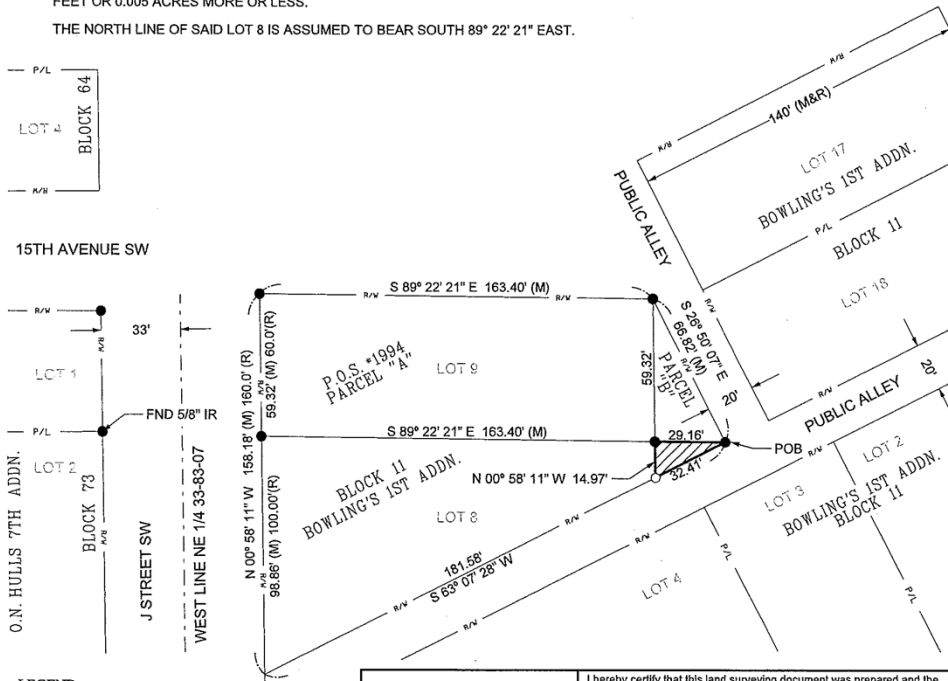
BEGINNING AT THE SOUTHEAST CORNER OF LOT 9 OF SAID BLOCK 11, WHICH IS ALSO THE EAST CORNER OF SAID LOT 8, THENCE SOUTH 63° 07' 28" WEST, 32.41 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF A PUBLIC ALLEY; THENCE NORTH 00° 58' 11" WEST, 14.97 FEET TO THE NORTH LINE OF SAID LOT 8; THENCE SOUTH 89° 22' 21" EAST, 29.16 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING, CONTAINING 218 SQUARE FEET OR 0.005 ACRES MORE OR LESS.

THE NORTH LINE OF SAID LOT 8 IS ASSUMED TO BEAR SOUTH 89° 22' 21" EAST.



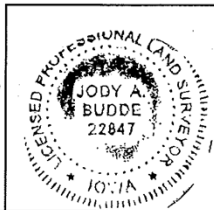
NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED

FIELD SURVEY COMPLETED: MAY 2015



## LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- FOUND 1/2" REROD W/ CAP #18377 (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- - - RIGHT-OF-WAY LINE
- - - EASEMENT LINE
- - - PROPERTY LINE



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

JODY A. BUDDÉ, L.S.  
License Number: 22847  
My license renewal date is DECEMBER 31, 2016.

Pages or sheets covered by this seal:  
1 of 1

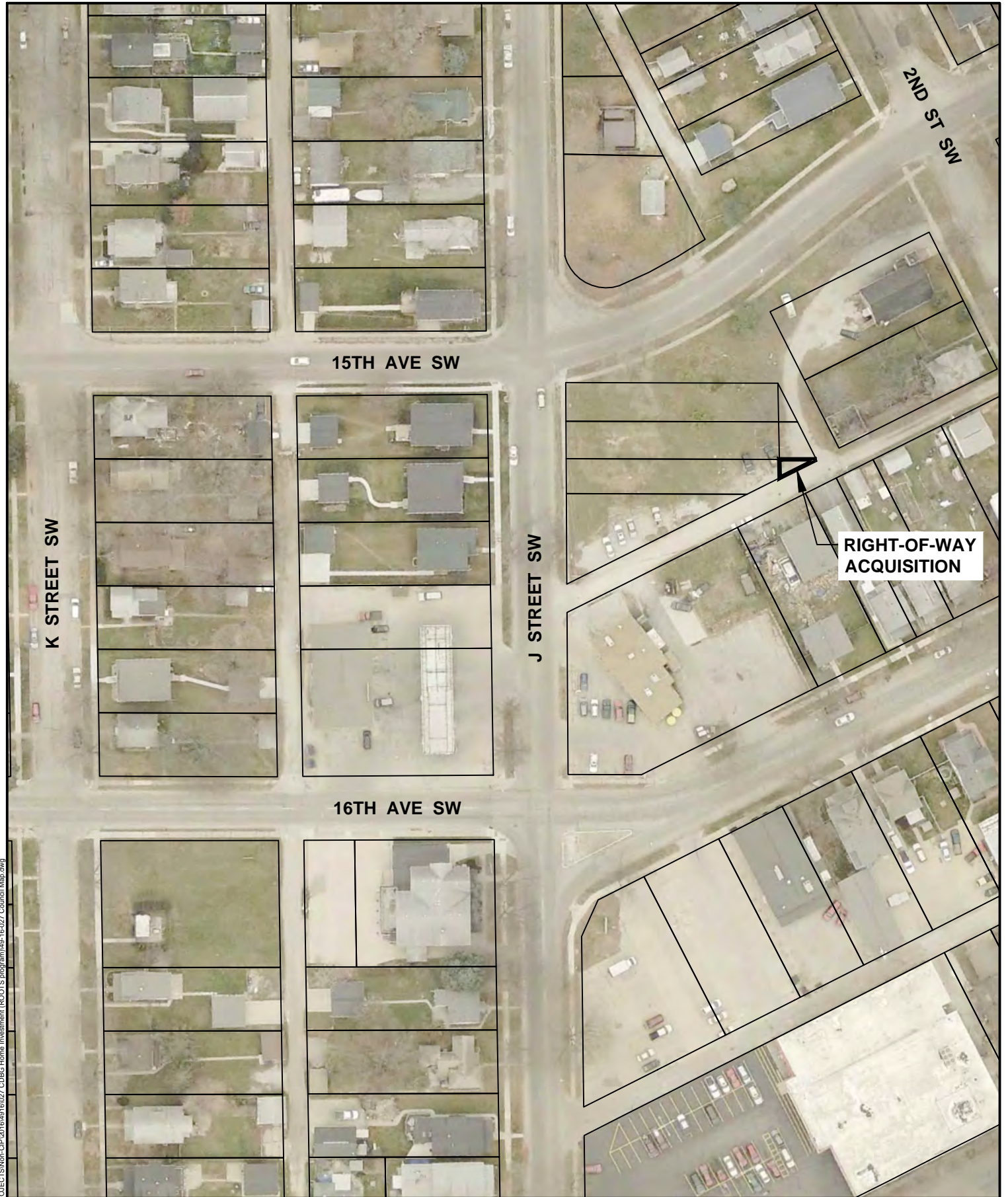
SURVEY FOR:  
CITY OF CEDAR RAPIDS  
500 15TH AVENUE SW  
CEDAR RAPIDS, IA 52404  
PHONE: (319) 286-5802



**Foth**  
Foth Infrastructure & Environment, LLC  
3950 River Ridge Drive NE, Suite A  
Cedar Rapids, IA 52402  
Phone: 319-365-9565 Fax: 319-365-9631

FOTH PROJECT NO. 15C001-01 DATE: 10/15/2015

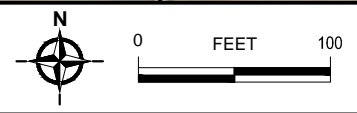
SHEET  
1 OF 1



Cadd File Name: W:\PROJECTS\Non-CIP\2016\4916\027 CDBG Home Investment (ROOTS program)\49-16-027 Council Map.dwg



**CDBG HOME INVESTMENT PARTNERSHIP (ROOTS PROGRAM)  
RIGHT-OF-WAY ACQUISITION**







## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde

**Phone Number/Ext.:** 319 286-5817

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

**Alternate Contact Person:** Paula Mitchell

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

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing execution of Development Agreement and Special Warranty Deed with Scallon Custom Homes, L.L.C. for City-owned property at 623 3<sup>rd</sup> Avenue SW participating in the fourth round of the Single Family New Construction program (**FLOOD**).

CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The resolution for City Council consideration provides for the execution of Development Agreement and deed with the above listed developer and associated property through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The property has been awarded through a competitive proposal process and the City and developer are ready to execute the Development Agreement and deed to allow construction on the home to begin. To date, 75 such agreements and deeds for City property have been executed for the fourth round of 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 30 days of the execution of the Development Agreement, and complete all projects prior to the program's anticipated end date of December 31, 2016;
- 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; and,



On March 12, 2015, by Resolution No. 0336-03-15, the City Council approved Amendment No. 2 to the Administrative Plan for the fourth round of the Single Family New Construction (SFNC) Program. The modifications to the administrative plan allow for development in Tiers 1, 2, and 3 under the following circumstances:

- Builders will be eligible to be allocated a maximum of 1 unit outside Tier 1 for every unit they have constructed in a previous program round. Actual allocation outside Tier 1 will be subject to application review and funding availability.
- Shovel readiness will receive scoring consideration.
- The order of priority for allocation will be lots in Tier 1, followed by lots in Tier 2, with lots in Tier 3 receiving the lowest point value for location.
- Ongoing process for reallocation of lots that do not move forward to ensure full expenditure of grant resources.

Through a competitive proposal process, developers submitted applications for the program which listed “preference sites”. These sites include City-owned being acquired through the Voluntary Property Acquisition Program and privately-owned property. A team of City staff and neighborhood representatives 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 201 properties have been identified by 24 developers in the current phase of property allocation for this program.

**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:** November 17, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on October 8, 2013, the City Council passed Resolution 1591-10-13 approving the administrative plan and local program guidelines for the fourth round of the Single Family New Construction Program (SFNC), and

WHEREAS, the guidelines adopted in the administrative plan for the Single Family New Construction (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 623 3rd Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on August 27, 2013, on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Scallon Custom Homes, L.L.C.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property at 623 3rd Avenue SW to Scallon Custom Homes, L.L.C. 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Erika Kubly  
**E-mail Address:** [e.kubly@cedar-rapids.org](mailto:e.kubly@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5406

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution rescinding Resolution No. 1033-07-15, which authorized execution of Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Cedar Ridge Homes, Inc. for property at 718 2<sup>nd</sup> Street SW, and authorizing the execution of an Agreement to Terminate the Development Agreement with Cedar Ridge Homes, Inc. and accepting a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The resolution is to correct a previous resolution related to the transfer of title from Cedar Ridge Homes, Inc.

On September 27, 2011, City Council authorized execution of a Development Agreement and Special Warranty Deed with Cedar Ridge Homes for City-owned property located at 718 2<sup>nd</sup> Street SW, for new construction of single-family homes through the ROOTs Program. Subsequent to this action, it became apparent that this lot was not suitable for new construction through this program. The narrow size of the lot, coupled with the encroachment of adjacent structures does not allow for a standard-size home to be completed in accordance with zoning regulations. Further concerns involved the ability to complete construction without disturbing the neighboring structures.

Cedar Ridge Homes has agreed to return this lot to the City in exchange for another lot more suitable for single-family development. According to the terms of the agreement with Cedar Ridge Homes, the City will pay for the cost of updating the abstracts and title opinion, estimated at approximately \$300 per lot, to be paid from grant funding. Cedar Ridge Homes will be responsible for providing clear title. This lot will be evaluated for possible disposition with the remaining non-conforming lots in the City's inventory

**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:** December 1, 2015

**Budget Information:** The City's costs, estimated at \$300, will be paid from grant funds.

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on September 27, 2011 the Cedar Rapids City Council authorized a Development Agreement with Cedar Ridge Homes, Inc. resulting in the conveyance of City-owned property at 718 2<sup>nd</sup> Street SW for the third round of the City of Cedar Rapids Single Family New Construction (SFNC) program; and

WHEREAS, the property was subsequently determined to be unsuitable for Single Family New Construction based upon zoning regulations and encroachment of adjacent structures; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Convey Properties and Terminate Development Agreement to return the property to the City, which is now ready for execution on behalf of the City; and

WHEREAS, on July 14, 2015 the Cedar Rapids City Council adopted Resolution No. 1033-07-15 which authorized execution of the Agreement to Convey Property and Terminate Development Agreement with Cedar Ridge Homes, Inc.; and

WHEREAS, Resolution No. 1033-07-15 also authorized the execution of a Special Warranty Deed with Cedar Ridge Homes, Inc. for the conveyance of property at 718 2<sup>nd</sup> Street SW; and

WHEREAS, Resolution No. 1033-07-15 purported to authorize acceptance of a Special Warranty Deed and mistakenly authorized execution of a Special Warranty Deed with Cedar Ridge Homes, Inc.;

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

1. Resolution No. 1033-07-15 is hereby rescinded.
2. The City Manager and City Clerk are hereby authorized to execute an Agreement to Convey Property and Terminate the Development Agreement with Cedar Ridge Homes, Inc. for property at 718 2nd Street SW and accept a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement.
3. The City Clerk shall record this resolution and the Special Warranty Deed in the Office of the Linn County Recorder.



PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Erika Kubly  
**E-mail Address:** [e.kubly@cedar-rapids.org](mailto:e.kubly@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5406

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution rescinding Resolution No. 1034-07-15, which authorized execution of Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Skogman Construction Company of Iowa for property at 623 3<sup>rd</sup> Avenue SW, and authorizing the execution of an Agreement to Terminate the Development Agreement with Skogman Construction Company of Iowa and accepting a Special Warranty Deed effectuating the conveyance of property at 623 3<sup>rd</sup> Avenue SW in accordance with the Agreement (**FLOOD**). CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The resolution is to correct a previous resolution related to the transfer of title from Skogman Construction Company of Iowa in connection with the third round of the Single Family New Construction Program.

On May 27, 2014, City Council authorized execution of a Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property located at 623 3<sup>rd</sup> Avenue SW, for new construction of single-family homes through the ROOTs Program. Subsequent to this action, it became apparent that this lot was not suitable for new construction through this program. The narrow size of the lot does not allow for a standard-size home to be completed in accordance with zoning regulations. Skogman Construction Company of Iowa has agreed to return this lot to the City in exchange for another lot more suitable for single-family development.

According to the terms of the agreement with Skogman Construction Company of Iowa, the City will pay for the cost of updating the abstracts and title opinion, estimated at approximately \$300 per lot, to be paid from grant funding. Skogman Construction Company of Iowa will be responsible for providing clear title. This lot will be evaluated for possible disposition with the remaining non-conforming lots in the City's inventory.

**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:** December 1, 2015

**Budget Information:** The City's costs, estimated at \$300, will be paid from grant funds.

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on May 27, 2014 the Cedar Rapids City Council authorized a Development Agreement with Skogman Construction Company of Iowa resulting in the conveyance of City-owned property at 623 3<sup>rd</sup> Avenue SW for the third round of the City of Cedar Rapids' Single Family New Construction (SFNC) program; and

WHEREAS, the property was subsequently determined to be unsuitable for Single Family New Construction based upon zoning regulations and encroachment of adjacent structures; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Convey Properties and Terminate Development Agreement to return the property to the City, which is now ready for execution on behalf of the City; and

WHEREAS, on July 14, 2015 the Cedar Rapids City Council adopted Resolution No. 1034-07-15 which authorized execution of the Agreement to Convey Property and Terminate Development Agreement with Skogman Construction Company of Iowa; and

WHEREAS, Resolution No. 1034-07-15 also authorized the execution of a Special Warranty Deed with Skogman Construction Company of Iowa for the conveyance of property at 623 3<sup>rd</sup> Avenue SW; and

WHEREAS, Resolution No. 1034-07-15 purported to authorize acceptance of a Special Warranty Deed and mistakenly authorized execution of a Special Warranty Deed with Skogman Construction Company of Iowa;

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

1. Resolution No. 1034-07-15 is hereby rescinded.
2. The City Manager and City Clerk are hereby authorized to execute an Agreement to Convey Property and Terminate the Development Agreement with Skogman Construction Company of Iowa for property at 623 3<sup>rd</sup> Avenue SW and accept a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement.
3. The City Clerk shall record this resolution and the Special Warranty Deed in the Office of the Linn County Recorder.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Erika Kubly  
**E-mail Address:** [e.kubly@cedar-rapids.org](mailto:e.kubly@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5406

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution rescinding Resolution No. 1251-08-15, which authorized execution of Special Warranty Deed and an Agreement to Convey Properties and Terminate Development Agreement with Skogman Construction Company of Iowa for property at 505 9<sup>th</sup> Street SW, and authorizing the execution of an Agreement to Terminate the Development Agreement with Skogman Construction Company of Iowa and accepting a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement (**FLOOD**).  
 CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The resolution is to correct a previous resolution related to the transfer of title from Skogman Construction Company of Iowa in connection with the third round of the Single Family New Construction Program.

On April 9, 2013, City Council authorized execution of a Development Agreement and Special Warranty Deed with Skogman Construction Company of Iowa for City-owned property located at 505 9<sup>th</sup> Street SW, for new construction of a single-family home through the ROOTs Program. Subsequent to this action, it became apparent that the property does not have direct sewer access. It was determined that the infrastructure improvements necessary to build a single-family home would increase the unit's project costs to a point where construction was no longer feasible within program parameters. Skogman Construction Company of Iowa has agreed to return this lot to the City.

According to the terms of the agreement with Skogman Construction Company of Iowa, the City will pay for the cost of updating the abstracts and title opinion, estimated at approximately \$300, to be paid from grant funding. Skogman Construction Company of Iowa will be responsible for providing clear title. This lot will be evaluated for possible disposition with the remaining non-conforming lots in the City's inventory.

**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:** December 1, 2015

**Budget Information:** The City's costs, estimated at \$300, will be paid from grant funds.

**Local Preference Policy:** (Click here to select)

**Explanation:** NA

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on April 9, 2013 the Cedar Rapids City Council authorized a Development Agreement with Skogman Construction Company of Iowa resulting in the conveyance of City-owned property at 505 9<sup>th</sup> Street SW for the third round of the City of Cedar Rapids Single Family New Construction (SFNC) program; and

WHEREAS, the property was subsequently determined to be unsuitable for Single Family New Construction due to infrastructure access issues; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Convey Properties and Terminate Development Agreement to return the property to the City, which is now ready for execution on behalf of the City; and

WHEREAS, on August 25, 2015 the Cedar Rapids City Council adopted Resolution No. 1251-08-15 which authorized execution of the Agreement to Convey Property and Terminate Development Agreement with Skogman Construction Company of Iowa; and

WHEREAS, Resolution No. 1251-08-15 also authorized the execution of a Special Warranty Deed with Skogman Construction Company of Iowa for the conveyance of property at 505 9<sup>th</sup> Street SW; and

WHEREAS, Resolution No. 1251-08-15 purported to authorize acceptance of a Special Warranty Deed and mistakenly authorized execution of a Special Warranty Deed with Skogman Construction Company of Iowa;

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

1. Resolution No. 1251-08-15 is hereby rescinded.
2. The City Manager and City Clerk are hereby authorized to execute an Agreement to Convey Property and Terminate the Development Agreement with Skogman Construction Company of Iowa for property at 505 9<sup>th</sup> Street SW and accept a Special Warranty Deed effectuating the conveyance of property in accordance with the Agreement.
3. The City Clerk shall record this resolution and the Special Warranty Deed in the Office of the Linn County Recorder.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Erika Kubly  
**E-mail Address:** [e.kubly@cedar-rapids.org](mailto:e.kubly@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5406

**Alternate Contact Person:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution confirming the approval and authorizing execution of a Development Agreement with Newbo Development Group, LLC for property at 1320 Ellis Boulevard NW, participating in the third round of the Single Family New Construction Program (**FLOOD**).  
 CIP/DID #OB540257

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:** The resolution is to reinstate the Development Agreement with Newbo Development Group, LLC for property at 1320 Ellis Boulevard NW in connection with the third round of the Single Family New Construction Program. Authorization for execution of the Development Agreement for this property was mistakenly rescinded when authorizing a corrective special warrant deed.

**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:** December 1, 2015

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on September 24, 2013 the Cedar Rapids City Council adopted Resolution No. 1526-09-13 which authorized the execution of a Development Agreement with Newbo Development Group, LLC for the conveyance and redevelopment of City-owned property at 1320 Ellis Boulevard NW for the third round of the City of Cedar Rapids Single Family New Construction (SFNC) program; and

WHEREAS, Resolution No. 1526-09-13 also authorized the execution of a Special Warranty Deed to the property at 1320 Ellis Boulevard NW; and

WHEREAS, said Special Warranty Deed was executed and delivered to the Linn County Auditor at which time scrivener's errors were found in the legal description of the Special Warranty Deed; and

WHEREAS, on November 5, 2013 the City Council adopted Resolution No. 1760-11-13 authorizing the execution of a Corrective Special Warranty Deed to correct the scrivener's errors in the original deed; and

WHEREAS, Resolution No. 1760-11-13 purported to authorize a Corrective Special Warranty Deed and mistakenly rescinded Resolution No. 1526-09-13 which authorized execution of a Development Agreement with Newbo Development Group, LLC;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Manager and City Clerk are hereby authorized to execute a Development Agreement with Newbo Development Group, LLC for property at 1320 Ellis Boulevard NW.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**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:** David Wallace  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from College Community School District from land located at 8015 Kirkwood Blvd SW in connection with the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project.  
 CIP/DID #301929-00

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This project consists of replacing a culvert crossing on Kirkwood Boulevard SW at Hoosier Creek. The capacity of the culvert will be increased in accordance with applicable design standards, and the culvert will be extended beyond the right-of-way limits on both sides to support future roadway improvements. A temporary easement and a permanent drainage easement are required where the proposed culvert will extend beyond the right-of-way limits. The College Community School District owns the land on both sides of Kirkwood Blvd SW and the easements are being conveyed to the City for \$1.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from the College Community School District.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easement for drainage and temporary grading easement for construction and direct City staff to abandon or reconfigure the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/301929 NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for drainage exists in order to accommodate the proposed facilities, and

WHEREAS, College Community School District, 401 76<sup>th</sup> Avenue SW, Cedar Rapids, IA 52404, OWNER, of the real property known and described as:

See Attached Permanent Drainage Easement Exhibit

has agreed to convey the necessary easement for drainage and a temporary grading easement for construction at 8015 Kirkwood Blvd SW to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for drainage and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project (Fund 301, Dept. ID 301000, Project 301929 NA),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED, that the easement for drainage be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

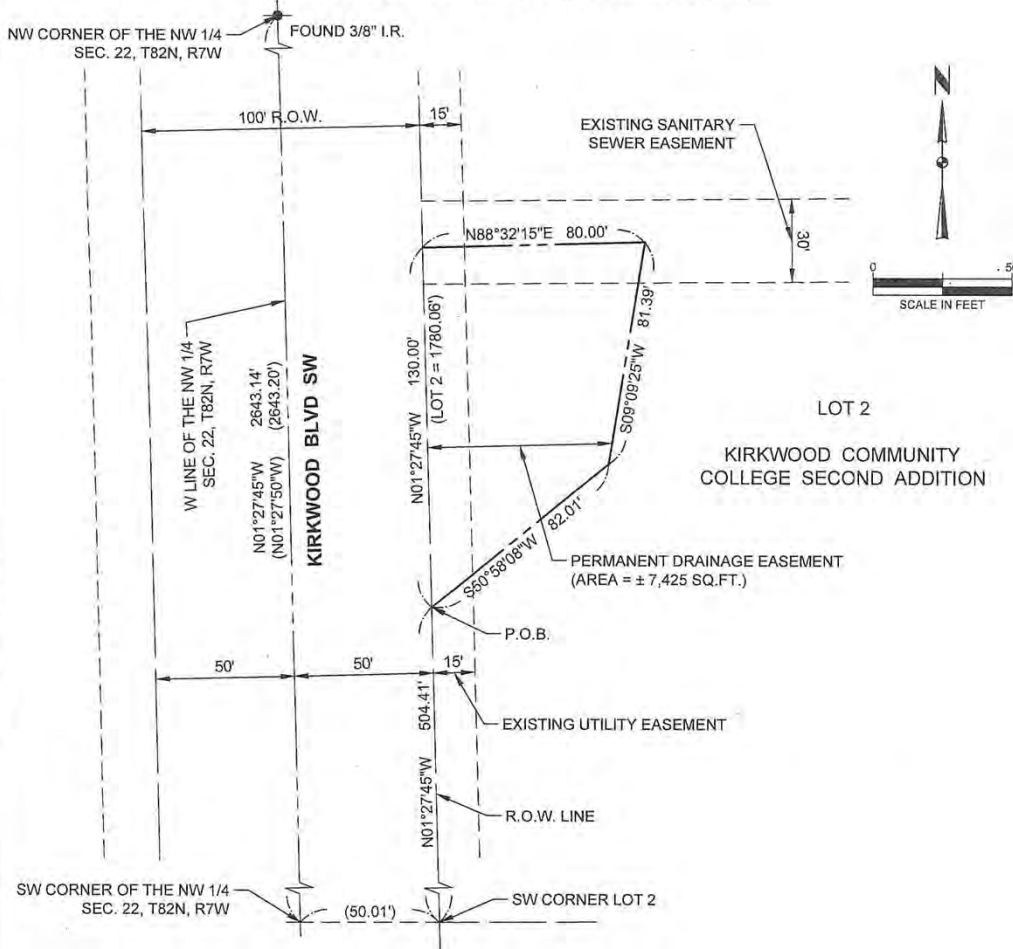
Attest:

ClerkSignature

LEG\_TABLED\_TAG

# PERMANENT DRAINAGE EASEMENT EXHIBIT

PART OF LOT 2 OF KIRKWOOD COMMUNITY COLLEGE SECOND ADDITION  
TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA



## EASEMENT DESCRIPTION:

PART OF LOT 2 OF KIRKWOOD COMMUNITY COLLEGE SECOND ADDITION TO THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2;

THENCE NORTH 01 DEGREE 27 MINUTES 45 SECONDS WEST ALONG THE EASTERLY RIGHT-OF-WAY LINE OF KIRKWOOD BLVD SW, A DISTANCE OF 504.41 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 01 DEGREE 27 MINUTES 45 SECONDS WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 130.00 FEET;

THENCE NORTH 88 DEGREES 32 MINUTES 15 SECONDS EAST, A DISTANCE OF 80.00 FEET;

THENCE SOUTH 09 DEGREES 09 MINUTES 25 SECONDS WEST, A DISTANCE OF 81.39 FEET;

THENCE SOUTH 50 DEGREES 58 MINUTES 08 SECONDS WEST, A DISTANCE OF 82.01 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINS 7,425 SQUARE FEET, MORE OR LESS.

## LEGEND

●	FOUND SURVEY MONUMENT
—	EXISTING R.O.W. LINE
---	EXISTING LOT LINE
- - - -	PROPOSED EASEMENT LINE
(100.00')	DEED DIMENSION

PROPERTY ADDRESS:  
8015 KIRKWOOD BLVD SW  
CEDAR RAPIDS, IA

OWNER:  
COLLEGE COMMUNITY  
SCHOOL DISTRICT

Print Date: 7/26/2015 10:46 AM  
File Name: v:\projects\cedar\101322\design\101322.dwg



PREPARED BY:  
CITY OF CEDAR RAPIDS, PUBLIC WORKS  
500 15TH AVENUE SW, CEDAR RAPIDS, IA 52404  
PHONE: 319-285-5002

Date: 7-26-2015  
Drawn By: MAM  
Approved By:  
Project No: 301029

PERMANENT DRAINAGE EASEMENT EXHIBIT  
8015 KIRKWOOD BLVD SW

SHEET No.  
1

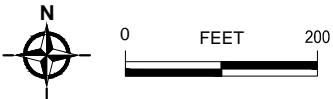




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**KIRKWOOD BOULEVARD SW AT HOOSIER CREEK  
CULVERT IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**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:** David Wallace  
**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from College Community School District from land located at 8304 Kirkwood Blvd SW in connection with the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project.  
 CIP/DID #301929

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

**Background:** This project consists of replacing a culvert crossing on Kirkwood Boulevard SW at Hoosier Creek. The capacity of the culvert will be increased in accordance with applicable design standards and it will be extended beyond the right-of-way limits on both sides to support future roadway improvements. A temporary easement and a permanent drainage easement are required where the proposed culvert will extend beyond the right-of-way limits. The College Community School District owns the land on both sides of Kirkwood Boulevard SW and the easements are being conveyed to the City for \$1.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1 and accepting an easement for drainage and a temporary grading easement for construction from the College Community School District.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easement for drainage and temporary grading easement for construction and direct City staff to abandon or reconfigure the Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/301929 NA

**Local Preference Policy:** NA

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

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for an easement for drainage exists in order to accommodate the proposed facilities, and

WHEREAS, College Community School District, 401 76<sup>th</sup> Avenue SW, Cedar Rapids, IA 52404, OWNER, of the real property known and described as:

See Attached Permanent Drainage Easement Exhibit

has agreed to convey the necessary easement for drainage and temporary grading easement for construction at 8304 Kirkwood Blvd SW to the City of Cedar Rapids for \$1 and other valuable consideration, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for drainage and a temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for Kirkwood Boulevard SW at Hoosier Creek Culvert Improvements project (Fund 301, Dept. ID 301000, Project 301929 NA),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED, that the easement for drainage be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 21,  
TOWNSHIP 82 NORTH, RANGE 7 WEST OF THE 5TH P.M.  
LINN COUNTY, IOWA



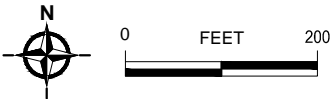




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**KIRKWOOD BOULEVARD SW AT HOOSIER CREEK  
CULVERT IMPROVEMENTS**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$2,600 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Tho Ha and Quanying Chen from land located at 805 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project **(Paving for Progress)**.

CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** The City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$2,600 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Tho Ha and Quanying Chen.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Tho Ha and Quanying Chen, 805 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 805 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,592
Temporary Easement	\$805
Damages	\$203
TOTAL	<hr/> \$2,600

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Tho Ha and Quanying Chen be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT

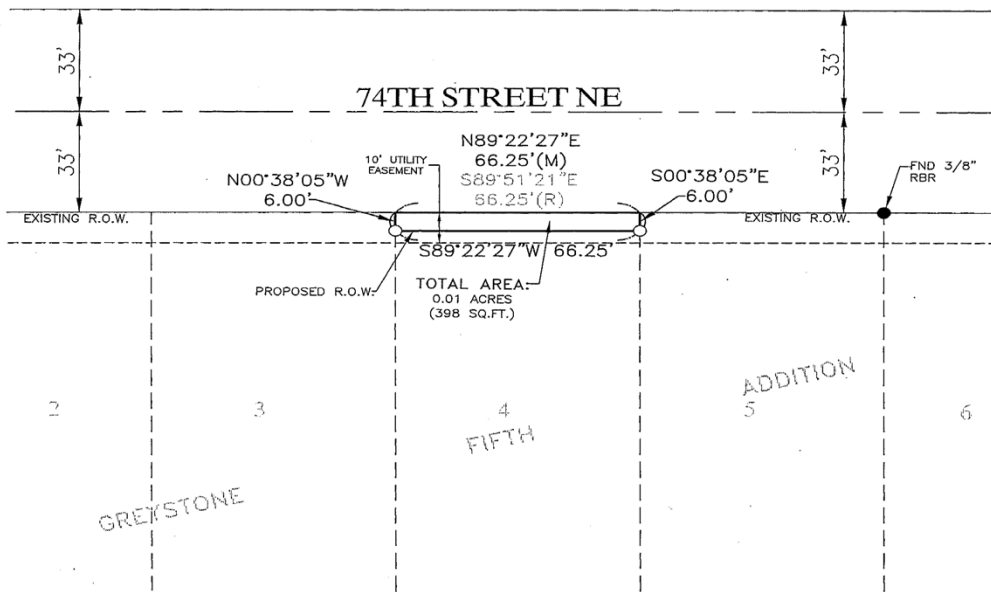
PART OF LOT 4, GREYSTONE FIFTH ADDITION IN THE CITY  
OF CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



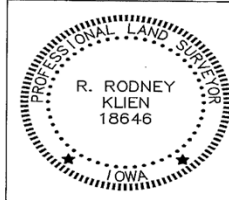
**NOTES:**  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.  
**PROPRIETOR:**  
THO HA & QUANYING CHEN  
GPN: 11341-26004-00000

**Legal Description**  
RIGHT-OF-WAY ACQUISITION OVER THE NORTH 6.00 FEET OF LOT 4, GREYSTONE FIFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA.  
PARCEL CONTAINS 0.01 ACRES (398 SQ.FT.) MORE OR LESS.



## Legend

- Boundary Line —————
- Adjoining Lot Line - - - - -
- Section Line ————
- Building Setback Line ······
- Found 1/2" Rebar (Unless Noted) ●
- Set 1/2"x30" Rebar ○
- w/Orange Cap #18646 ▲
- Set Section/Quarter Corner ▲
- Found Section/Quarter Corner ▲
- Measured (M)
- Record (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A duly LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 4-8-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
THIS SHEET

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ACQUISITION PLAT  
Project Number: 214013

PARCEL 11  
805 74TH STREET NE

Drawn By: MLS Approved By: RBR  
Date: 4/9/15 Scale: 1"=40'  
Field Book #: 324

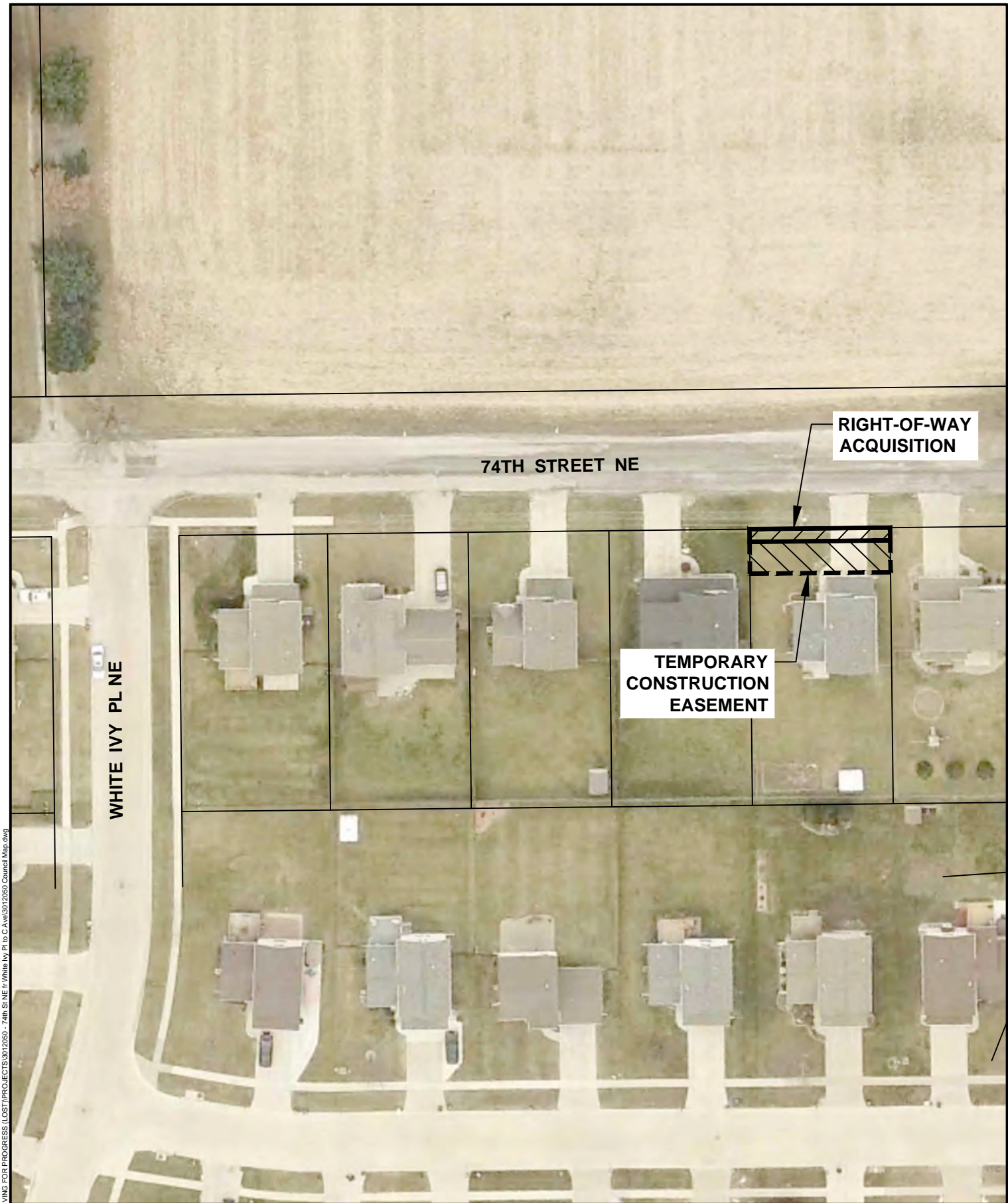
CEDAR RAPIDS  
IOWA

Client:

ANDERSON-BOGERT

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**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$3,000 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Scott R. Crawford and Jonetta R. Crawford from land located at 901 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project **(Paving for Progress)**.

CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,000 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Scott R. Crawford and Jonetta R. Crawford.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** (Click here to select)

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Scott R. Crawford and Jonetta R Crawford, 901 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 901 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,800
Temporary Easement	\$390
Damages	\$810
TOTAL	<u>\$3,000</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Scott R. Crawford and Jonetta R. Crawford be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

T:\ACAD\214013\DWG\PLATS\901 74TH ST.dwg 4-08-15 11:08:47 AM MLS287

# ACQUISITION PLAT

PART OF LOT 3, GREYSTONE SEVENTH ADDITION IN THE CITY  
OF CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Kliem  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



## NOTES:

1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

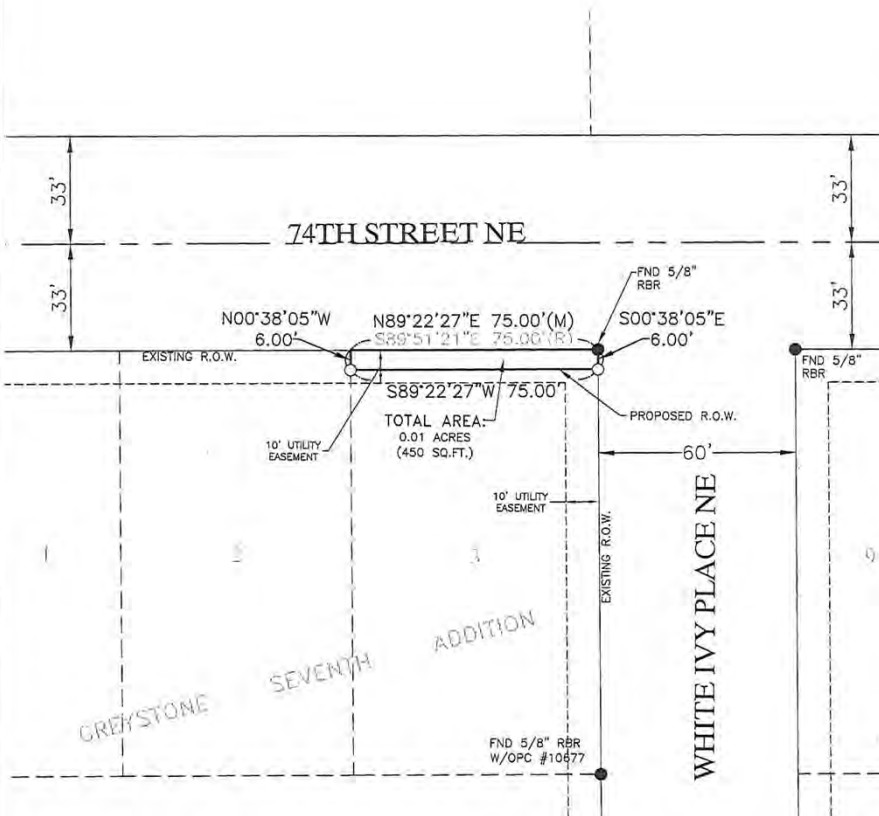
## PROPRIETOR:

JONETTA R. & SCOTT R. CRAWFORD  
GPN: 11341-27001-00000

## Legal Description

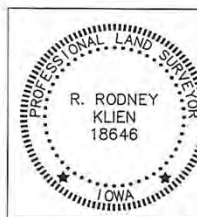
RIGHT-OF-WAY ACQUISITION OVER THE NORTH  
6.00 FEET OF LOT 3, GREYSTONE SEVENTH  
ADDITION IN THE CITY OF CEDAR RAPIDS, LINN  
COUNTY, IOWA.

PARCEL CONTAINS 0.01 ACRES (450 SQ.FT.) MORE  
OR LESS.



## Legend

Boundary Line ———  
Adjoining Lot Line - - - - -  
Section Line ———  
Building Setback Line ·····  
Found 1/2" Rebar (Unless Noted) ●  
Set 1/2"x30" Rebar w/Orange Cap #18646 ○  
Set Section/Quarter Corner ▲  
Found Section/Quarter Corner ▲  
Measured (M)  
Record



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED  
AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER  
MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED  
LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Kliem* DATE: 4-8-15  
R. RODNEY KLIEM IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
THIS SHEET

ACQUISITION PLAT  
Project Number: 214013

PARCEL 16  
901 74TH STREET NE

Drawn By: MLS Approved By: RBK  
Date: 4/8/15 Scale: 1"=40'  
Field Book #: 324

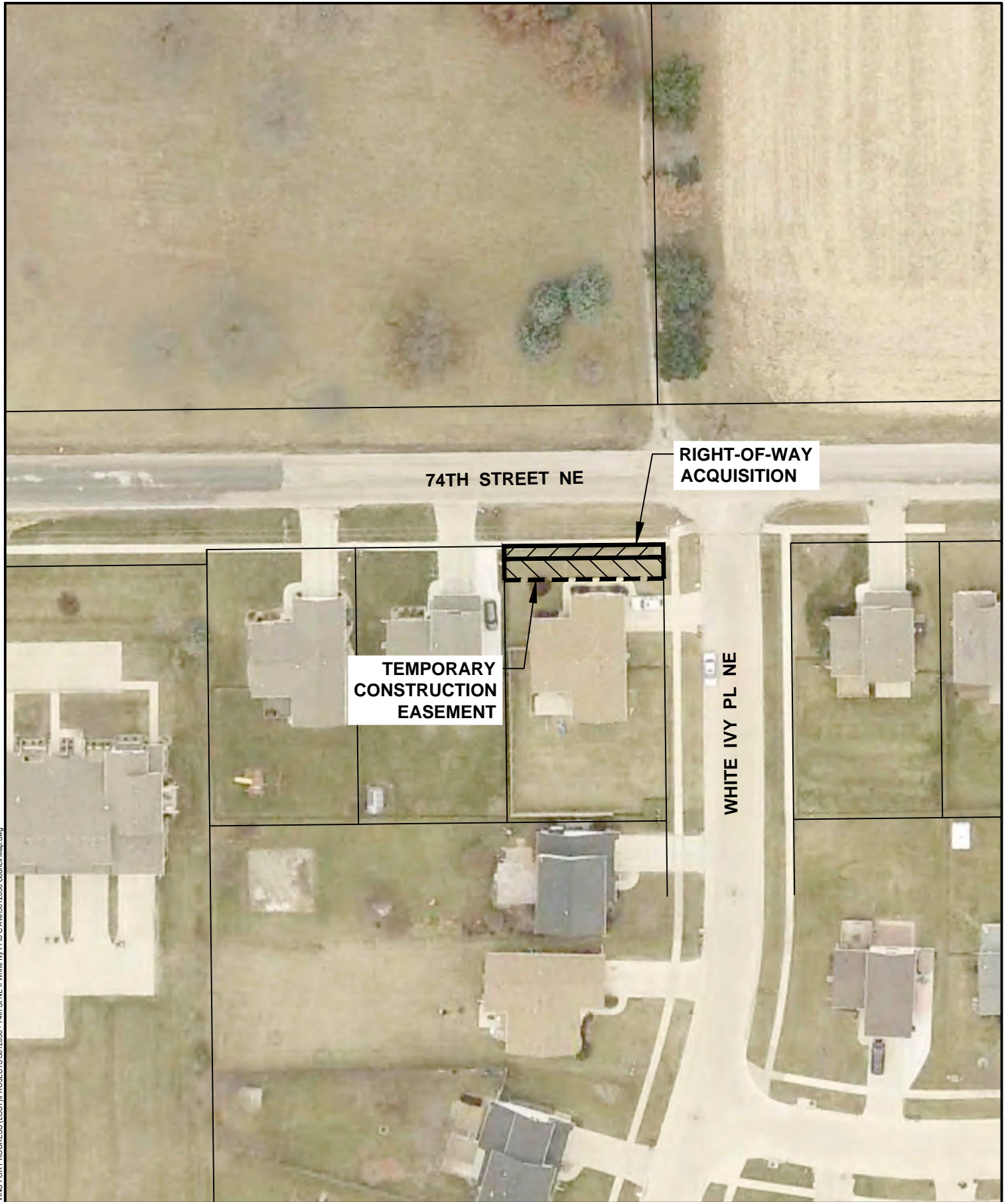


Client:

ANDERSON-BOGERT

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**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$7,500 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from J.T. Holdings, L.L.C. from land located at 401 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface and with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$7,500 and accepting a Warranty Deed and Temporary Grading Easement for Construction from J.T. Holdings, L.L.C.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, J.T. Holdings, L.L.C., 123 30<sup>th</sup> Street SE, Cedar Rapids, Iowa 52403, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 401 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$5,964
Temporary Easement	\$1,340
Damages	\$196
TOTAL	<u>\$7,500</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from J.T. Holdings, L.L.C. be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



# ACQUISITION PLAT

PART OF THE NE1/4 NE1/4 SECTION 34, TOWNSHIP-84-NORTH, RANGE-7-WEST  
OF THE 5TH P.M., LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



## NOTES:

1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

3. RECORD DIMENSIONS ARE BASED UPON PLAT OF SURVEY RETRACEMENT RECORDED IN BOOK 7709, PAGE 239 IN THE RECORDER'S OFFICE OF LINN COUNTY, IOWA.

## PROPRIETOR:

J T HOLDINGS LLC  
% TODD SATTERLY  
GPN: 11341-01001-00000

## Legal Description

RIGHT-OF-WAY ACQUISITION OVER PART OF THE NE1/4 NE1/4 SECTION 34, TOWNSHIP-84-NORTH, RANGE-7-WEST OF THE 5TH P.M. CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 34;

THENCE S89°22'27"W ALONG THE NORTH LINE OF THE NE1/4 NE1/4 OF SAID SECTION 34, 59.91 FEET;

THENCE S00°37'33"E, 33.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF 74TH STREET NE AND THE POINT OF BEGINNING;

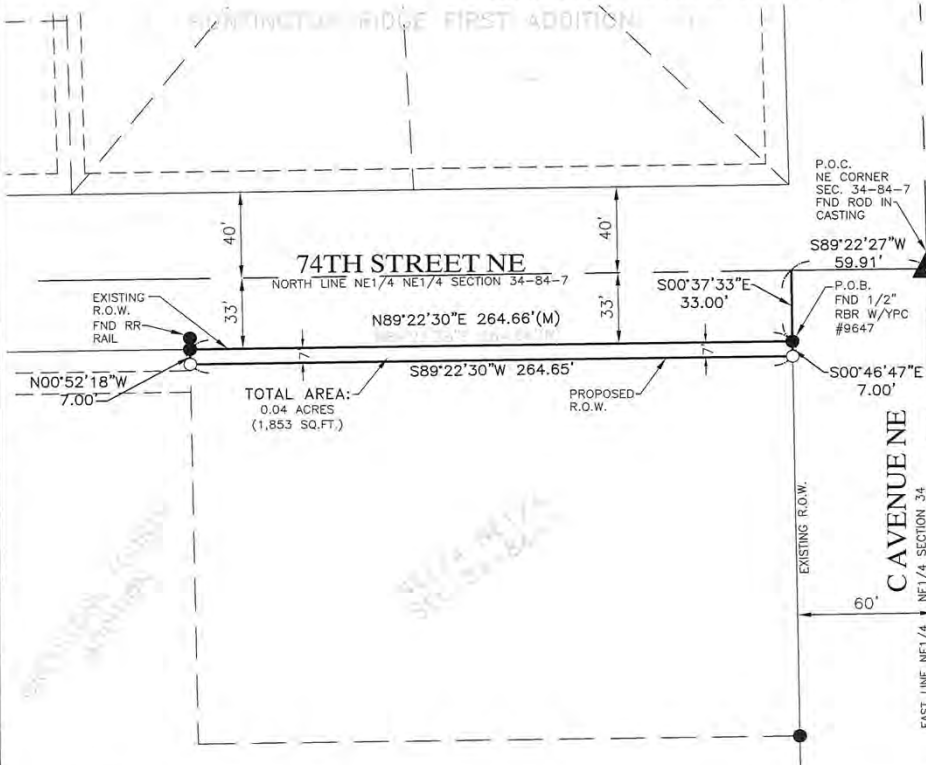
THENCE S00°46'47"E ALONG THE WEST RIGHT-OF-WAY LINE OF C AVENUE NE, 7.00 FEET;

THENCE S89°22'30"W, 264.65 FEET TO THE EAST LINE OF LOT 1, GREYSTONE FOURTH ADDITION;

THENCE N00°52'18"W ALONG SAID EAST LINE, 7.00 FEET TO SAID SOUTH RIGHT-OF-WAY LINE OF 74TH STREET NE;

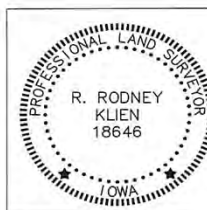
THENCE N89°22'30"E ALONG SAID SOUTH RIGHT-OF-WAY LINE OF 74TH STREET NE, 264.66 FEET TO THE POINT OF BEGINNING;

PARCEL CONTAINS 0.04 ACRES (1,853 SQ.FT.) MORE OR LESS.



## Legend

Boundary Line ———  
Adjoining Lot Line - - - - -  
Section Line ———  
Building Setback Line - - - - -  
Found 1/2" Rebar (Unless Noted) •  
Set 1/2"x30" Rebar o  
w/Orange Cap #18646  
Set Section/Quarter Corner ▲  
Found Section/Quarter Corner ▲  
Measured (M)  
Record



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Klien* DATE: 4-8-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
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ACQUISITION PLAT  
Project Number: 214013

PARCEL 1  
401 74TH STREET NE

Drawn By: MJS  
Date: 4/8/15  
Field Book #: 324

CEDAR RAPIDS  
OFFICE OF THE RECORDER

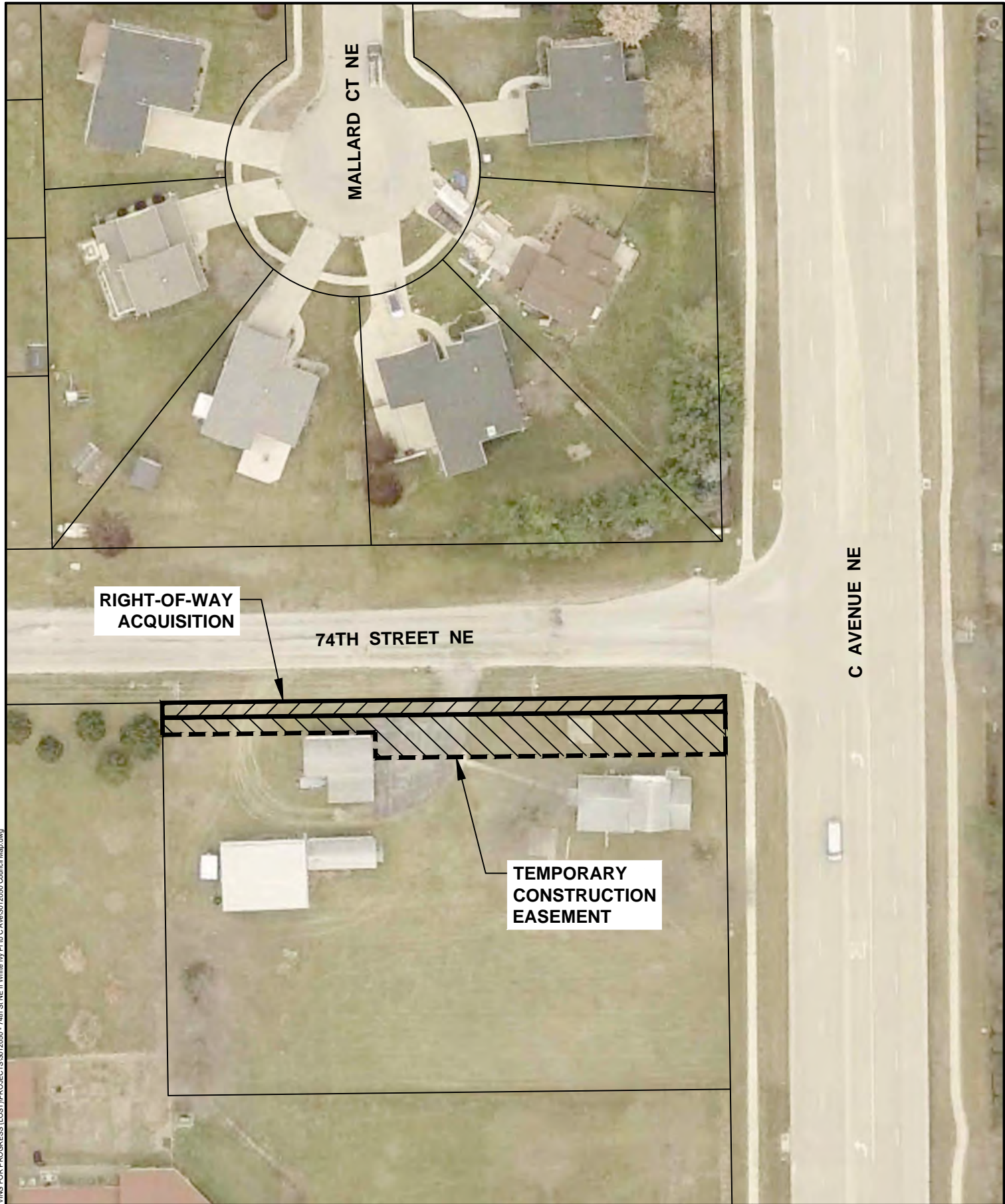
Client:

ANDERSON-BOGERT

Sheet No.  
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of  
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Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE fr White Ivy Pl to C Ave\3012050 Council Map.dwg



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$10,300 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Noelridge Christian Church of Cedar Rapids, Iowa from land located at 7111 C Avenue NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$10,300 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Noelridge Christian Church of Cedar Rapids, Iowa.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Noelridge Christian Church of Cedar Rapids, Iowa, 7111 C Avenue NE, Cedar Rapids, Iowa 52402, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 7111 C Avenue NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$4,157
Temporary Easement	\$973
Damages	\$5,170
TOTAL	<u>\$10,300</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Noelridge Christian Church of Cedar Rapids, Iowa be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT

## PAT OF LOT 1, GREYSTONE FOURTH ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



0 100

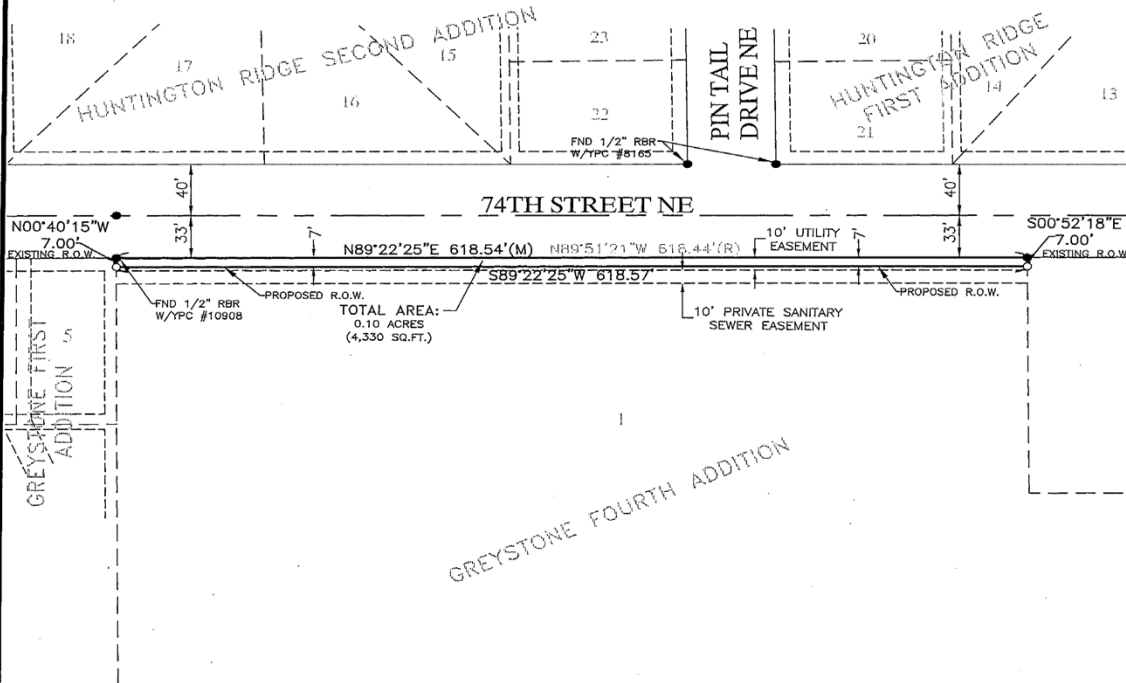
**NOTES:**  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

**PROPRIETOR:**  
NOELRIDGE PARK  
CHRISTIAN CHURCH  
GPN: 11341-01002-00000

### Legal Description

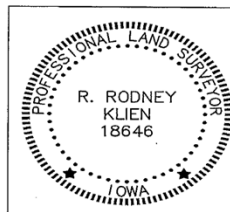
RIGHT-OF-WAY ACQUISITION OVER THE NORTH 7.00 FEET OF LOT 1, GREYSTONE FOURTH ADDITION TO CEDAR RAPIDS, LINN COUNTY, IOWA.

PARCEL CONTAINS 0.10 ACRES (4,330 SQ.FT.) MORE OR LESS.



### Legend

- Boundary Line —————
- Adjoining Lot Line - - - - -
- Section Line ————
- Building Setback Line - - - - -
- Found 1/2" Rebar (Unless Noted) ●
- Set 1/2"x30" Rebar ○
- W/Orange Cap #18646
- Set Section/Quarter Corner ▲
- Found Section/Quarter Corner (M)
- Measured (R)
- Record



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 4-8-15  
R. RODNEY KLIEN, CIVIL ENG. NO. 18646

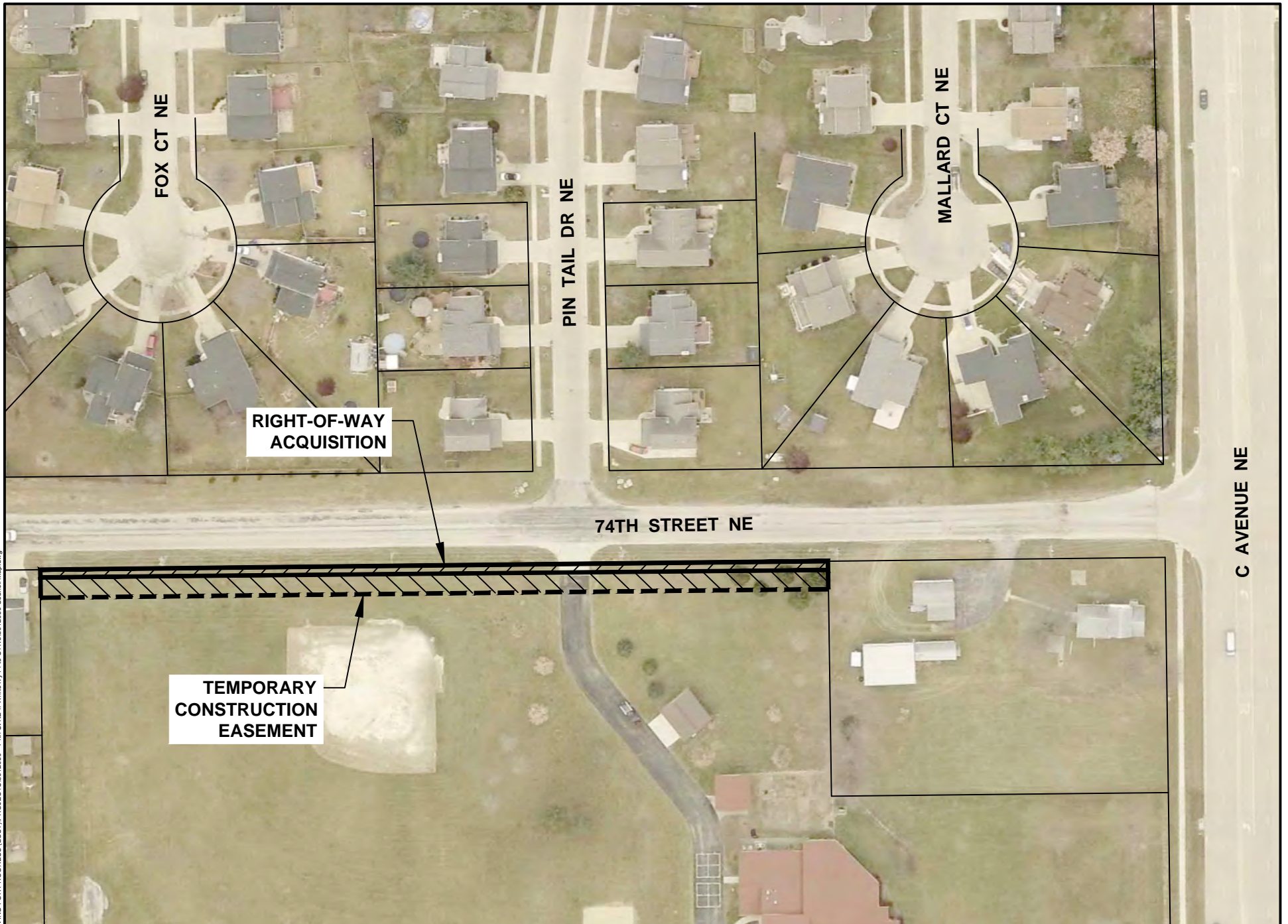
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
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Cadd File Name: W\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE 11 White Ivy Pl to C Ave\3012050 Council Map.dwg



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements

Resolution authorizing execution of a Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from John P. Perich and Christi J. Perich, f/k/a Christi J. O'Dell, from land located at 811 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and Temporary Grading Easement for Construction from John P. Perich and Christi J. Perich, f/k/a Christi J. O'Dell.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, John P. Perich and Christi J. Perich, f/k/a Christi J. O'Dell, 811 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 811 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,592
Temporary Easement	\$878
Damages	\$230
TOTAL	<hr/> \$2,700

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed , the Groundwater Hazard Statement and the Affidavit Explanatory of Title from John P. Perich and Christi J. Perich, f/k/a Christi J. O'Dell be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



# ACQUISITION PLAT

PART OF LOT 3, GREYSTONE FIFTH ADDITION IN THE CITY  
OF CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



0 40

**NOTES:**  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.  
**PROPRIETOR:**  
CHRISTI J. O'DELL & JOHN P. PERICH  
GPN: 11341-26005-00000

## Legal Description

RIGHT-OF-WAY ACQUISITION OVER THE NORTH 6.00 FEET OF LOT 3, GREYSTONE FIFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA.

PARCEL CONTAINS 0.01 ACRES (398 SQ.FT.) MORE OR LESS.

ACQUISITION PLAT  
Project Number: 214013

PARCEL 12  
811 74TH STREET NE

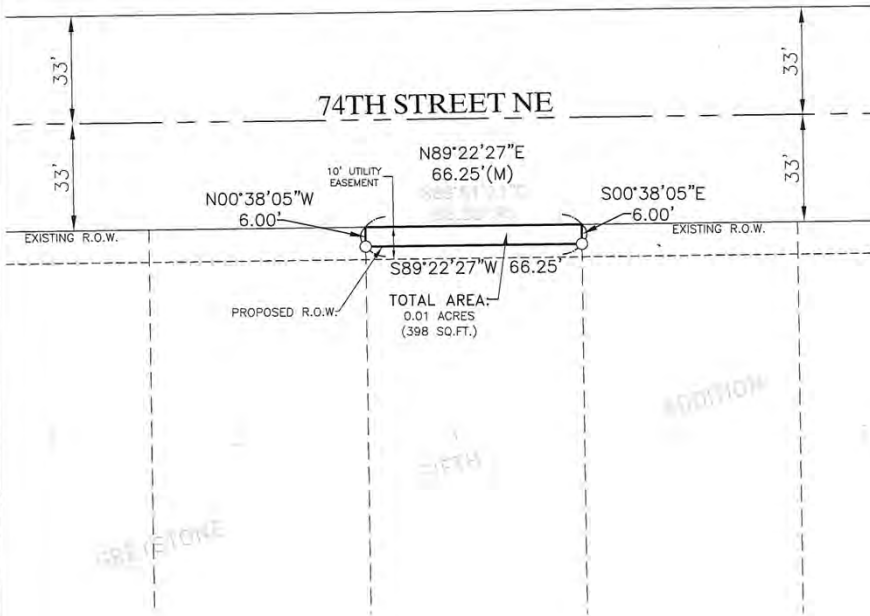
Drawn By: M/S  
Date: 4/8/15  
Field Book #: 324  
Approved By: R.R.K.  
Scale: 1"=40'



Client:

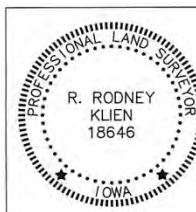
**ANDERSON-BOGERT**

Sheet No.  
1  
Of  
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## Legend

Boundary Line —————  
Adjoining Lot Line - - - - -  
Section Line ————  
Building Setback Line - - - - -  
Found 1/2" Rebar (Unless Noted) •  
Set 1/2"x30" Rebar w/Orange Cap #18646 o  
Set Section/Quarter Corner ▲  
Found Section/Quarter Corner ▲  
Measured (M)  
Record



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 4-8-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
THIS SHEET

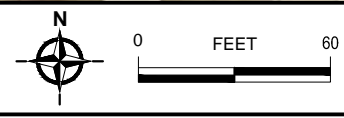




Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE fr White Ivy Pl to C Ave\3012050 Council Map.dwg



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$9,400 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Phyllis M. Rausch from land located at 880 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface, with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$9,400 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Phyllis M. Rausch.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Phyllis M. Rausch, 4297 Quail Trail Drive, Marion, Iowa 52302, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 880 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$6,945
Temporary Easement	\$1,055
Damages	\$1,400
TOTAL	<u>\$9,400</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Phyllis M. Rausch be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

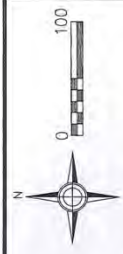
LEG\_TABLED\_TAG



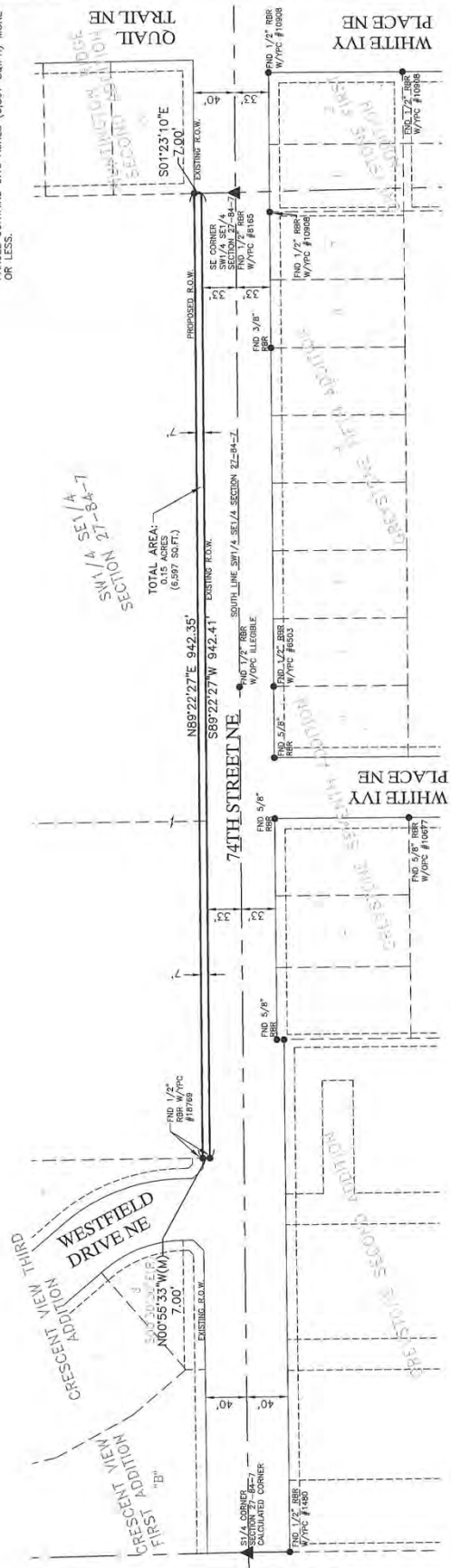
# ACQUISITION PLAT

PART OF THE SW 1/4 SECTION 27, TOWNSHIP-84 NORTH, RANGE-7 WEST OF THE 5TH P.M., LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson Surveyors, Inc.  
4001 River Ridge Dr. NE, Cedar Rapids, Iowa 52402 (515) 377-4629

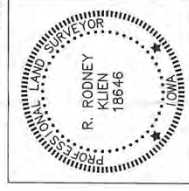


**Legal Description**  
 PART OF THE ACQUISITION OVER THE NORTH 7.00 FEET OF THE SOUTH 40.00 FEET OF THE SW 1/4 SECTION 27, TOWNSHIP-84-NORTH, RANGE-7-WEST OF THE 5TH P.M., LINN COUNTY, IOWA LYING EAST OF CRESCENT VIEW THIRD ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA.  
 PARCEL CONTAINS 0.15 ACRES (6,597 SQ.FT.) MORE OR LESS.



- Legend**
- Boundary Line
  - Adjoining Lot Line
  - Section Line
  - Building Setback Line
  - Found 1/2" Rebar (Unless Noted)
  - Set 3/4"x30" Rebar
  - w/Orange Cap #18646
  - Set Section/Quarter Corner
  - Found Section/Quarter Corner
  - Measured
  - Record

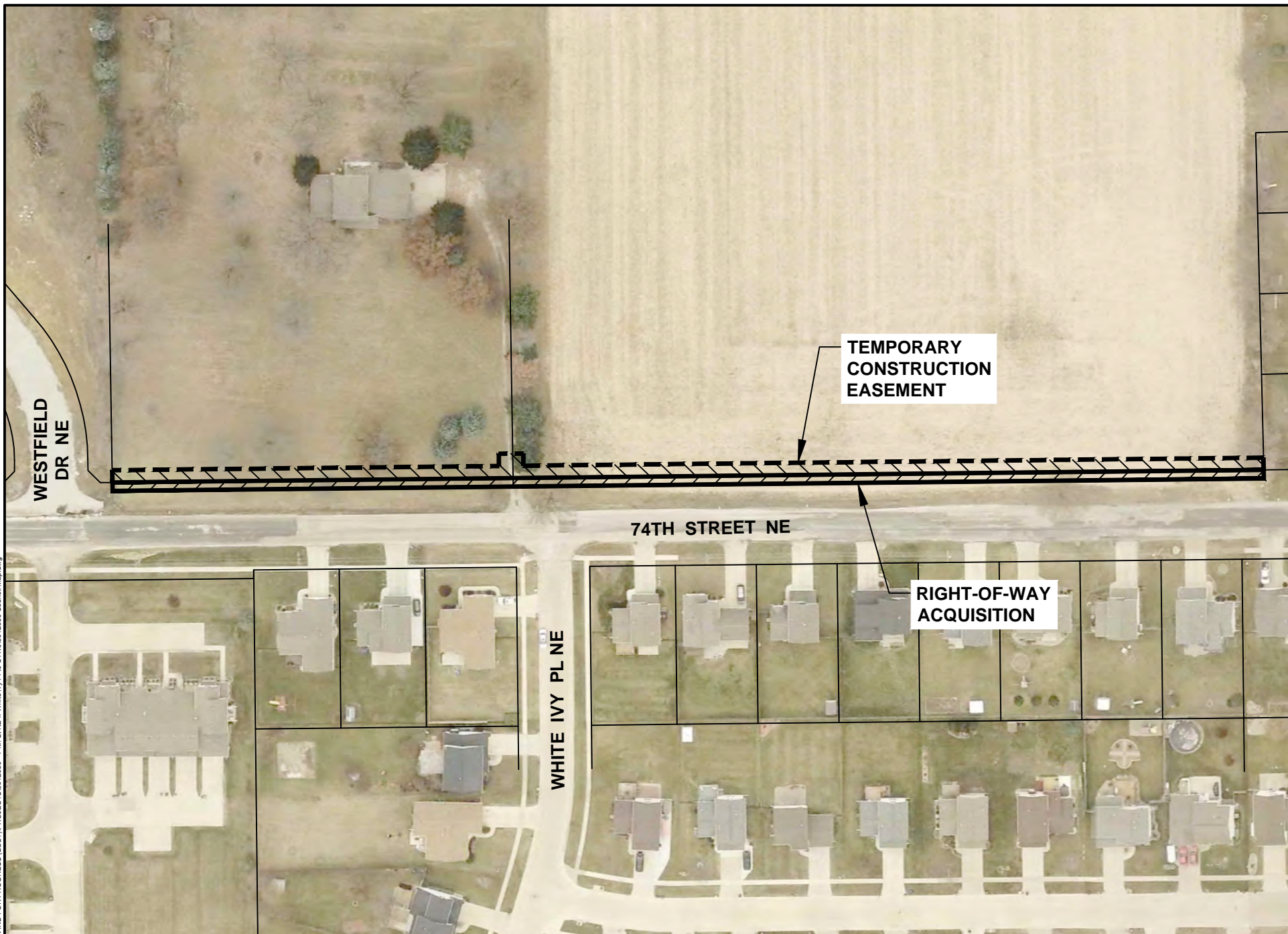
**NOTES:**  
 1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
 2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.  
 PROPOSED: R. RODNEY KLIEN  
 CPN: 11274-51002-00000 & 11274-51005-00000



SIGNED: *R. Rodney Klien* DATE: 11/11/15  
 R. RODNEY KLIEN, SURVEYOR  
 MY LICENSE NUMBER, DATE IS: 11/11/15  
 THIS SHEET



Cadd File Name: W\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE 1\White Ivy Pl to C Ave\3012050 Council Map.dwg



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**



0 FEET 100



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$3,100 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Kevin A. Schuver and Katelynn M. Schuver from land located at 717 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project **(Paving for Progress)**.  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface, with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$3,100 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Kevin A. Schuver and Katelynn M. Schuver.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (Paving for Progress)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Kevin A. Schuver and Katelynn M. Schuver, 717 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402, OWNERS of the real property known and described as:

See Attached Acquisition Plat

have agreed to convey the necessary right-of-way and temporary grading easement for construction at 717 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,592
Temporary Easement	\$805
Damages	\$703
TOTAL	<u>\$3,100</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Kevin A. Schuver and Katelynn M. Schuver be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT

PART OF LOT 7, GREYSTONE FIFTH ADDITION IN THE CITY  
OF CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



0 40  
Scale: 1"=40'

**NOTES:**  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

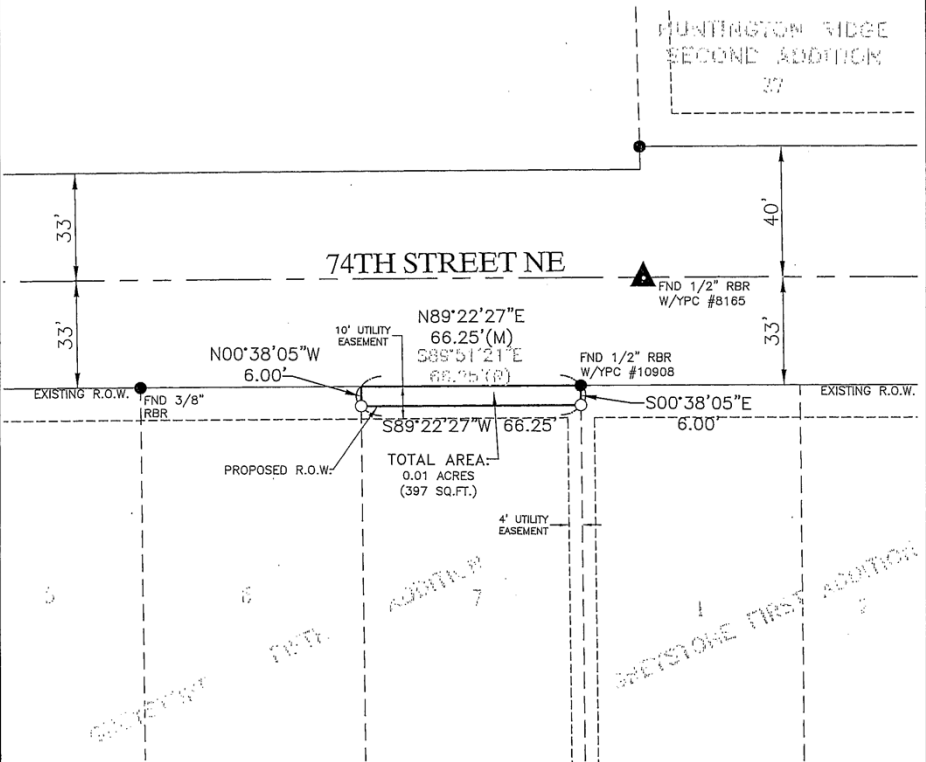
**PROPRIETOR:**  
KATELYNN M. & KEVIN A. SCHUVER  
GPN: 11341-26001-00000

## Legal Description

RIGHT-OF-WAY ACQUISITION OVER THE NORTH  
6.00 FEET OF LOT 7, GREYSTONE FIFTH ADDITION  
IN THE CITY OF CEDAR RAPIDS, LINN COUNTY,  
IOWA.

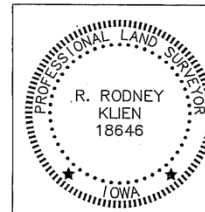
PARCEL CONTAINS 0.01 ACRES (397 SQ.FT.) MORE  
OR LESS.

T:\ACAD\214013\DWG\PLATS\717 74TH ST.dwg 4-08-15 10:57:40 AM MLS287



## Legend

Boundary Line	—————
Adjoining Lot Line	- - - - -
Section Line	.....
Building Setback Line	.....
Found 1/2" Rebar (Unless Noted)	•
Set 1/2"x30" Rebar	o
w/Orange Cap #18646	△
Set Section/Quarter Corner	▲
Found Section/Quarter Corner	▲ (M)
Measured	▲ (M)
Record	▲ (R)



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED  
AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER  
MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED  
LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 4-8-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
THIS SHEET

ACQUISITION PLAT  
Project Number: 214013

PARCEL 8  
717 74TH STREET NE

Drawn By: MLS  
Date: 4/8/15  
Field Book #: 324

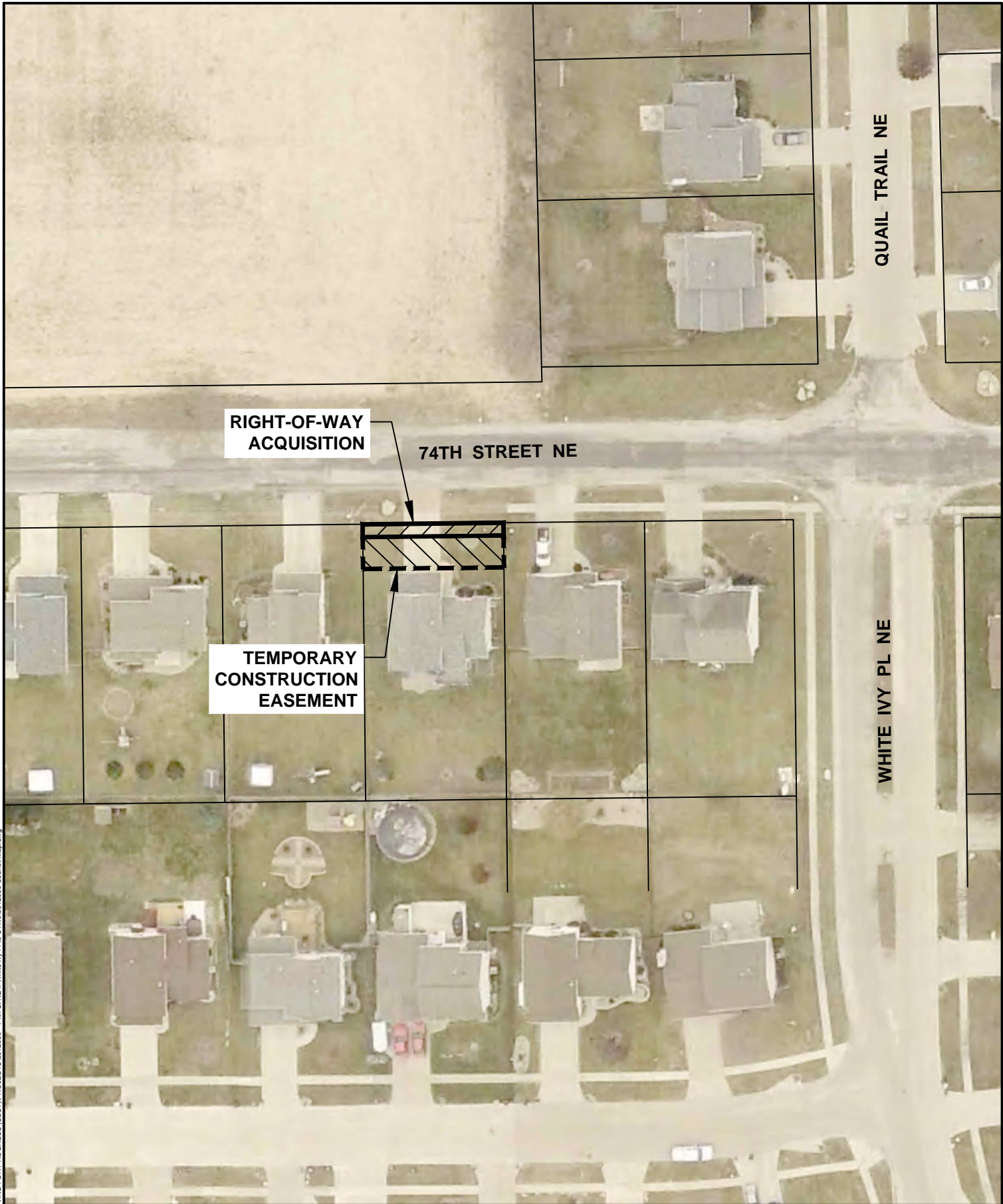
CEDAR RAPIDS  
IOWA

Client:

ANDERSON-BOGERT

Sheet No.  
1  
Of  
1





**RIGHT-OF-WAY  
ACQUISITION**

**74TH STREET NE**

**QUAIL TRAIL NE**

**TEMPORARY  
CONSTRUCTION  
EASEMENT**

**WHITE IVY PL NE**



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE fr White Ivy Pl to C Ave\3012050 Council Map.dwg



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

**Presenter at meeting:** Sarah Cook  
**E-mail Address:** s.cook2@cedar-rapids.org

**Phone Number/Extension:** 5875

**Alternate Contact Person:** Rita Rasmussen  
**E-mail Address:** r.rasmussen@cedar-rapids.org

**Phone Number/Extension:** 5807

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Jennifer A. Vogel from land located at 817 74<sup>th</sup> Street NE in connection with the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (**Paving for Progress**).  
 CIP/DID #3012050-00

**EnvisionCR Element/Goal:** ConnectCR Goal 4: Improve the function and appearance of our key corridors.

**Background:** City Council approved funding towards the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project. This project is approximately a half-mile in distance and the roadway is currently a granular surface with grassed ditches for channeling storm water runoff. The improvements will include installing a new concrete curb and gutter street.

This right-of-way and easement are required to accommodate the proposed roadway and storm sewer improvements. Compensation amounts proposed are based on an appraisal of the subject property, provided by a qualified appraiser and a review appraiser's recommendation hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$2,700 and accepting a Warranty Deed and Temporary Grading Easement for Construction from Jennifer A. Vogel.

**Alternative Recommendation:** Do not proceed with acquiring the proposed right-of-way and temporary grading easement for construction and direct City staff to abandon or reconfigure the roadway improvements.

**Time Sensitivity:** Normal

**Resolution Date:** December 1, 2015

**Budget Information:** 301/301000/3012050 (SLOST)

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of right-of-way.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need for additional right-of-way and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Jennifer A. Vogel, 817 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402, OWNER of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way and temporary grading easement for construction at 817 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

Right-of-Way	\$1,592
Temporary Easement	\$849
Damages	\$259
TOTAL	<u>\$2,700</u>

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for the 74<sup>th</sup> Street NE from White Ivy Place to C Avenue NE Roadway Improvements project (Fund 301, Dept ID 301000, Project 3012050, SLOST),

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are hereby authorized to execute the Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed and the Groundwater Hazard Statement from Jennifer A. Vogel be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# ACQUISITION PLAT

## PART OF LOT 2, GREYSTONE FIFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA

Prepared by R. Rodney Klien  
Anderson-Bogert Engineers & Surveyors, Inc.  
4001 River Ridge Dr. N.E. Cedar Rapids, Iowa 52402 (319) 377-4629



0 40

- NOTES:**  
1. DISTANCES ARE IN FEET AND DECIMALS THEREOF.  
2. BEARINGS HEREON ARE BASED UPON IOWA STATE PLANE NAD 83 NORTH ZONE.

**PROPRIETOR:**  
JENNIFER A. VOGEL  
GPN: 11341-26006-00000

### Legal Description

RIGHT-OF-WAY ACQUISITION OVER THE NORTH 6.00 FEET OF LOT 2, GREYSTONE FIFTH ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA.

PARCEL CONTAINS 0.01 ACRES (398 SQ.FT.) MORE OR LESS.

ACQUISITION PLAT  
Project Number: 214013

PARCEL 13  
817 74TH STREET NE

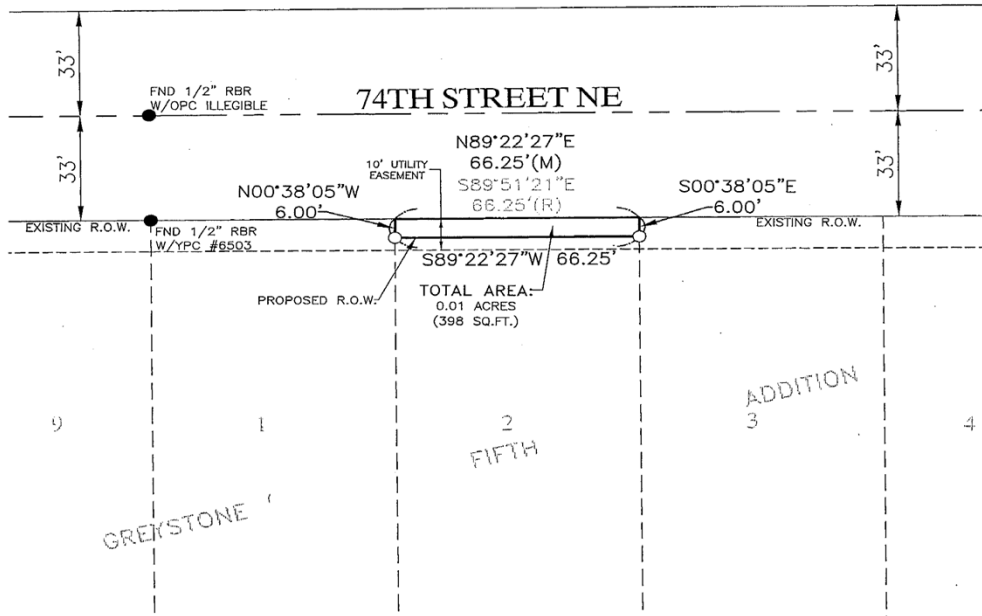
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Date: 4/9/15  
Field Book #: 324



Client:

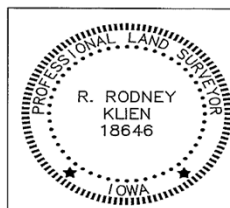
**ANDERSON-BOGERT**

Sheet No.  
1  
Of  
1



### Legend

- Boundary Line
- Adjoining Lot Line
- Section Line
- Building Setback Line
- Found 1/2" Rebar (Unless Noted)
- Set 1/2"x30" Rebar
- w/Orange Cap #18646
- Set Section/Quarter Corner
- Found Section/Quarter Corner
- Measured
- Record



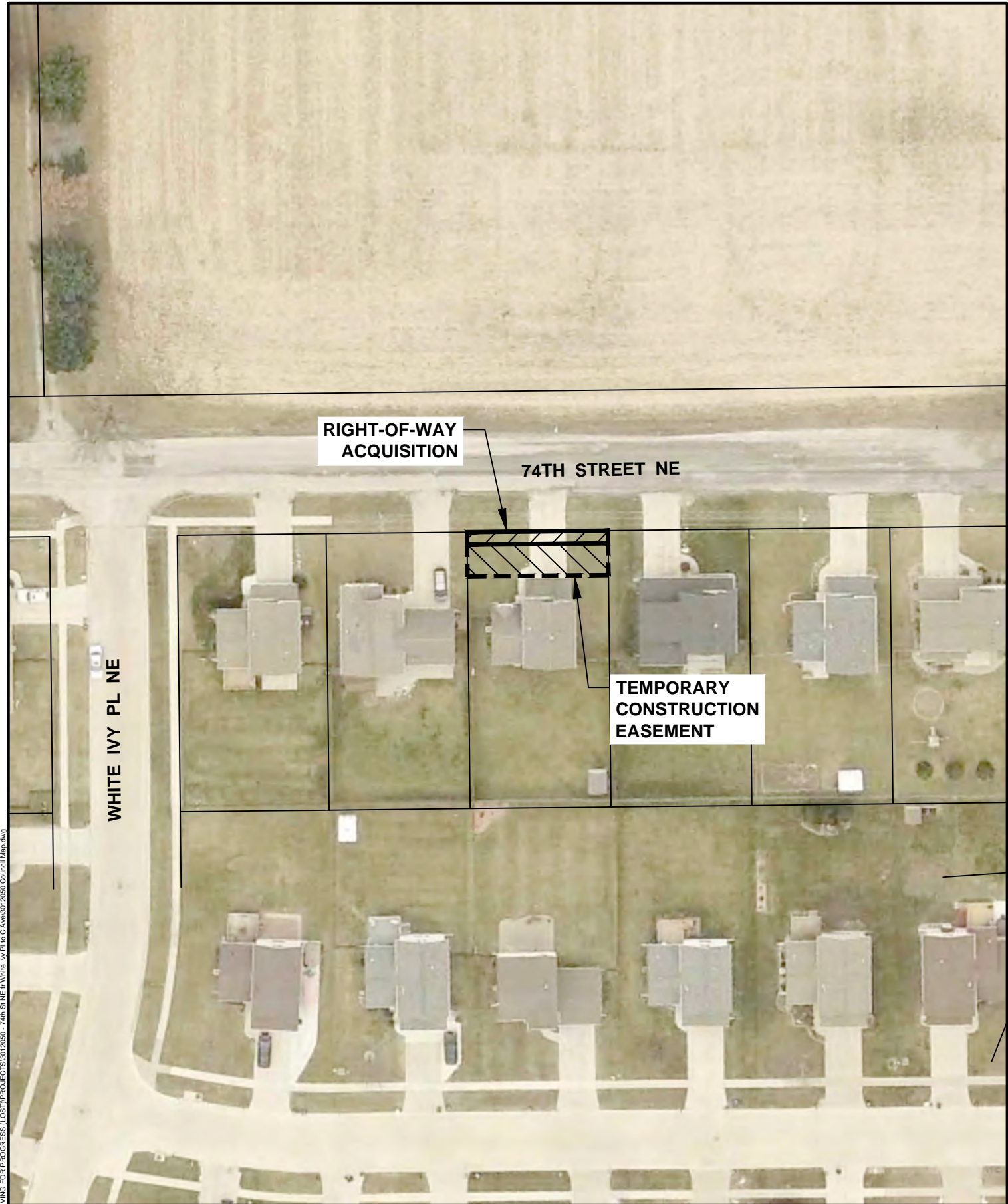
I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNED: *R. Rodney Klien* DATE: 4-8-15  
R. RODNEY KLIEN IOWA REG. NO. 18646

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2015

PAGES OR SHEETS COVERED BY THIS SEAL:  
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Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE fr White Ivy Pl to C Ave\3012050 Council Map.dwg



**74TH STREET NE FROM WHITE IVY PLACE TO C AVENUE NE  
ROADWAY IMPROVEMENT PROJECT**





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Sandy Pumphrey, PE, CFM

**E-mail Address:** s.pumphrey@cedar-rapids.org

**Phone Number/Extension:** 5363

**Alternate Contact Person:** Dave Wallace, PE

**E-mail Address:** d.wallace@cedar-rapids.org

**Phone Number/Extension:** 5814

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$916,722.05 plus incentive up to \$20,000, bond and insurance of Dave Schmitt Construction, Inc. the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 5 project (estimated cost is 959,000).

CIP/DID #SSD104-09

**EnvisionCR Element/Goal:** ProtectCR Goal 3: Maintain and provide quality services to the community.

**Background:**

Dave Schmitt Construction, Inc., Cedar Rapids, IA	\$916,722.05
Incentive up to	<u>\$ 20,000.00</u>
Total	\$936,722.05
Pirc-Tobin Construction, Inc., Alburnett, IA	\$945,474.80
Rathje Construction Co, Marion, IA	\$944,630.50
Tschiggfrie Excavating, Dubuque, IA	*\$1,038,672.50

\*Multiplication/Addition error found in bid

Dave Schmitt Construction, Inc. submitted the lowest of the bids received on November 18, 2015 for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5 project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed within 50 working days.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Tschiggfrie Excavating was corrected to be 1,040,676.50, based on the unit prices submitted and the correct bid quantity totals.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$916,722.05 plus incentive up to \$20,000, bond and insurance of Dave Schmitt Construction, Inc. for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5 project.

**Alternative 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 December 1, 2015 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** December 1, 2015

**Budget Information:** SSD104 FEMA (FLOOD) & State

**Local Preference Policy:** NA  
**Explanation:** CIP Project

**Recommended by Council Committee:** NA  
**Explanation:** NA



November 18, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5, Contract Number SSD104-09

Dear City Council:

Bids were received on November 18, 2015 for the SE Quadrant Sanitary Sewer Improvements Phase 2, Package 5 project as follows:

Dave Schmitt Construction, Cedar Rapids, IA	\$916,722.05
Pirc-Tobin Construction, Inc., Alburnett, IA	\$945,474.80
Rathje Construction Co, Marion, IA	\$944,630.50
Tschiggfrie Excavating, Dubuque, IA	\$1,038,672.50

The engineers cost opinion for this work is \$959,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "L. Snell".

Loren Snell P.E.  
Project Engineer II

LES/cap

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer

Public Works Department

500 15th Avenue S.W. • Cedar Rapids, Iowa 52404-5837 • (319) 286-5802 • FAX (319) 774-5653

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on October 20, 2015 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the SE Quadrant Sanitary Sewer Improvements – Phase 2, Package 5 (Contract No. SSD104-09) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on October 24, 2015 pursuant to which a public hearing was held on November 3, 2015, and

WHEREAS, the following bids were received, opened and announced on November 18, 2015 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on December 1, 2015:

Dave Schmitt Construction, Inc., Cedar Rapids, IA	\$916,722.05
Incentive up to	\$ 20,000.00
Total	\$936,722.05
Pirc-Tobin Construction, Inc., Alburnett, IA	\$945,474.80
Rathje Construction Co, Marion, IA	\$944,630.50
Tschiggfrie Excavating, Dubuque, IA	*\$1,040,676.50

\*Multiplication/Addition error found in bid

, and

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Tschiggfrie Excavating was corrected to be \$1,040,676.50, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, general ledger coding for this public improvement shall be as follows:  
\$936,722.05 330-330210-18511-SSD104 FLOOD

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

1. The recitals contained hereinabove are found to be true and correct.
2. 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;
3. Dave Schmitt Construction, 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;
4. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Dave Schmitt Construction is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Dave Schmitt Construction.

5. 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

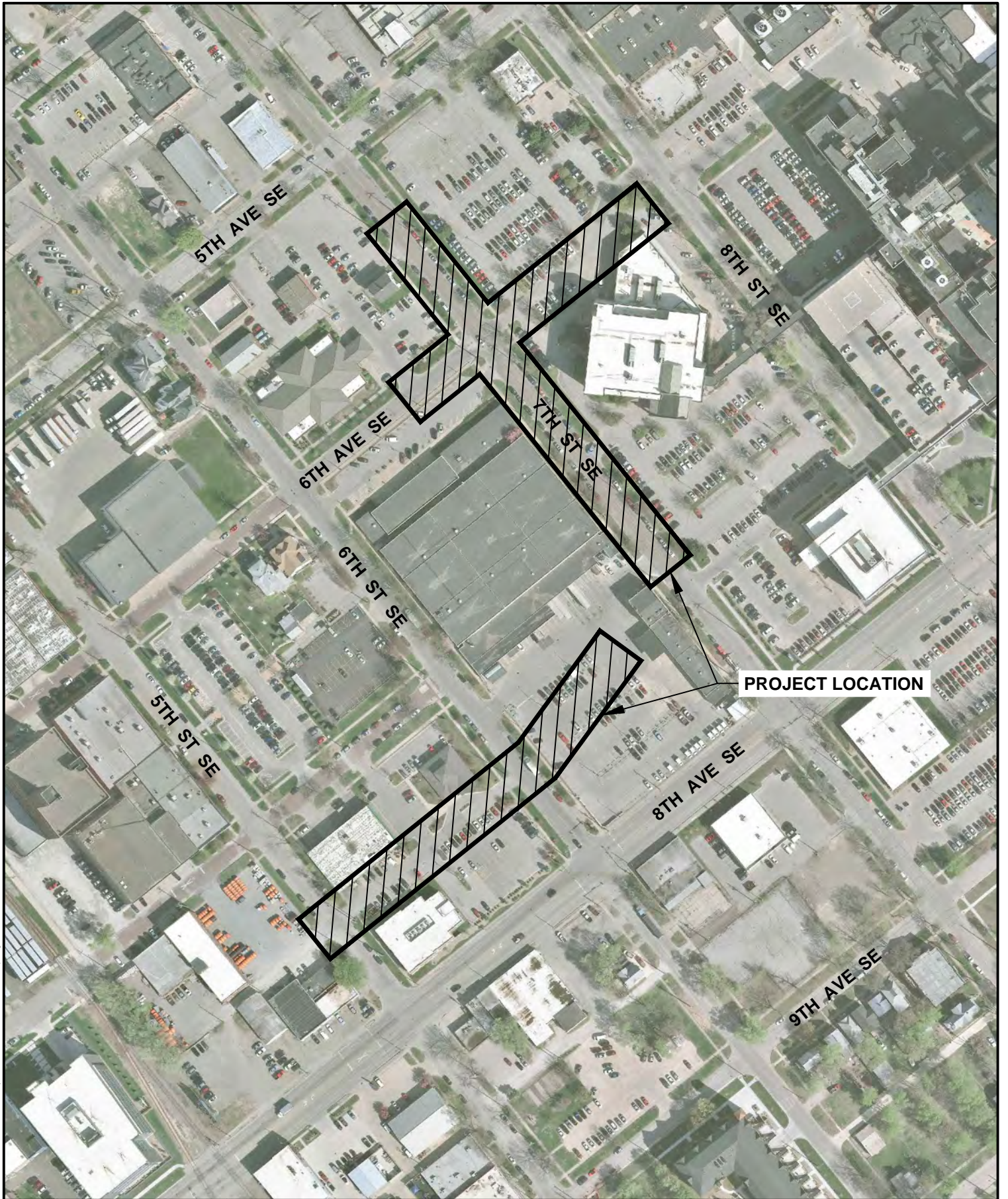
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

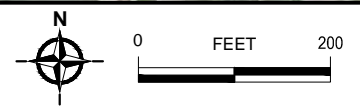




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**SE QUADRANT SANITARY SEWER IMPROVEMENTS  
PHASE 2, PACKAGE 5**



SSD104-09





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Nate Kampman  
**E-mail Address:** n.kampman@cedar-rapids.org

**Phone Number/Extension:** 5628

**Alternate Contact Person:** Kevin Vrchoticky, PE  
**E-mail Address:** k.vrchoticky@cedar-rapids.org

**Phone Number/Extension:** 5896

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$272,150 plus incentive up to \$2,000, bond and insurance of Daktronics, Inc. for the Veterans Memorial Stadium Ribbon Message Board project (estimated cost is \$290,000).  
 CIP/DID #314354-03

**EnvisionCR Element/Goal:** InvestCR Goal 3: Reinvest in the city's business corridors and districts.

**Background:**

Daktronics, Inc., Brookings, SD	\$272,150
Incentive up to	\$ 2,000
Total	\$274,150

Daktronics, Inc. submitted the only bid received on November 18, 2015 for the Veterans Memorial Stadium Ribbon Message Board project. The bid is within the approved budget. Construction work is expected to begin this winter and anticipated to be completed by March 18, 2016.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$272,150 plus incentive up to \$2,000, bond and insurance of Daktronics, Inc. for the Veterans Memorial Stadium Ribbon Message Board project.

**Alternative 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 December 1, 2015 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** December 1, 2015

**Budget Information:** 314/314000/314354 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



November 18, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Veterans Memorial Stadium Ribbon Message Board,  
Contract Number 314354-03

Dear City Council:

Bids were received on November 18, 2015 for the Veterans Memorial Stadium Ribbon Message Board project as follows:

Daktronics, Inc., Brookings, SD

\$272,150

The engineers cost opinion for this work is \$290,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "L. Shell".

Loren Shell, P.E.  
Project Engineer II

LES/cap

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on November 3, 2015 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Veterans Memorial Stadium Ribbon Message Board (Contract No. 314354-03) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on November 7, 2015 pursuant to which a public hearing was held on November 17, 2015, and

WHEREAS, the following bids were received, opened and announced on November 18, 2015 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on December 1, 2015:

Daktronics, Inc., Brookings, SD	\$272,150
Incentive up to	<u>\$ 2,000</u>
Total	\$274,150

WHEREAS, general ledger coding for this public improvement shall be as follows:  
\$\$274,150 314-314000-314354 NA

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. Daktronics, 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 Daktronics, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Daktronics, 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





**VETERANS MEMORIAL STADIUM  
RIBBON MESSAGE BOARD**



Cadd File Name: W:\PROJECTS\GIS\314354 Ribbon Message Board\314354 Council Map.dwg



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Nate Kampman

**Phone Number/Extension:** 5628

**E-mail Address:** n.kampman@cedar-rapids.org

**Alternate Contact Person:** Kevin Vrchoticky, PE **Phone Number/Extension:** 5896

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

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$104,033 plus incentive up to \$5,000, bond and insurance of Curtis Contracting Corp. for the 2015 Sidewalk Ramp Improvements project (estimated cost is \$117,331).  
CIP/DID #3016016-02

**EnvisionCR Element/Goal:** StrengthenCR Goal 4: Create a city that is affordable and accessible to all members of the community.

**Background:**

Curtis Contracting Corp., Cedar Rapids, IA	\$104,033.00
Incentive up to	\$ 5,000.00
Total	\$109,033.00
Midwest Concrete, Inc., Peosta, IA	\$123,915.00
Spring Lake Construction, Polk City, IA	*\$127,220.00
Hunt Construction Co., Inc., Alburnett, IA	*\$134,011.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$140,518.75
Central States Concrete, Inc., Marion, IA	*\$140,198.65

\*Addition/Multiplication errors found in bid

Curtis Contracting Corp. submitted the lowest of the bids received on November 25, 2015 for the 2015 Sidewalk Ramp Improvements project and the bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed within 70 working days.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Spring Lake Construction was corrected to be \$127,220; the bid of Hunt Construction Co., Inc. was corrected to be \$134,011; and the bid of Central States Concrete, Inc. was corrected to be \$140,198.65, based on the unit prices submitted and the correct bid quantity totals.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$104,033 plus incentive up to

\$5,000, bond and insurance of Curtis Contracting Corp. for the Sidewalk Ramp Improvements project.

**Alternative 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 December 1, 2015 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** December 1, 2015

**Budget Information:** \$89,266 301/301000/3016016 NA, \$90,155 301/301000/18401/3016016 ADA

**Local Preference Policy:** NA  
**Explanation:** NA

**Recommended by Council Committee:** NA  
**Explanation:** NA





November 25, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 2015 Sidewalk Ramp Improvements, Contract Number 3016016-02

Dear City Council:

Bids were received on November 4, 2015 for the 2015 Sidewalk Ramp Improvements project as follows:

Curtis Contracting Corp., Cedar Rapids, IA	\$104,033.00
Midwest Concrete, Inc., Peosta, IA	\$123,915.00
Spring Lake Construction, Polk City, IA	\$124,546.00
Hunt Construction Co., Inc., Alburnett, IA	\$128,281.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$140,518.75
Central States Concrete, Inc., Marion, IA	\$153,698.65

The engineers cost opinion for this work is \$117,331. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "K. Vrchoticky".

Kevin Vrchoticky, P.E.  
Civil Engineer I

KWW/cap

cc: Jennifer L. Winter, P.E. Public Works Director  
Nathan Kampman, P.E., City Engineer

RESOLUTION NO. LEG\_NUM\_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on November 3, 2015 the City Council adopted a motion that directed the City Clerk to publish notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the 2015 Sidewalk Ramp Improvements (Contract No. 3016016-02 NA) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on November 7, 2015 pursuant to which a public hearing was held on November 17, 2015, and

WHEREAS, the following bids were received, opened and announced on November 25, 2015 by the City Engineer, or designee, and said officer has reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on December 1, 2015:

Curtis Contracting Corp., Cedar Rapids, IA	\$104,033.00
Incentive up to	<u>\$ 5,000.00</u>
Total	\$109,033.00

Midwest Concrete, Inc., Peosta, IA	\$123,915.00
Spring Lake Construction, Polk City, IA	*\$127,220.00
Hunt Construction Co., Inc., Alburnett, IA	*\$134,011.00
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$140,518.75
Central States Concrete, Inc., Marion, IA	*\$140,198.65

\*Addition/Multiplication errors found in bid

AND WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Spring Lake Construction was corrected to be \$127,220, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Hunt Construction Co., Inc. was corrected to be \$134,011, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, the Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Central States Concrete, Inc. was corrected to be \$140,198.65, based on the unit prices submitted and the correct bid quantity totals, and

WHEREAS, general ledger coding for this public improvement shall be as follows: \$39,678 301-301000-3016016 NA, \$69,355 301-301000-18401-3016016 NA,

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

1. The recitals contained hereinabove are found to be true and correct. 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. Curtis Contracting Corp. 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 Curtis Contracting Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Curtis Contracting Corp..
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that 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\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** David Houg  
**E-mail Address:** daveh@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5168

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

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

**Description of Agenda Item:** ORDINANCES – Second and possible Third Readings  
 Ordinance granting a change of zone from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District for property at 1766 and 1770 Mallory Street SW as requested by Scallon Custom Homes and City of Cedar Rapids.  
 CIP/DID # RZNE-022169-2015

<p><b>EnvisionCR Element/Goal:</b> GrowCR Goal 1: Encourage mixed-use and infill development.</p>
---------------------------------------------------------------------------------------------------

**Background:**

The applicant is requesting rezoning to allow for development of 2 lots with single-family homes, providing for in-fill in an area that has seen increased interest in rehabbing of existing residential properties. The property is currently undeveloped and in the Southwest Area Neighborhood. Since this is a rezoning for single-family residential there is no site plan requirement at this time. A detailed site plan will be required at the time of application for a building permit.

The request for rezoning of this property was reviewed by the City Planning Commission on November 5, 2015. The Commission unanimously recommended approval of the Rezoning.

**Application Process/Next Steps:**

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommended approval.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission reviewed the application on November 5, 2015 and recommended approval on an 8 to 0 vote. A portion of the minutes are attached.</li> <li>There were no objectors.</li> </ul>
City Council consideration	<ul style="list-style-type: none"> <li>A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for November 17, 2015.</li> <li>Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.</li> <li>Approval of the rezoning will be subject to the conditions stated in the Ordinance.</li> </ul>

**Action/Recommendation:** City staff recommends approval of a Second and possible Third Reading.

**Alternative Recommendation:** City Council may table and request further information.

**Time Sensitivity:** N/A

**Resolution Date:** N/A

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

### Location Map





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

**MINUTES OF  
CITY PLANNING COMMISSION MEETING,  
Thursday, November 5, 2015 @ 3:00 p.m.**

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

Members Present: Scott Overland, Chair  
Jim Halverson, Vice Chair  
Carletta Knox-Seymour  
Virginia Wilts  
Samantha Dahlby  
Richard Pankey  
Dominique Blank  
Bill Hunse

Members Absent: Kim King

DSD Staff: Joe Mailander, Manager  
Vern Zakostelecky, Zoning Administrator  
Dave Houg, Plats & Zoning Conditions Coordinator  
Chris Strecker, Civil Engineer  
Johnny Alcivar, Development Services Specialist

CD Staff: Seth Gunnerson, Planner  
Jeff Hintz, Planner  
Jennifer Pratt, Interim Director  
Betty Sheets, Administrative Assistant

City Council Liaison: Justin Shields

**Call Meeting to Order**

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**

Roll call was answered with nine (9) Commissioners present.

**A. Approval of the Minutes**

Commissioner Overland called for any additions or corrections to the minutes. Commissioner Overland stated with no additions or corrections, the October 15, 2015 Minutes stand approved.

## **B. Adoption of the Agenda**

Commissioner Overland called for any additions or corrections to the agenda. Commissioner Overland stated that the first item had been removed and with no additions or corrections, the agenda stands approved.

## **C. Action Items**

### **1. Case Name: Between 1766 Mallory Street SW and 1770 Mallory Street SW (Rezoning)**

Consideration of a change of zone from R-3, Single Family Residence Zone District to R-RN, Traditional Neighborhood Residence Zone District as requested by Scallon Custom Homes, LLC (Applicant) and City of Cedar Rapids and Scallon Custom Homes, LLC (Titleholders)

***Case No: RZNE-022169-2015; Case Manager: Dave Houg***

Mr. Houg stated the property is currently undeveloped and in the Southwest Area Neighborhood. The applicant wishes to develop the property as 2 lots with single-family homes, which would provide for in-fill in an area that has seen increased interest in rehabbing of existing residential properties and new construction on lots that are vacant. The R-TN Zoning District was created for neighborhoods like this to allow vacant lots to be redeveloped since the lot does not meet the minimum requirements for the current R-3 Zoning District. Since this is a rezoning for single-family residential there is no site plan requirement at this time. A detailed site plan will be required at the time of application for a building permit. Mr. Houg presented a Street View and Next Steps.

Commissioner Overland called for questions of Mr. Houg.

Commissioner Dahlby asked if these lots would be as wide as the other lots in the neighborhood. Mr. Houg stated that these lots would be about the same and possibly slightly smaller.

Commissioner Overland asked if this was in the flood area. Mr. Houg stated that the homes in this area were flood affected.

Commissioner Overland called for a representative of the applicant.

Paul Scallon, 3610 Spring Valley Road NE stated that 1770 was 37 feet wide and 1766 was 30 feet wide and he planned to make each lot 33 feet wide.

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

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

Commissioner Overland called for a motion. Commissioner Blank made a motion to approve the change of zone from R-3, Single Family Residence Zone District to R-TN, Traditional Neighborhood Residence Zone District. Commissioner Wilts 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.

ORDINANCE NO. LEG\_NUM\_TAG

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;

MALLORY'S 1ST ADDITION, THE SOUTH 30' OF LOT 5 & THE NORTH 7' OF  
LOT 6, BLOCK 2 (1770 MALLORY ST. SW), AND  
MALLORY'S 1ST ADDITION, THE SOUTH 10' OF LOT 4 & THE NORTH 20' OF  
LOT 5, BLOCK 2 (1766 MALLORY ST. SW)

and located at 1766 Mallory Street SW and 1770 Mallory Street SW, now zoned R-3, Single  
Family Residence Zone District, and as shown on the "District Map," be rezoned and changed  
to R-TN, Traditional Neighborhood Residence Zone District, and that the property be used for  
such purposes as outlined in the R-TN, Traditional Neighborhood Residence Zone District, as  
defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are  
subject to the conditions which have been agreed to and accepted prior to the passage of this  
Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the  
owners, successors, heirs, and assigns, as follows:

1. The setback for the principal structure shall be in context with the existing houses along  
this block face.
2. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the  
property owner shall be responsible to submit to the City a signed Concrete Pavement  
Petition and Assessment Agreement for Alley Improvements adjoining this site.

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 17th day of November, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Kirsty Sanchez  
**E-mail Address:** [k.sanchez@cedar-rapids.org](mailto:k.sanchez@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5428

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** [j.pratt@cedar-rapids.org](mailto:j.pratt@cedar-rapids.org)

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

**Description of Agenda Item:** ORDINANCES – First Reading  
 First Reading to consider establishing the Czech Village-New Bohemia Self-Supported Municipal Improvement District.  
 CIP/DID #CD-0005-2015

**EnvisionCR Element/Goal:** StrengthenCR Goal 2: Improve the quality and identity of neighborhoods and key corridors.

### Background:

The City received a petition requesting creation of a Self-Supporting Medical Improvement District (SSMID) on August 24, 2015 signed by property owners in the proposed Czech Village-New Bohemia SSMID area (see attached map).

The purpose of the proposed Czech Village-New Bohemia Self Supported Municipal Improvement District, as set forth in the petition filed with the City Clerk on August 24, will be the undertaking of actions intended to benefit the property within the District. The activities will include:

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

The Iowa Code requires that a petition to create or expand a SSMID must be made by 25% of the property owners representing at least 25% of the assessed property value in the district. The petition for the creation of the Czech Village-New Bohemia SSMID was signed by owners of 60 of the 104 taxable parcels (57%) representing 62% of the assessed value for the proposed expansion area.

The petition states that if approved, the District will be created for a period of seven (7) years, commencing with a levy of taxes for collection in Fiscal Year 2017. After the seven (7) year period, the District may be renewed following the same petitioning process. Properties within the proposed District boundary area will be taxed \$1 per thousand dollars of taxable value in the first year. During the remaining lifetime of the District, properties within the proposed District

boundary area will be taxed with rates of assessment not to exceed \$3 per thousand dollars of taxable valuation in the next six (6) years. The levy rate of \$3 is the maximum combined rate which may be used for debt service, capital improvements, or operations.

The City of Cedar Planning Commission reviewed the request and unanimously supported the SSMID on September 10, 2015. As such, the CPC recommends approval to City Council (CPC Resolution of Support attached). The steps in the process include the following:

Step	Date:
Motion Setting a Public Hearing	September 22, 2015
Publication of Legal Notice	September 26, 2015
Public Hearing	October 20, 2015
30 day comment period	October 20 – November 19, 2015
First Reading of Ordinance	December 1, 2015
Second and possible Third Reading	December 15, 2015

If established by City Council, the SSMID will begin collecting fees July 1, 2016.

**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

**Budget Information:** N/A

**Local Preference Policy:** NA  
**Explanation:**

**Recommended by Council Committee:** NA  
**Explanation:**







CEDAR RAPIDS CITY PLANNING COMMISSION  
RESOLUTION NO. CPC-SSMID-105

WHEREAS, a petition was submitted to the City Council of the City of Cedar Rapids, Iowa, (hereinafter referred to as "City", wherein it was requested that a "CZECH VILLAGE-NEW BOHEMIA SELF-SUPPORTING MUNICIPAL IMPROVEMENT DISTRICT" be established; and as legally described:

The proposed boundary generally encompasses the area bounded by 8<sup>th</sup> Avenue SE from the Cedar River to Union Pacific Rail Line, Union Pacific Rail Line from 8<sup>th</sup> Avenue SE to 15<sup>th</sup> Avenue SE, includes former Sinclair Meat Packing Plant site, 21<sup>st</sup> Avenue SW from Cedar River to C Street SW, C Street SW from 21<sup>st</sup> Avenue SW to 17<sup>th</sup> Avenue SW, 17<sup>th</sup> Avenue SW from C Street SW to Hamilton Street SW, 12<sup>th</sup> Avenue SW from Hamilton Street SW to Cedar River Trail, and Cedar River Trail to 8<sup>th</sup> Avenue SE.

WHEREAS, said proposal has been referred to the City Planning Commission of the City for evaluation in accordance with the provisions of Chapter 386 of the Code of Iowa;

NOW THEREFORE, BE IT RESOLVED BY THE CITY PLANNING COMMISSION OF THE CITY OF CEDAR RAPIDS, IOWA, that following due consideration and review of the proposed "CZECH VILLAGE-NEW BOHEMIA SELF-SUPPORTING MUNICIPAL IMPROVEMENT DISTRICT," including a staff report from the Community Development and Planning Department of the City, the City Planning Commission hereby finds and determines:

1. With regard to merit, said proposal satisfies the statutory requirements of Chapter 386 of the Code of Iowa as related to location, land usage, and rate and purpose of tax. Further, said proposal is in conformance with the general plan for the development of the municipality as a whole.
2. With regard to feasibility, said proposal will generate sufficient funds to undertake and implement improvements, which will strengthen, renovate, and revitalize the District as a diversified economic center.

The City Planning Commission unanimously passed this Preliminary Site Development Plan by a vote of 7 to 0 on the 10th day of September, 2015.

CEDAR RAPIDS  
CITY PLANNING COMMISSION

  
Scott Overland, Chair

ORDINANCE NO. LEG\_NUM\_TAG

ORDINANCE ESTABLISHING THE CZECH VILLAGE-NEW BOHEMIA  
SELF-SUPPORTED MUNICIPAL IMPROVEMENT DISTRICT  
PURSUANT TO THE PROVISIONS OF CHAPTER 386, CODE OF  
IOWA; PROVIDING FOR THE ESTABLISHMENT OF FUNDS AND  
THE LEVY OF ANNUAL TAXES IN CONNECTION THEREWITH

WHEREAS, the City of Cedar Rapids, in the County of Linn, State of Iowa, is authorized by Chapter 386, Code of Iowa (the "Act"), to create a self-supported municipal improvement district, as defined in the Act, in the City, to provide for the existence and operation of such district, to provide for improvements or self-liquidating improvements, as defined in the Act, for such district, to authorize and issue bonds for the purposes of such district and to levy such taxes as are authorized by the Act with respect to such district; and

WHEREAS, there was filed with the City Clerk on the 24<sup>th</sup> day of August, 2015, a petition petitioning the City Council to establish a self-supported municipal improvement district (the "proposed District") in accordance with the Act, to establish an operation fund, a capital improvement fund and a debt service fund with respect to the Proposed District and in accordance with the Act and to levy an annual tax for each of such funds in accordance with the Act; and

WHEREAS, the petition is in all ways in complete compliance with the provisions of the Act; and

WHEREAS, upon receipt of such petition, the City Planning Commission did review the merits and feasibility of the petition and recommended the establishment of the district to the City Council; and

WHEREAS, the City Planning Commission has filed with the City Council such evaluative report on the merits and feasibility of the project proposed in the petition, all in accordance with the Act; and

WHEREAS, subsequent to the filing of the aforementioned report, the Council did set the 20th day of October, 2015, at 4:00pm, at the Council Chamber, City Hall, in the City, as the time and place for a meeting at which it proposed to take action for the establishment of the Proposed District and did in accordance with the Act publish notice of such meeting as provided in Section 362.3 of the Code of Iowa, and the Clerk did mail written notice of such meeting to each owner of property within the Proposed District, which notice was mailed to such property owners by certified mail not less than fifteen days before such meeting; and

WHEREAS, at the aforementioned time and place, the Council did meet and hear owners of property in the Proposed District and residents of the City desiring to express their views with respect to the establishment of the Proposed District; and

WHEREAS, no petition has been filed with the City Clerk containing the signatures of at least 40 percent of all owners of property within the Proposed District or signatures which together represent ownership of property with an assessed value of 40 percent or more of the



assessed value of all property within the Proposed District seeking to have the entire matter of establishing the Proposed District withdrawn from Council consideration; and

WHEREAS, more than thirty days have passed since the holding of the public hearing referred to above and the Council may now proceed with the establishment of a self-supported municipal improvement district in accordance with the Act;

NOW, THEREFORE, Be It Ordained and Enacted by the Council of the City of Cedar Rapids, State of Iowa, as follows:

Section 1. There shall be and there is hereby created in the City a self-supported municipal improvement district, as defined in the Act, the name of which shall be the Czech Village-New Bohemia Self-Supported Municipal Improvement District (sometimes hereinafter referred to as the "District"), the purposes of which District are the undertaking of actions and the design and construction of any and all "improvements" and "self-liquidating improvements", as defined in the Act and the performance of administration, redevelopment and revitalization of the District, as authorized by the Act.

Section 2. The District shall include all property within the boundaries described in Exhibit A and mapped in Exhibit B.

Section 3. It is hereby found and determined that the owners of all of the property within the District have a present and potential benefit from the condition, development and maintenance of the District and that all of the property within the District is related by virtue of its location and use so as to be benefited by the condition, development and maintenance of the District or is otherwise related in some manner such that inclusion in the District meets the requirements of the Act.

Section 4. Pursuant to the provisions of the Act, there is hereby established and created a self-supported improvement district operation fund, which shall be known as the "Czech Village-New Bohemia Self-Supported Municipal Improvement District Operation Fund" (and is hereinafter referred to as the "Operation Fund"), for which Operation Fund the City may certify taxes (the "Operation Tax") against the property, as defined in the Act (excluding property assessed as residential property for property tax purposes), within the District (the "Property") each year, in addition to all other taxes, commencing with the levy of taxes for collection in the fiscal year beginning July 1, 2016, and continuing for 6 additional years, for the purpose of paying such expenses of the District as are authorized by the Act, including, but not limited to, the administrative expenses of the District and part or all of the maintenance expenses of the District, and part or all of the maintenance expenses of "improvements" or "self-liquidating improvements", as defined in the Act, for a period of 7 years.

Section 5. The Operation Tax, as provided in Section 5 hereof, shall be levied annually upon the Property at a rate not to exceed Three Dollars (\$3.00) per thousand dollars of taxable value of the Property.

Section 6. Pursuant to the provisions of the Act, there is hereby established and created a capital improvement fund for such District, which shall be known as the "Czech Village-New Bohemia Self-Supported Municipal Improvement District Capital Improvement Fund" (and is hereinafter referred to as the "Capital Improvement Fund"), for which Capital Improvement Fund the City may certify taxes (the "Capital Improvement Fund Tax") each year, commencing with the levy of taxes for collection in the fiscal year beginning July 1, 2016, and continuing for 6 additional years, to be levied against all of the Property in the District, in addition to all other

taxes, for the purpose of accumulating moneys for the financing or payment of a part or all of the cost of any "improvements" or "self-liquidating improvements", as defined in the Act.

Section 7. The Capital Improvement fund Tax, as provided in Section 7 hereof, shall be levied annually upon the Property at a rate not to exceed Three Dollars (\$3.00) per thousand dollars of taxable value of the Property.

Section 8. Pursuant to the provisions of the Act, whenever any self-supported municipal improvement district bonds, as defined in the Act, are issued and outstanding with respect to the District, other than revenue bonds, the City shall establish, create and maintain a self-supported municipal improvement district debt service fund for such District, which shall be known as the "Czech Village-New Bohemia Self-Supported Municipal Improvement District Debt Service Fund" (and is hereinafter referred to as the "Debt Service Fund"), and shall certify taxes (the "Debt Service Fund Tax") each year to be levied against all of the Property in the District in an amount necessary to pay interest as it becomes due and to pay, or to create a sinking fund to pay, principal at maturity of all self-supported municipal improvement district bonds, as defined in the Act.

Section 9. The Debt Service Fund Tax, as provided in Section 9 hereof, shall be levied annually upon Property at a rate not to exceed Three Dollars (\$3.00) per thousand dollars of taxable value of the Property.

Section 10. The combined rate of the Operation Tax, the Capital Improvement Fund Tax and the Debt Service Fund Tax to be levied annually, in addition to all other taxes, as aforesaid shall not exceed a rate of Three Dollars (\$3.00) per thousand dollars of taxable value of the Property.

Section 11. There is hereby created the "Czech Village-New Bohemia Self-Supported Municipal Improvement District Commission." (Hereinafter referred to as "the Commission"). The Commission shall consist of nine (9) members to be appointed by the Mayor with the advice and consent of the City Council. The current Czech Village-New Bohemia District Steering Committee shall recommend members to be appointed to the Commission and file a list of such candidates with the City Clerk within sixty (60) days of the publication of this ordinance.

Section 12. The Commission shall perform those duties and functions associated with the operation, supervision, maintenance and management of the district. The Commission may make rules and regulations as necessary and appropriate relating to the management and operation of the District.

Section 13. The Commission shall file with the City Clerk an annual budget for consideration and approval by the City Council. The annual budget shall contain at a minimum, the sources of funds, uses of funds, and how those uses are related to the stated goals of the District. The Commission shall be authorized and to otherwise raise funds by solicitation and contributions. All monies of the District shall be maintained in one or more special funds in the City Treasurer's office with expenditures from said funds to be made by the approval by the City Council. In addition, the Commission shall have authority to expend such funds as may be authorized by the City Council.

Section 14. From and after the effective date of this ordinance the City Clerk shall cause a copy of this ordinance to be filed in the office of the County Recorder of Linn County.

Section 15. All ordinances or parts of ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

Section 16. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance, which can be given effect without such invalid part or parts.

Section 17. This ordinance shall be in full force and effect with its passage and publication, according to the laws of the State of Iowa.

Introduced this 1st day of December, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

Exhibit A  
Boundary Description

LEGAL DESCRIPTION

The proposed boundary generally encompasses the area bounded by 8<sup>th</sup> Avenue SE from the Cedar River to Union Pacific Rail Line, Union Pacific Rail Line from 8<sup>th</sup> Avenue SE to 15<sup>th</sup> Avenue SE, includes former Sinclair Meat Packing Plant site, 21<sup>st</sup> Avenue SW from Cedar River to C Street SW, C Street SW from 21<sup>st</sup> Avenue SW to 17<sup>th</sup> Avenue SW, 17<sup>th</sup> Avenue SW from C Street SW to Hamilton Street SW, 12<sup>th</sup> Avenue SW from Hamilton Street SW to Cedar River Trail, and Cedar River Trail to 8<sup>th</sup> Avenue SE.



Map of the Czech Village-New Bohemia Self-Supporting  
Municipal Improvement District (SSMID)





Exhibit C

City Planning Commission Resolution Recommending the Implementation of the Czech Village-  
New Bohemia Self-Supporting Municipal Improvement District (SSMID)

CEDAR RAPIDS CITY PLANNING COMMISSION  
RESOLUTION NO. CPC-SSMID-105

WHEREAS, a petition was submitted to the City Council of the City of Cedar Rapids, Iowa, (hereinafter referred to as "City", wherein it was requested that a "CZECH VILLAGE-NEW BOHEMIA SELF-SUPPORTING MUNICIPAL IMPROVEMENT DISTRICT" be established; and as legally described:

The proposed boundary generally encompasses the area bounded by 8<sup>th</sup> Avenue SE from the Cedar River to Union Pacific Rail Line, Union Pacific Rail Line from 8<sup>th</sup> Avenue SE to 15<sup>th</sup> Avenue SE, includes former Sinclair Meat Packing Plant site, 21<sup>st</sup> Avenue SW from Cedar River to C Street SW, C Street SW from 21<sup>st</sup> Avenue SW to 17<sup>th</sup> Avenue SW, 17<sup>th</sup> Avenue SW from C Street SW to Hamilton Street SW, 12<sup>th</sup> Avenue SW from Hamilton Street SW to Cedar River Trail, and Cedar River Trail to 8<sup>th</sup> Avenue SE.

WHEREAS, said proposal has been referred to the City Planning Commission of the City for evaluation in accordance with the provisions of Chapter 386 of the Code of Iowa;

NOW THEREFORE, BE IT RESOLVED BY THE CITY PLANNING COMMISSION OF THE CITY OF CEDAR RAPIDS, IOWA, that following due consideration and review of the proposed "CZECH VILLAGE-NEW BOHEMIA SELF-SUPPORTING MUNICIPAL IMPROVEMENT DISTRICT," including a staff report from the Community Development and Planning Department of the City, the City Planning Commission hereby finds and determines:

1. With regard to merit, said proposal satisfies the statutory requirements of Chapter 386 of the Code of Iowa as related to location, land usage, and rate and purpose of tax. Further, said proposal is in conformance with the general plan for the development of the municipality as a whole.
2. With regard to feasibility, said proposal will generate sufficient funds to undertake and implement improvements, which will strengthen, renovate, and revitalize the District as a diversified economic center.

The City Planning Commission unanimously passed this Preliminary Site Development Plan by a vote of 7 to 0 on the 10th day of September, 2015.

CEDAR RAPIDS  
CITY PLANNING COMMISSION



Scott Overland, Chair