

*"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, January 12, 2016 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
  - ❖ Proclamation – Dr. Martin Luther King Jr. Day (LaSheila Yates, Tom Moore, Karl Cassell, Dr. Carlos Grant, Dedric Doolin, Chad Simmons)

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider the continuation of an approved public improvement project for the 6th Street SW Roadway Improvements from Linn County Line to Capital Drive project (Rita Rasmussen). **(Paving for Progress)** CIP/DID #3012130-00
  - a. Resolution to continue a previously-approved capital improvement project and to proceed with the acquisition or condemnation of agricultural property and property interests not yet acquired for the 6th Street SW Roadway Improvements from Linn County Line to Capital Drive project.
2. A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Demolition Services of Buildings and Associated Materials – Sinclair Site project (estimated cost is \$350,000) (John Riggs). CIP/DID #PUR1115-098
  - a. Resolution adopting specifications, form of contract and estimated cost for the Demolition Services of Buildings and Associated Materials – Sinclair Site project.

3. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 18th Street SW Extension from Wilson Avenue to 16th Avenue PCC Pavement – Grade and Replace project (estimated cost is \$2,329,537) (Doug Wilson). CIP/DID #301500-06
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 18th Street SW Extension from Wilson Avenue to 16th Avenue PCC Pavement – Grade and Replace project.
4. A public hearing will be held to consider the proposed plans, specifications, form of contract, estimated cost for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project (estimated cost is \$3,550,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012092-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project.
5. A public hearing will be held to consider the proposed plans, specifications, form of contract, estimated cost for the 74th Street NE from White Ivy Place to C Avenue NE – Roadway Improvements project (estimated cost is \$2,044,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012050-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 74th Street NE from White Ivy Place to C Avenue NE – Roadway Improvements project.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace project (estimated cost is \$2,313,000) (Doug Wilson). CIP/DID #301612-04
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace 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.*

7. Motion to approve minutes.
8. Resolution referring to the Linn County Compensation Commission and authorizing publication of a Notice of Condemnation Hearing for the acquisition of abandoned real property located at 115 17th Avenue SE, owned by Ethel Ann Beardsley, Kayann M. Evans and Charles Evans, in connection with the Cedar Rapids Flood Control System project. CIP/DID #3316200-00
9. Resolution accepting work and fixing amount to be assessed for the 2013 Northeast Side School Routes Sidewalk Improvements project. CIP/DID #325012-00
10. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project. CIP/DID #325008-00
11. Resolution creating a Wellbeing Advisory Committee to assist the Cedar Rapids City Council with matters related to wellbeing and adopting the proposed by-laws of the newly created Committee. CIP/DID #CM001-16
12. Resolution authorizing the Parks & Recreation Department to name the baseball field at Daniels Park, 940 Oakland Road NE, "Bill Quinby Field". CIP/DID #PKS005-16
13. Resolution appointing Justin Shields as Mayor Pro Tempore. CIP/DID #CLK001-16
14. Resolution eliminating the Lead Parking Meter Technician position in accordance with the Parking Agreement. CIP/DID #FIN2016-09
15. Resolution authorizing a Police Officer to attend Iowa Law Enforcement Academy, Johnston, IA, from January 11, 2016 to April 15, 2016 in an amount not to exceed \$10,000. CIP/DID #PD0006
16. Motion amending the motion approved on December 15, 2015 to extend the bid opening date to January 27, 2016 at 11:00 a.m. for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project (estimated cost is \$3,550,000) **(Paving for Progress)** CIP/DID #3012092-02
17. Motions setting public hearing dates for:
  - a. January 26, 2016 – to consider public comments regarding identification of community development needs, program funding for development of proposed activities, and program performance for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, prior to developing an Annual Action Plan for the period of July 1, 2016 to June 30, 2017. CIP/DID #OB246513

- b. January 26, 2016 – to consider the disposition of excess City-owned property at 1766 Mallory Street SW acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the fourth round of Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
  - c. January 26, 2016 – to consider the vacation of a 403 square-foot utility easement located at 4201 42nd Street NE as requested by 42nd and Edgewood LLC. CIP/DID #EASE-022390-2015
  - d. January 26, 2016 – to consider granting a change of zone for property at 4600 20th Avenue SW as requested by Midwest 3PL and Rick Stickle from C-3, Regional Commercial Zone District, to I-1, Light Industrial Zone District. CIP/DID #RZNE-022431-2015
  - e. January 26, 2016 – to consider amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to clarify the Czech Bohemia Overlay District with design standards and guidelines. CIP/DID #OB715322
  - f. January 26, 2016 – to consider amending Ordinance No. 073-15 to correct the legal description of the Czech Village-New Bohemia Self-Supported Municipal Improvement District (SSMID). CIP/DID #CD-0005-2015
  - g. February 9, 2016 – to consider annexation of territory north of 16th Avenue NW and east of 80th Street NW as requested by the Laurence A. Schulte Trust. CIP/DID #ANNX-022377-2015
18. 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. January 26, 2016 – 1st Avenue East South of 24th Street Drive SE Storm Sewer Improvements project, with bid opening January 27, 2016 (estimated cost is \$89,000). CIP/DID #304391-03
  - b. January 26, 2016 – 27th Street SW between 28th Avenue and 29th Avenue Culvert Replacement project, with bid opening February 3, 2016 (estimated cost is \$528,000). CIP/DID #304396-02
  - c. January 26, 2016 – West Post Road NW from Plainview Drive NW to E Avenue NW Roadway Reconstruction project, with bid opening on February 3, 2016 (estimated cost is \$1,388,000). **(Paving for Progress)** CIP/DID #3012120-04
  - d. January 26, 2016 – WPCF Chlorine System Upgrade project, with bid opening February 10, 2016 (estimated cost is \$5,420,000). CIP/DID #615148-03
19. Motions assessing \$300 civil penalties for violation of State Code regarding the sale of tobacco/vapor products to minors against:
- a. Hawkeye Convenience Store, 4830 Johnson Avenue NW. CIP/DID #CIG001948-06-2015
  - b. Kum & Go #517, 3132 1st Avenue NE. CIP/DID #CIG001807-04-2015
  - c. Road Ranger #5148, 550 Wilson Avenue SW. CIP/DID #CIG001985-06-2015
  - d. The Hazy Hideaway, 49 Kirkwood Court SW. CIP/DID #CIG002061-06-2015
20. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Casey's General Store #2778, 201 8th Avenue SE.
  - b. Cobble Hill Eatery & Dispensary, 219 2nd Street SE.
  - c. Flamingo, 1211 Ellis Boulevard NW.
  - d. Irish Democrat, 3207 1st Avenue SE.
  - e. JW's Pub & Grub, 58 Miller Avenue SW.



- f. Lava, 5400 Edgewood Road NE.
  - g. Leo 1, 1500 1st Avenue NE (new – formerly Sam Liquor & Tobacco).
  - h. Mulligan's Pub, 1060 Old Marion Road NE (new – new ownership).
  - i. Otis' Tailgators Sports Bar, 3969 Center Point Road NE.
  - j. Penguin's, 208 2nd Avenue SE (new – formerly The Vault).
  - k. Todd's on the Go, 235 Edgewood Road NW.
  - l. Union Station Hall, 1736 16th Avenue SW (new – formerly Juke Joint).
21. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2016-01
  - b. Payroll. CIP/DID #FIN2016-02
22. Resolutions appointing, reappointing and thanking the following individuals:
- a. Appointing Jerad Nylin (effective through June 30, 2018) to the Cedar Rapids ADA Advisory Committee. CIP/DID #OB775389
  - b. Appointing Sherri Schuchmann (effective through June 30, 2017) to the Veterans Memorial Commission. CIP/DID #OB572854
  - c. Vote of thanks to Doug Elliott for serving on the Library Board of Trustees. CIP/DID #OB572830
  - d. Vote of thanks to Hattie Holmes for serving on the Veterans Memorial Commission. CIP/DID #OB572854
23. Resolutions approving assessment actions:
- a. Levy assessment – housing nuisance abatement charges – one property. CIP/DID #FIN2016-04
  - b. Levy Assessment – Solid Waste & Recycling – clean-up costs – three properties. CIP/DID #SWM-007-15
  - c. Intent to assess – Solid Waste & Recycling – clean-up costs – two properties. CIP/DID #SWM-001-16
  - d. Levy assessment – Water Division – delinquent municipal utility bills – 13 properties. CIP/DID #WTR1117-001
  - e. Levy assessment – Water Division – delinquent municipal utility bills – 13 properties. CIP/DID #WTR1201-001
  - f. Intent to assess – Water Division – delinquent municipal utility bills – 41 properties. CIP/DID #WTR01-12-16-001
24. Resolutions accepting subdivision improvements, approving Maintenance Bonds and/or authorizing reimbursements:
- a. Portland Cement Concrete in Krebs First Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$70,000. CIP/DID #FLPT-016336-2015
  - b. Portland Cement Concrete pavement in Cedar River Bluffs Second Addition, Phase 2 and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$100,000. CIP/DID #47-12-005
  - c. Sanitary sewer in Cedar River Bluffs Second Addition Phase 2, Lots Four and Five and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$49,494.70. CIP/DID #47-12-005
  - d. Storm sewer in Cedar River Bluffs Second Addition Phase 2, Lots Four and Five and 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$111,328.62. CIP/DID #47-12-005

- e. Portland Cement Concrete pavement in Stoney Point Twenty-Fourth Addition and 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$95,000. CIP/DID #47-13-008
  - f. Sanitary sewer in Stoney Point Twenty-Fourth Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$59,548. CIP/DID #47-13-008
  - g. Storm sewer in Stoney Point Twenty-Fourth Addition and 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$114,951. CIP/DID #47-13-008
25. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- a. Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project, final payment in the amount of \$59,969.03 and 2-year Performance Bond submitted by Kleiman Construction, Inc. (original contract amount was \$1,173,188; final contract amount is \$1,199,380.69). CIP/DID #310333-03
  - b. Boyson Road NE Pavement Rehabilitation Improvements from C Avenue to East Corporate Limits project, final payment in the amount of \$29,973.04 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$703,834.30; final contract amount is \$599,460.79). **(Paving for Progress)** CIP/DID #3012085-02
  - c. Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project, final payment in the amount of \$25,470.18 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$539,161; final contract amount is \$509,403.56). **(Paving for Progress)** CIP/DID #3012087-02
  - d. C Avenue NE from Collins Road to Blairs Ferry Road Phase 1 – Utility Improvements project, final payment in the amount of \$21,016.34 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was \$415,811.20; final contract amount is \$420,326.82). CIP/DID #301612-03
  - e. Valley Brook Drive SE Channel Restoration Improvements project, final payment in the amount of \$17,941.11 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was \$378,114.05; final contract amount is \$358,822.24). CIP/DID #304141-02
  - f. WPCF Unit Substation Replacement project, final retainage payment in the amount of \$30,783.65 and 2-year Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount was \$617,500; final contract amount is \$615,673). CIP/DID #615244-02
  - g. Indian Creek Trunk Sanitary Sewer Segment 2 – Phase 3 Reconstruction project, final payment in the amount of \$137,034.46 and 4-year Performance Bond submitted by S.M. Hentges & Sons, Inc. (original contract amount was \$2,794,758.59; final contract amount is \$2,740,689.27). CIP/DID #655625-06
  - h. NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project, final payment in the amount of \$55,530.95 and 4-year Performance Bond submitted by Tschiggfrie Excavating (original contract amount was \$1,260,191.30; final contract amount is \$1,110,618.95). **(Flood)** CIP/DID #SSD101-08

26. Resolutions authorizing execution of Development Agreements for properties participating in the fourth round of the Single Family New Construction Program: **(Flood)** CIP/DID #OB540257
- Cedar Valley Habitat for Humanity, Inc. for property at 1026 12th Street NE.
  - Jim Sattler Inc. for property at 3617 Forest Valley Court NE.
  - S & J Homes, LLC for property at 320 Cherry Park Drive NW.
  - S & J Homes, LLC for property at 3602 Forest Valley Court NE.
  - Skogman Construction Company of Iowa for property at 701 Limerock Drive NW.
27. Resolutions authorizing execution of Development Agreements and Special Warranty Deeds for City-owned properties participating in the fourth round of the Single Family New Construction Program: **(Flood)** CIP/DID #OB540257
- Premiere Developers, Inc. for property at 1033 10th Street NW.
  - Stonebrook Homes, LLC for property at 507 7th Avenue SW.
28. Resolutions approving actions regarding purchases, contracts and agreements:
- Purchase of excess casualty insurance coverage through Aon Risk Services Central, Inc. from States Self-Insurers Retention Group in the amount of \$318,217. CIP/DID #FIN2016-08
  - Amendment No. 2 to renew contract with Per Mar Security Services for Citywide Courier and Security Guard Services for two years for an annual amount not to exceed \$100,000 (original contract amount was \$200,000; renewal contract amount is \$200,000). CIP/DID #1013-072
  - Authorizing additional funds regarding the retention of Ahlers and Cooney, P.C. as outside legal counsel regarding the Veterans Memorial Building. CIP/DID #OB1306909
  - Retaining Lynch Dallas P.C. as outside legal counsel regarding the Hayes v. Kieler, et. al. lawsuit. CIP/DID #ATT000002
  - Amendment No. 3 to the Agreement for Real Estate Acquisition Legal Services with Bradley and Riley, PC to close the Agreement for the HUD Community Development Block Grant Voluntary Property Acquisition Program (original contract amount was \$117,903.68; final contract amount is \$103,994.16). **(Flood)** CIP/DID #0109-220
  - Public Works Department purchase of rock salt from Compass Minerals America, Inc. in an amount not to exceed \$1,030,040 for a maximum purchase of 13,200 tons of rock salt for winter snow and ice control. CIP/DID #80-16-006
  - Fleet Services Division purchase of one crew cab chassis with dump body from Junge Center Point in the amount of \$54,471. CIP/DID #PUR1215-103
  - Fleet Services Division purchase of one regular cab chassis with dump body from Junge Center Point in the amount of \$51,609. CIP/DID #PUR1215-104
  - Fleet Services Division purchase of one chassis with Knapheide service body from Pat McGrath Chrysler Jeep Dodge Ram in the amount of \$87,762.65. CIP/DID #PUR1115-100
  - Golf Division purchase of merchandise for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses from Acushnet Company (Titleist and Foot Joy) in an amount of \$71,007.50, with future purchases not to exceed \$85,000. CIP/DID #GLF004-16
  - Golf Division purchase of merchandise for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses from Callaway Golf for an amount not to exceed \$20,000. CIP/DID #GLF003-16

- l. Golf Division purchase of merchandise for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses from Ping for an amount not to exceed \$30,000. CIP/DID #GLF002-16
- m. Annual Maintenance Agreement with Communications Engineering Company for the City-Wide Physical Security Management Platform including hardware and software in the amount of \$150,000. CIP/DID #109130-08
- n. Contract with Alfa Laval, Inc. for Centrifuge Rotating Assembly Repair for the Water Pollution Control Facility for an amount not to exceed \$278,599.44. CIP/DID #PUR1215-111
- o. Contract with Crawford Quarry Company for Lagoon Ash Sand Storage for the Water Pollution Control Facility for an annual amount not to exceed \$80,000. CIP/DID #PUR1115-091
- p. Amendment No. 1 to the Professional Services Agreement with ALLTRANS, Inc. specifying an increased amount not to exceed \$96,000 for design services in connection with the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street project (original contract amount was \$141,170; total contract amount with this amendment is \$237,170). **(Paving for Progress)** CIP/DID #3012129-01
- q. Amendment No. 2 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$8,824 for professional services in connection with the CEMAR Trail Lindale Connector project (original contract amount was \$43,290; total contract amount with this amendment is \$52,114). CIP/DID #325050-01
- r. Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$4,621 for additional services to the 2015 Seminole River Bank Armoring project (original contract amount was \$36,490; total contract amount with this amendment is \$44,171). CIP/DID #6250045-001
- s. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$105,370 for design services in connection with the O Avenue Watershed Drainage Study project. CIP/DID #304427-01
- t. Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$880,000 for the J Avenue Water Treatment Plant Process Improvements – Phase 2 project. CIP/DID #625902-01
- u. Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$210,000 for the WPC Electric Grid Improvements project. CIP/DID #615197-01
- v. Change Order No. 2 in the amount of \$68,965 with Garling Construction, Inc. for the Northwest Recreation Center project (original contract amount was \$3,597,000; total contract amount with this amendment is \$3,756,527) **(Flood)** CIP/DID #PRE069-13
- w. Change Order No. 4 in the amount of \$44,806.92 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 \$1,489,512.81). **(Paving for Progress)** CIP/DID #3012111-02
- x. Change Order No. 6 in the amount of \$3,763.64 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 \$1,078,455.29). CIP/DID #301614-02
- y. Change Order No. 6 in the amount of \$9,088.85 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 \$1,007,799.88). **(Flood)** CIP/DID #SSD104-06

- z. Extending the negotiation date of a Development Agreement with Happel Enterprises, LLC to May 24, 2016 for the disposition and redevelopment of City-owned property at 1871, 1895, 1915 and 1919 Ellis Boulevard NW. **(Flood)** CIP/DID #OB1241851
- aa. Purchase Agreement in the amount of \$1,641 and accepting an easement for storm sewer from St. Patrick's Church from land located at 120 5th Street NW in connection with the NW Quadrant, 2008 Flood, Sanitary Sewer Restoration project. **(Flood)** CIP/DID #SSD101-00
- ab. Purchase Agreement in the amount of \$750 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Polaski Properties L.L.C. from vacant land east of 16th Street NW and south of Hidden Hollow Lane NW in connection with the Hidden Hollow Lane NW East of 16th Street NW Storm Sewer Improvements project. CIP/DID #304441-00
- ac. Accepting a bid in the amount of \$5,760 from JDN Properties, LLC and approving a Quit Claim Deed for the disposition of 609 4th Avenue SW. CIP/DID #3302500004-00
- ad. Tenant Purchase Agreement in the amount of \$50 from Aaron and Julie Schloemer, and execution of a Purchase Agreement in the amount of \$3,225 and accepting a Trustee Warranty Deed and a Temporary Grading Easement for Construction from The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, from land located at 823 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
- ae. Warranty Deed from The Views Properties A, LLC for dedication of street right-of-way along E AVE NW and F AVE NW for property at 2975 & 3005 F AVE NW. CIP/DID #44-03-033
- af. Authorizing the Public Works Department to request that the Iowa Economic Development Authority amend the project limits for the Community Development Block Grant (CDBG) Program, Disaster Recovery Infrastructure Contract 08-DRIEF-200CR for the East Side Cedar River Flood Control System to include the NewBo/Sinclair neighborhood, and Authorizing City manager or designee to execute associated contract amendment documents. CIP/DID #3316300-00
- ag. Memorandum of Agreement with the Cedar Rapids Metro Economic Alliance for the fiscal year ending June 30, 2016. CIP/DID #CM002-16
- ah. Payments to various non-profit special events held in Cedar Rapids for the fiscal year 2016 from the Special Event Public Safety Fund. CIP/DID #OB568164
- ai. Economic Development Grant payment to PBI-GRR in the amount of \$187,326.58. CIP/DID #OB715

## **REGULAR AGENDA**

- 29. Report on bids for the UASB Reactor No. 3 Improvements project (estimated cost is \$250,000) (Steve Hershner). CIP/DID #615162-03
  - a. Resolution awarding and approving contract in the amount of \$262,000, bond and insurance to WRH, Inc. for the UASB Reactor No. 3 Improvements project.

30. Report on bids for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project (estimated cost is \$227,375) (Nate Kampman). CIP/DID #314100-02
  - a. Resolution awarding and approving contract in the amount of \$106,000 plus incentive up to \$10,000, bond and insurance of Tricon General Construction for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project.
31. Report on bids for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 project (estimated cost is \$2,140,000) (Sandy Pumphrey). **(Flood)** CIP/DID #SSD103-15
  - a. Resolution awarding and approving contract in the amount of \$1,562,624 plus incentive up to \$70,000, bond and insurance of Municipal Pipe Tool Co., LLC for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 project.
32. Report on bids for the 2016 Tree and Vegetation Removal project (estimated cost is \$106,800) (Paving for Progress) (Doug Wilson). **(Paving for Progress)** CIP/DID #301990-09
  - a. Resolution awarding and approving contract in the amount of \$121,410, plus incentive up to \$8,000, bond and insurance of CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal project.
33. Report on bids for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utility Replacement project (estimated cost is \$1,870,000). (Doug Wilson). **(Paving for Progress)** CIP/DID #301240-07
  - a. Resolution awarding and approving contract in the amount of \$1,639,705.25 plus incentive up to \$103,500, bond and insurance of Pirc-Tobin Construction, Inc. for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utility Replacement project.

## **ORDINANCES**

### **Second Reading**

34. Ordinance relating to the collection of tax increment within the proposed Miron Construction Urban Renewal Area located at 335 French Court SW. CIP/DID #TIF-0003-2015

### **First Reading**

35. Ordinance 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

## **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 Overland
5. Council member Poe
6. Council member Russell
7. Council member Shey
8. Council member Shields
9. Council member Weinacht

**\*\*\* The City Council will meet immediately following the City Council Regular Session to discuss collective bargaining negotiations and the annual performance reviews of the City Clerk and City Attorney. This meeting may be closed pursuant to Iowa Code Section 21.5(1)(i) (2015).**

*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  
**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:** PUBLIC HEARINGS

A public hearing will be held to consider the continuation of an approved public improvement project for the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive project. **(Paving for Progress)**  
 CIP/DID #3012130-00

Resolution to continue a previously-approved capital improvement project and to proceed with the acquisition or condemnation of agricultural property and property interests not yet acquired for the 6<sup>th</sup> Street SW Roadway Improvements from Linn County to Capital Drive.

**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 requires right-of-way acquisition and temporary easements from agricultural land.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution to continue the acquisition of agricultural property not yet acquired for an approved public improvement project.

**Alternative Recommendation:** If the City Council does not authorize the resolution to continue the acquisition of property not yet acquired for the 6<sup>th</sup> Street SW Improvement project, Council can direct staff to redesign or abandon the project.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 301/3010000/3012130-00 (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 TO CONTINUE THE ACQUISITION OF PROPERTY  
NOT YET ACQUIRED FOR THE 6<sup>TH</sup> STREET SW ROADWAY IMPROVEMENTS  
FROM LINN COUNTY LINE TO CAPITAL DRIVE  
(CIP NO. 3012130-00)  
FOR AN APPROVED PUBLIC IMPROVEMENT PROJECT

WHEREAS, The City Council of the City of Cedar Rapids previously allocated Capital Improvement Program funds for the 6<sup>th</sup> Street SW Roadway Improvements from Linn County Line to Capital Drive, and

WHEREAS, the City's design consultant, Shive-Hattery Architecture and Engineers, has prepared improvement plans, an acquisition plat and exhibits which identify 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 completed right-of-way activity, i.e. construction easements and fee takings, and

WHEREAS, on January 12, 2016, the City Council of the City of Cedar Rapids held 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,

NOW THEREFORE, BE IT RESOLVED THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS hereby authorizes the continuation of an approved project and authorizes the acquisition of property not yet acquired for the project by negotiation or condemnation.

PASSED\_DAY\_TAG

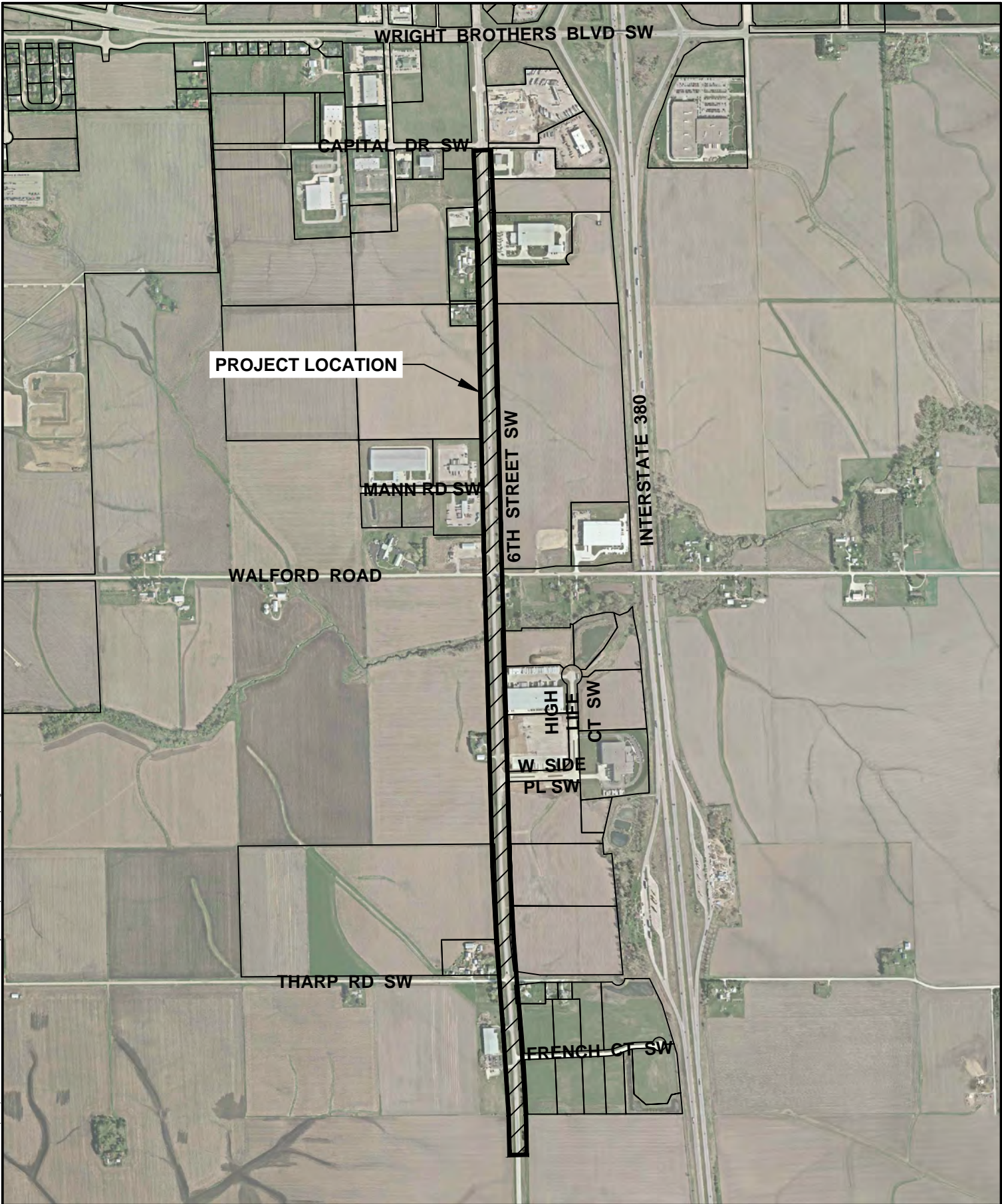
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MayorSignature

Attest:

ClerkSignature

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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:** Finance - Purchasing

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

**Phone Number/Ext.:** 5981

**Alternate Contact Person:** Rob Davis  
**E-mail Address:** robd@cedar-rapids.org

**Phone Number/Ext.:** 5808

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider the proposed specifications, form of contract and estimated cost for the Demolition Services of Buildings and Associated Materials - Sinclair Site project (estimated cost is \$350,000) (John Riggs).

- a. Resolution adopting specifications, form of contract and estimated cost for the Demolition Services of Buildings and Associated Materials - Sinclair Site project.  
 CIP/DID #PUR1115-098

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

**Background:** The Work to be performed under this project is to provide all-inclusive demolition services for two (2) large inter-connected concrete structures, one (1) steel bin structure, three (3) concrete accessory structures, old railroad grade materials, approximately 3,500 square yards of mixed material pavement (thickness varies 4" to 12") along with the associated parcel clean up as outlined within the provided map of this project. Payment for the demolition services rendered shall be based on a firm fixed price basis. The total estimated cost for this project is \$350,000.

**Action/Recommendation:** That the specifications, form of contract and estimated cost for said project be approved.

**Alternative Recommendation:** None

**Time Sensitivity:** High

**Resolution Date:** January 12, 2016

**Budget Information:** GRI Project #3316509-11

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on December 15, 2015 there was filed in the Office of the City Clerk proposed specifications, form of contract and estimated cost for the Demolition Services of Buildings and Associated Materials - Sinclair Site Project (Contract No. PUR1115-098) for the City of Cedar Rapids, Iowa; and

WHEREAS, a public hearing was held; and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



M:\P339T\ACAD\214087\DWG\FLOODWALL WORK.dwg 8-19-15 04:31:55 PM



NO.	REVISION	DESCRIPTION	APPROVED	DATE

Client:





Drawn By: MLS  
Date: 8/7/15  
Project No. 214087

Approved By: JHB  
Scale: SEE BAR SCALE

## FLOOD CONTROL SYSTEM

DEMOLITION

SHEET NO.  
2  
OF  
2



## 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:** Gary Petersen, PE  
**E-mail Address:** g.petersen@cedar-rapids.org

**Phone Number/Extension:** 5153

**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 18<sup>th</sup> Street SW Extension from Wilson Avenue to 16<sup>th</sup> Avenue PCC Pavement – Grade and Replace project (estimated cost is \$2,329,537).

Resolution adopting plans, specifications, form of contract and estimated cost for the 18<sup>th</sup> Street SW Extension from Wilson Avenue to 16<sup>th</sup> Avenue PCC Pavement – Grade and Replace project.

CIP/DID #301500-06

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

**Background:** This project is an extension of the existing 18<sup>th</sup> Street SW to connect 16<sup>th</sup> Avenue SW with Wilson Avenue SW, along with reconstruction of sections of the existing street and new sidewalk, storm sewer, water main and retaining wall improvements. Improvements will serve future development and improve roadway connectivity. This is the second phase of a two-phase project to complete improvements in this area.

**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:** Defer action on the motion setting the public hearing for the resolution to adopt plans and specifications, form of contract and estimated cost or abandon the project, direct staff to repackage the project into multiple smaller projects, or abandon the project.

**Time Sensitivity:** Must be acted upon January 12, 2016 to maintain the project schedule, and which must occur ahead of the project's January 20, 2016 bid opening

**Resolution Date:** January 12, 2016

**Budget Information:** 301/301000/301500

**Local Preference Policy:** No

**Explanation:** NA

**Recommended by Council Committee:** Yes

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on December 15, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 18<sup>th</sup> Street SW Extension from Wilson Avenue to 16<sup>th</sup> Avenue PCC Pavement – Grade and Replace project (Contract No. 301500-06) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

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

**Phone Number/Extension:** 5703

**Description of Agenda Item:** PUBLIC HEARINGS

A public hearing will be held to consider proposed plans, specifications, form of contract, estimated costs, and advertising for bids by publishing notice to bidders for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project (estimated cost is \$3,550,000) **(Paving for Progress)**.

Resolution adopting plans, specifications, form of contract and estimated cost for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project.  
 CIP/DID #3012092-02.

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

**Background:** This project includes the reconstruction of 42nd Street NE from I-380 to Wenig Road. The work includes pavement removal and replacement, traffic signal upgrades, water main replacement and storm and sanitary sewer improvements. This project is funded by the Local Option Sales Tax (LOST).

**Action/Recommendation:** The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract, estimated costs, setting a public hearing date for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** The alternative to this project is to defer construction of the project until the 2017 construction season.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 301/3012092/3012092 SLOST

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on December 15, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project (Contract No. 3012092-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



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

**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:** PUBLIC HEARINGS

A public hearing will be held to consider proposed plans, specifications, form of contract, estimated costs, and advertising for bids by publishing notice to bidders for the 74th Street NE from White Ivy Place to C Avenue NE - Roadway Improvements project (estimated cost is \$2,044,000) **(Paving for Progress)**.

Resolution adopting plans, specifications, form of contract and estimated cost for the 74th Street NE from White Ivy Place to C Avenue NE - Roadway Improvements project.  
 CIP/DID #3012050-02.

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

**Background:** This project includes the reconstruction of 74th Street NE from White Ivy Place to C Avenue. The work includes pavement removal and replacement, storm sewer improvements and grading. This project is funded by the Local Option Sales Tax (LOST) approved for maintenance, repair, and reconstruction of City streets.

**Action/Recommendation:** The Public Works Department recommends approval of the resolution to adopt plans, specifications, form of contract, estimated costs, setting a public hearing date for the 74th Street NE from White Ivy Place to C Avenue NE - Roadway Improvements project and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** The alternative to this project is to defer construction of the project until the 2017 construction season.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 301/3012050/3012050 SLOST

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on December 15, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the 74th Street NE from White Ivy Place to C Avenue NE - Roadway Improvements project (Contract No. 3012050-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

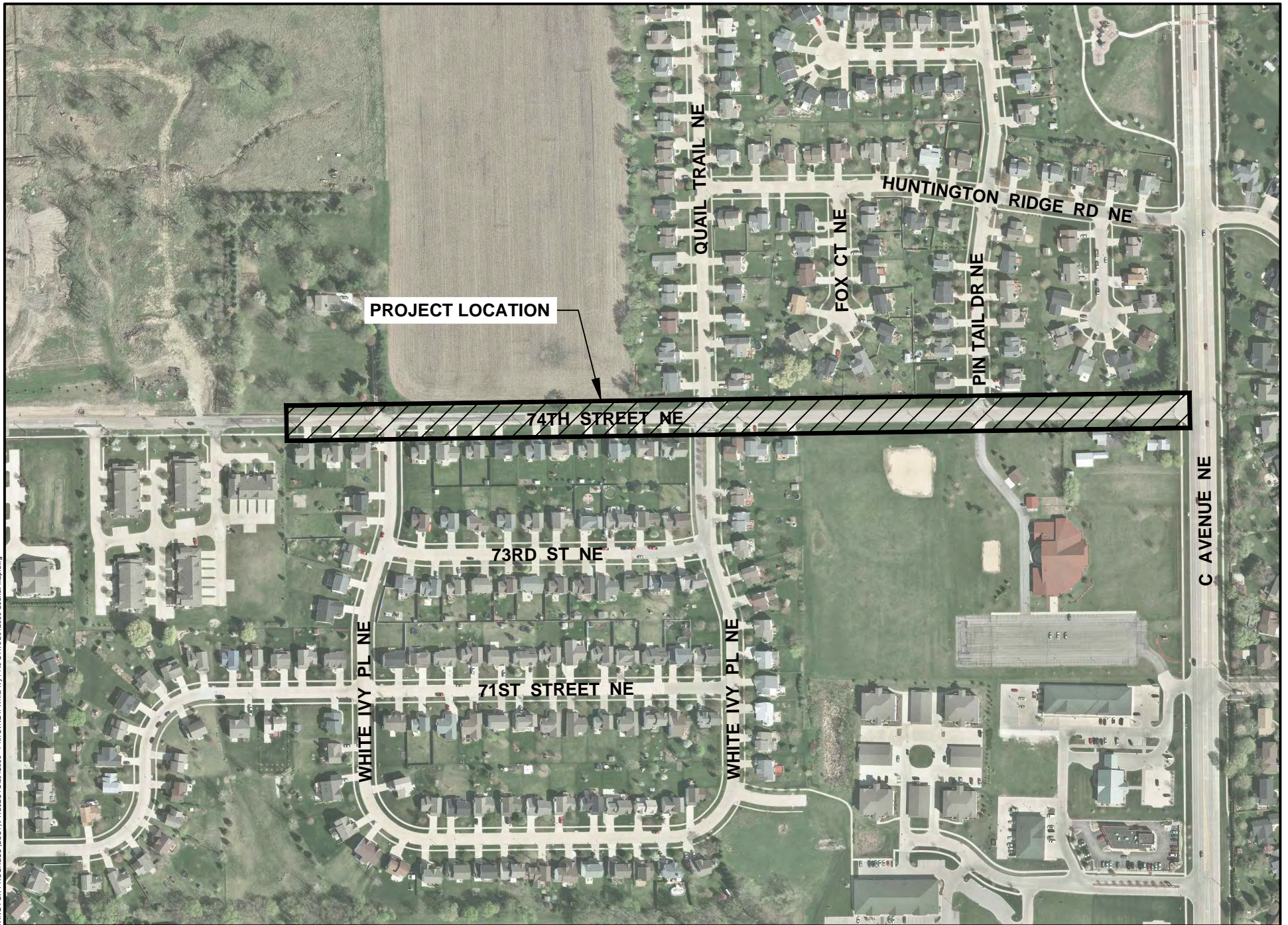
MayorSignature

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

**Phone Number/Extension:** 5153

**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 C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace project (estimated cost is \$2,313,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace project.

CIP/DID # 301612-04

**EnvisionCR Element/Goal:** ConnectCR Goal 2: Build a complete network of connected streets.

**Background:**

The Collins Road NE (Hwy 100) Environmental Assessment document had identified traffic lane improvements for the intersection of Collins Road and C Avenue NE, that extended northerly on C Avenue NE from Collins Road to Blairs Ferry Road. In addition, the Corridor Metropolitan Planning Organization (CMPO) has approved \$2,033,000 of federal-aid funding for the C Avenue NE from Collins Road to Blairs Ferry Road Improvements project and the City Council approved Agreement No. 6-08-STPU-10, Federal Aid Agreement for Surface Transportation Program for this project on May 14, 2008.

Rockwell Collins, Inc. requested that the roadway improvements on C Avenue NE adjacent to their property be modified to conceptually fit with the aesthetics of their corporate campus, address their employee safety issues for crossing C Avenue NE, and to address the safety issues for ingress and egress to their property. In addition, Rockwell Collins, Inc. requested to substitute a traffic signal at the location of the existing pedestrian actuated warning flasher located on C Avenue NE between Collins Road and Blairs Ferry Road as a substitute public improvement for a pedestrian undercrossing of C Avenue NE. The City Council approved an Agreement with Rockwell Collins, Inc. on April 8, 2014 that defined the project improvements, access modifications, and financing of project improvements.

Project improvements include two northbound and two southbound through traffic lanes, left turn lanes at three Rockwell entrances, maintain the existing left turn lanes at Collins Road and Blairs Ferry Road, right turn lanes at three Rockwell entrances and Blairs Ferry Road, and a 42



ft. landscaped median. Rockwell Collins, Inc. will install and maintain the landscaped median through a separate Agreement with the City.

Contract No. 301612-03 completed construction of the trunk storm sewer improvements and cathodic protection for the 24-inch transmission water main in the summer of 2015. Subject to receipt of acceptable bids, construction is scheduled to begin in the spring of 2016 and be completed in the fall of 2016.

**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:** The Council could defer approval. However, this action would postpone the bid date, which would affect construction schedule, and require removal of the project from the Iowa DOT bid schedule.

**Time Sensitivity:** Must be acted upon January 12, 2016 to maintain the project schedule, and which must occur ahead of the project's January 20, 2016 bid opening at the Iowa Department of Transportation.

**Resolution Date:** January 12, 2016

**Budget Information:**

CIP No. 301612, NA.....	\$2,374,490 *
CIP No. 306227, NA.....	<u>\$ 202,675**</u>
Total Construction Budget.....	\$ 2,577,165

\* \$1,899,592 Surface Transportation Funding (STP)

\*\* \$100,320 Iowa Clean Air Attainment Program (ICAAP)

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on December 15, 2015 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the C Avenue NE Improvements from Collins Road to Blairs Ferry Road PCC Pavement – Grade and Replace project (Contract No. 301612-04) (IDOT Project No. STP –U-1187(703)—70-57) for the City of Cedar Rapids, Iowa, and

WHEREAS, a public hearing was held, and

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

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

BLAIRS FERRY ROAD NE

Rockwell Collins, Inc.

Rockwell Collins, Inc.

Rockwell Collins, Inc.

Rockwell Collins, Inc.

PROJECT LOCATION

C AVENUE NE

COLLINS ROAD NE





## 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:** r.davis@cedar-rapids.org

**Phone Number/Extension:** 5808

**Description of Agenda Item:** CONSENT AGENDA

Resolution referring to the Linn County Compensation Commission and authorizing publication of a Notice of Condemnation Hearing for the acquisition of abandoned real property located at 115 17<sup>th</sup> Avenue SE, owned by Ethel Ann Beardsley, Kayann M. Evans and Charles Evans, in connection with the Cedar Rapids Flood Control System project.  
 CIP/DID #3316200-00

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

**Background:** The vacant real property consisting of 3,200 square feet is required to accommodate the proposed City of Cedar Rapids, Iowa Cedar River Flood Control System project. City staff has been unsuccessful in locating the property owners of 115 17<sup>th</sup> Avenue SE. The property was conveyed to Ethel Ann Beardsley, Kayann M. Evans and Charles Evans in 1973. The structure on the property was demolished in the 1990's. In 2013, the Linn County Board of Supervisors abated the subject property taxes due and owing since 1973 as the current titleholders never paid property tax for the property. All attempts to locate any of the parties affiliated with the property title have been futile.

Referring this matter to the Linn County Compensation Commission is in accordance with the eminent domain proceedings to allow the City to obtain title to the required property. This action is an expediency to maintain the construction schedule. Notice of Condemnation Hearing shall be published prior to the condemnation hearing, the City will publish notice of the proposed condemnation for the real property once each week for three consecutive weeks in a newspaper of general circulation.

**Action/Recommendation:** The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to acquire the real property located at 115 17<sup>th</sup> Avenue SE owned by Ethel Ann Beardsley, Kayann M. Evans and Charles Evnas and publish a Notice of Condemnation Hearing.

**Alternative Recommendation:** If Council does not refer this matter to the Linn County Compensation Commission to acquire the real property located at 115 17<sup>th</sup> Avenue SE owned by Ethel Ann Beardsley, Kayann M. Evans and Charles Evans, the Council shall direct City staff to abandon or reconfigure the City of Cedar Rapids, Iowa Cedar River Flood Control System project.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 331/3311000/3316200 GRI

**Local Preference Policy:** NA

**Explanation:** Local Preference Policy does not apply to the acquisition of real property.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Director has determined the need to acquire the vacant real property located at 115 17<sup>th</sup> Avenue SE from owners of said property, Ethel Ann Beardsley, Kayann M. Evans and Charles Evans, for the City of Cedar Rapids, Iowa Cedar River Flood Control System project, (CIP No. 3316200 GRI), and

WHEREAS, the City has made good faith effort to locate the current property owners Ethel Ann Beardsley, Kayann M. Evans and Charles Evans to initiate negotiations for the acquisition, but all attempts have been futile, and

WHEREAS, the Linn County Treasurer has deemed the property abandoned as no property tax has been paid on the property since 1973, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer this matter to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the vacant real property at 115 17<sup>th</sup> Avenue SE, and

WHEREAS, the City Council has allocated Capital Improvement funds for the Cedar River Flood Control System project, (Fund 331, Dept ID 3311000, Project 3316200 GRI), now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the City Attorney is hereby authorized and directed to refer the real property acquisition for 115 17<sup>th</sup> Avenue SE to the Linn County Compensation Commission to determine the fair compensation value and allow the property to be acquired with the following description:

Lot 3, Block 2, J. M. May's Second Addition to the City of Cedar Rapids, Iowa

BE IT FURTHER RESOLVED, that the Public Works Director and City Clerk are hereby instructed to cause Notice of Condemnation Hearing to be published once each week for three consecutive weeks prior to the condemnation hearing, of the pendency of this resolution regarding the acquisition of property for the project.

BE IT FURTHER RESOLVED, the City of Cedar Rapids Finance Director is hereby authorized and directed to issue payment in accord with the Compensation Commission award.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Cadd File Name: W:\PROJECTS\GIS\331\SUB-PROJECTS\EastReach 3 - NewBoSinclair\3316200 - Property Acquisition and Easements\3316200 Council Map.dwg





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5153

**Alternate Contact Person:** Nate Kampman, PE  
**E-mail Address:** n.kampman@cedar-rapids.org

**Phone Number/Extension:** 5628

**Description of Agenda Item:** CONSENT AGENDA

Resolution accepting work and fixing amount to be assessed for the 2013 Northeast Side School Routes Sidewalk Improvements project.

CIP/DID #325012-00

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

**Background:** Construction has been completed by BWC Excavating, LC for the subject project. This is a previously approved Capital Improvements Project (CIP No. 301928-01) with a final construction amount of \$169,840.81. Final amount proposed to be assessed to the benefited properties is \$23,270 (note: \$6,580 of Parcel 8 preliminary assessment was paid as part of a purchase agreement with the City on May 19, 2014, reducing the outstanding balance to \$16,410). The preliminary assessment amount of \$29,850 was approved by City Council on April 23, 2013. The Public Works Department has inspected the completed work and determined the work to be in substantial conformance with the contract requirements.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution to accept the work and fix the amount to be assessed.

**Alternative Recommendation:** Revise the current policy from a 50/50 contribution program for residential properties to something with a higher city contribution, and in turn lower the assessments. The FY 2016 budget does not include additional funds for contributions, so funding source would have to be identified if the Council wants to pursue.

**Time Sensitivity:** Must be acted on by January 12, 2016, due to assessment schedule per State code timeline.

**Resolution Date:** January 12, 2016

**Budget Information:** CIP No. 301928, NA and CIP No. 325012, NA

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

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

RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION ACCEPTING WORK AND FIXING AMOUNT TO BE ASSESSED

WHEREAS, on January 13, 2015, the City of Cedar Rapids, Iowa, entered into contract with BWC Excavating, LC, of Solon, Iowa, for the construction of the 2013 Northeast Side School Routes Sidewalk Improvements within the City, as therein described; and

WHEREAS, said contractor has completed the construction of said improvements, known as the 2013 Northeast Side School Routes Sidewalk Improvements in accordance with the terms and conditions of said contract and plans and specifications, as shown by the certificate of the Engineer filed with the Clerk on December 28, 2015:

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

Section 1. That said report of the Engineer be and the same is hereby approved and adopted and said improvements are hereby accepted as having been completed in accordance with the said plans, specifications and contract. The total construction contract cost of the improvements payable under said contract is hereby determined to be \$169,840.81.

Section 2. The total cost of improvements including construction, engineering, legal and administrative costs are determined to be \$290,030.50.

BE IT FURTHER RESOLVED, that the Engineer is hereby instructed to prepare a final plat and schedule showing the separate lots or parcels of ground subject to assessment for the cost of the 2013 Northeast Side School Routes Sidewalk Improvements together with the names of the owners thereof, so far as practicable, and the amount assessable by law against each lot or parcel of ground so assessable, and against any railway or street railway legally assessable therefore, and \$23,270 (note: \$6,580 of Parcel 8 preliminary assessment was paid as part of a purchase agreement with the City on May 19, 2014 reducing the outstanding balance to \$16,410) of the whole amount of the cost of said improvements shall be assessed against the benefited properties, but not in excess of the amounts so assessed in the preliminary plat and schedule for the improvement, and filed in the office of the Clerk.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

FINAL ASSESSMENT PLAT  
2013 NORTHEAST SIDE SCHOOL ROUTES  
SIDEWALK IMPROVEMENTS  
CIP 325012-00

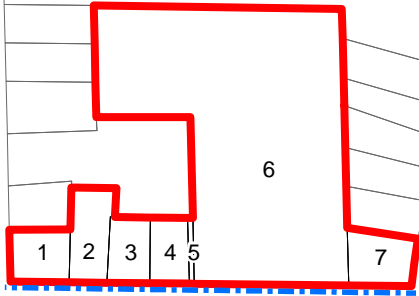
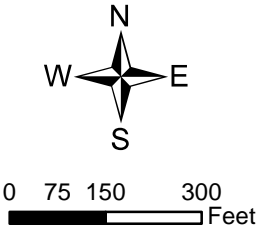
Legend

Assessment Boundary

Sidewalk Benefit

10

Assessment Number



K Ave NE

J Ave NE

Greene Ave NE

I Ave NE

8

I Ave NE

Maplewood Dr NE

16th St NE

17th St NE

Center Point Rd NE

Daniels St NE

Oakland Rd NE

H Ave NE

14th St NE

F Ave NE

Dunreath Dr NE

Gwendolyn Dr NE

Longwood Dr NE

19th St NE

20th St NE

F Ave NE

Franklin Ave NE

Prairie Dr NE



I hereby certify that this Engineering document was prepared by me or under my direct personal supervision and that I am a duly Licensed Engineer under the laws of the State of Iowa.

Jeffrey C. Morrow Iowa Reg No. 14259

My License renewal date is December 31, 2017

Pages covered by this seal: \_\_\_\_\_



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works Department

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

**Phone Number/Extension:** 5141

**Alternate Contact Person:** Glenn Vosatka, PE  
**E-mail Address:** glennv@cedar-rapids.org

**Phone Number/Extension:** 5821

**Description of Agenda Item:** CONSENT AGENDA

Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project.  
 CIP/DID #325008-00

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

**Background:** This project proposes to construct a multiuse path along the east side of Edgewood Road from O Avenue to Ellis Road. Also included in the project is a sidewalk connection on both sides of 29th Street NW, east from Edgewood Road.

When infrastructure construction by the City has benefited adjacent land, it has been the City's practice to assess for the benefit they receive. If not assessed, the City is essentially increasing property value at the cost of taxpayers. By state code provisions, the agricultural land can defer assessments until the time they develop. When the land does develop, the City can then review the development proposal (jobs created, taxes generated, etc.) and determine if any Tax Increment Financing (TIF) funds are appropriate to provide the then developer/owner toward the assessment. If TIF funds are used to construct the improvements now and no assessments are proposed, the current agricultural property owner will receive the financial benefit instead of the TIF benefit allocated to the future developer/owner, who actually generates the tax increment. City Council passed the first, preliminary resolution for the construction of improvements on December 15, 2015.

The proposed resolution is part of a series of resolutions (as shown on the attached flow chart), which will lead to an assessment public hearing on this project. This resolution adopts the preliminary assessment plat and schedule, including lot valuations, and project cost opinion.

This resolution establishes the lot valuations as shown on preliminary assessment schedule under the column "Council Valuations". Per Iowa Code, a special assessment levied cannot exceed 25 percent of the lot valuation. A valuation must be the present fair market value of the property with the proposed public improvement completed. Developed parcels 1 and 2, shown on the attached plat are recommended to use the City Assessor property value.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project.

**Alternative Recommendation:** Additional general obligation funds shall be required or the project abandoned.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Dept ID 325000, Project 325008, NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

RESOLUTION FIXING VALUE OF LOTS AND ADOPTING PRELIMINARY PLAT AND  
SCHEDULE, ESTIMATE OF COST AND PROPOSED PRELIMINARY PLANS AND  
SPECIFICATIONS FOR THE CONSTRUCTION OF THE EDGEWOOD ROAD NW MULTIUSE  
PATHWAY FROM O AVENUE TO ELLIS ROAD,  
325008-00

WHEREAS, this Council after full investigation has arrived at a determination of the value of each lot located within the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project, said valuation being set forth in a preliminary schedule entitled "Preliminary Assessment Schedule", under the column therein headed "Property Valuation", and

WHEREAS, this Council has caused to be prepared preliminary plat, schedule and estimate of cost, together with preliminary plans and specifications, for the construction of the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road project and this Council has fixed the valuations of the property proposed to be assessed as shown therein, and

WHEREAS, the Council finds that each lot separately assessed in the schedule of assessments meets the definition of a lot as described in Iowa Code Section 384.37(5) or in the case of lots consisting of multiple parcels that the parcels have been assembled into a single unit for the purpose of use or development, and

WHEREAS, said plat and schedule, estimate of cost and preliminary plans and specifications appear to be proper for the purpose intended, and

WHEREAS, said improvements will be constructed according to the Cedar Rapids Metropolitan Area Standard Specifications for Public Improvements,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that said schedule of values, hereinabove referred to, be and the same is adopted as the valuation of the lots, with the proposed public improvements completed, within the boundaries of said improvements and the Clerk is hereby directed to deliver the same to Nathan Kampman, P.E., City Engineer, the Engineer, for said project, said Engineer to insert said values in the schedule of assessments which is to be prepared and filed with this Council, and

BE IT FURTHER RESOLVED, that said plat and schedule, estimate of cost and preliminary plans and specifications be and the same are hereby adopted as the proposed plat, schedule, estimate of cost and preliminary plans and specifications for said improvements and are hereby ordered placed on file with the Clerk for public inspection, and

BE IT FURTHER RESOLVED, that the boundaries of the District for the making of said improvements, as shown in the Engineer plat, be and the same are hereby fixed as the boundaries of said Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Cadd File Name: W:\PROJECTS\CP\251325008 Edgewood Trail O Ave to Ellis Blvd\325008 Council Map.dwg



**EDGEWOOD ROAD NW MULTIUSE PATHWAY  
FROM O AVENUE TO ELLIS ROAD NW**







## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Sandi Fowler

**Phone Number/Ext.:** 5077

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution creating a new Wellbeing Advisory Committee to assist the Cedar Rapids City Council with matters related to wellbeing and adopting the proposed by-laws of the newly created Committee.

CIP/DID #CM001-16

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

**Background:** Establishment of a Wellbeing Advisory Committee is proposed to sustain the certification of Cedar Rapids as a Blue Zones Community. Cedar Rapids was named a Blue Zones Project Demonstration Site on January 31, 2013. In November 2015, the Blue Zones Project staff conducted a certification review of the community's work and certification is proposed in January 2016.

As a demonstration site, Cedar Rapids maintained a structure of an advisory board, a Power 9 steering committee, and several leadership teams that led the work of each sector. The Wellbeing Advisory Committee is proposed to put into place a structure to support the on-going work of creating a healthy community.

The Committee is proposed to be staffed from the City Manager's Office and the Assistant City Manager with additional support as necessary from funds pledged by Cedar Rapids, Linn County, and other community sponsors.

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

**Alternative Recommendation:** City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** January 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Cedar Rapids was named a Blue Zones Project Demonstration Site on January 31, 2013, and

WHEREAS, the Blue Zones Project staff conducted a certification review of the community's work in November 2015, and

WHEREAS, certification is proposed in January 2016, and

WHEREAS, as a demonstration site, Cedar Rapids maintained a structure of an advisory board, a Power 9 steering committee, and several leadership teams that led the work of each sector.

WHEREAS, the City Council is desirous of establishing as Wellbeing Advisory Committee to sustain the certification of Cedar Rapids as a Blue Zones Community, support the on-going work of creating a healthy community and assist the Cedar Rapids City Council with matters related to wellbeing.

WHEREAS, the Committee is proposed to be staffed from the City Manager's Office and the Assistant City Manager with additional support as necessary from funds pledged by Cedar Rapids, Linn County, and other community sponsors,

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

1. The Cedar Rapids Wellbeing Advisory Committee is hereby established.
2. The by-laws for the Wellbeing Advisory Committee are hereby adopted as set forth in Attachment A to this resolution.
3. The City Clerk is directed to open an application period through January 29, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## **WELLBEING ADVISORY COMMITTEE BY-LAWS**

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### **Section I. Creation, Name, and Authority**

A committee of citizens, which shall be known as the Wellbeing Advisory Committee (hereafter, the Committee), is hereby created at the direction of the Cedar Rapids City Council.

### **Section II. Purpose**

It shall be the purpose of the Committee to assist the Cedar Rapids City Council with matters related to wellbeing.

### **Section III. Functions**

The Wellbeing Advisory Committee shall:

1. Develop and monitor an annual community Blueprint consisting of goals and objectives to address wellbeing improvement through implementation of best practices in six sectors (worksites, restaurants, grocery stores, schools, policy and individual engagement) for the Committee to pursue and report to the City Council.
2. Ensure implementation of Blueprint strategies to meet milestones through community committees and/or workgroups.
3. Review community data on wellbeing to identify and track opportunities for wellbeing improvement.
4. Provide recommendations to improve wellbeing in new and existing programs, services, and facilities.
5. Develop relationships with other organizations working to improve wellbeing, including serving as liaisons between the Committee and organizations to which Committee members belong.
6. Identify wellbeing needs and issues related to City programs, services, and facilities.
7. Disseminate information to all interested, affected, and/or concerned groups and citizens about City Council plans or decisions related to the Committee's work.
8. Actively engage in education and outreach activities related to healthy eating, active living, social support and stress reduction and recommend improvements to new or existing programs, services, and facilities of the City of Cedar Rapids.
9. Identify and collect community impact metrics to monitor wellbeing improvement.
10. At the end of each fiscal year, provide a report to the City Council on the work and accomplishments of the Committee.

## **WELLBEING ADVISORY COMMITTEE BY-LAWS**

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### **Section IV. Responsibilities**

1. Wellbeing Advisory Committee members should seek out opportunities to discuss issues of wellbeing with residents in the community they have been appointed to represent, to familiarize themselves with the barriers and opportunities among residents with diverse social and economic backgrounds.
2. The Wellbeing Advisory Committee shall monitor the City's efforts to adhere to the requirements set forth to maintain certification as a Blue Zones Community®.
3. The Wellbeing Advisory Committee shall address itself to those additional tasks assigned to it by the City Council as requested.
4. The Wellbeing Advisory Committee shall consider any issue brought before it by the public, its members, and City staff so long as that issue directly relates to issues of wellbeing in Cedar Rapids. If, in its opinion, action or further study is required, the Wellbeing Advisory Committee shall so report to the City Council, refer the matter to Linn County Public Health, or other appropriate organization.
5. Wellbeing Committee members shall familiarize themselves with the Blue Zones Project sector pledges and the status of existing City programs, services, and facilities.
6. Each member of the Wellbeing Advisory Committee is expected to demonstrate their interest in the Wellbeing Advisory Committee's activities through active participation in Wellbeing Advisory Committee meetings and public information and community involvement efforts. Should any member be absent from three (3) consecutive Wellbeing Advisory Committee functions regardless of cause, the staff shall notify the Chair of the attendance issue and contact the member to discuss continuation of service. If the member cannot commit to regular future service, the Chair will notify the Mayor and request the position be filled. By majority vote, the Wellbeing Advisory Committee members can recommend removal to the Mayor of one of its members for reasonable cause.
7. If at any time, the City Council finds cause that any Wellbeing Advisory Committee member is not performing his or her duties or is impairing the ability of the Wellbeing Advisory Committee to meet its responsibilities under these bylaws, that member may be removed by a majority vote of the elected body that appointed said member.

### **Section V. Membership**

1. The Wellbeing Advisory Committee will consist of no more than nine (9) members.
2. Members may be qualified through some combination of education, experience, professional interest to act effectively in matters of community wellbeing.
3. The Committee membership may include at least one representative of the following sectors:
  - a. worksites
  - b. schools
  - c. restaurants
  - d. grocery stores
  - e. community events

## **WELLBEING ADVISORY COMMITTEE BY-LAWS**

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4. The Committee membership may include at least one representative of the following:
  - a. Linn County Public Health
  - b. Cedar Rapids Community Schools
5. Wellbeing Advisory Committee members shall reside or maintain employment within the corporate limits of the City of Cedar Rapids.

### **Section VI. Terms of Membership**

1. Members shall be appointed for a three (3) year term. If an appointed member wishes to serve for an additional term, he or she may formally make a request to the governing body that made the original appointment.
2. Members are permitted to serve no more than two (2) consecutive terms. Members that have served two (2) consecutive terms and wish to re-apply can do so no sooner than one (1) year following the conclusion of their previous term.

### **Section VII. Offices, Duties, and Terms of Office**

1. The first regularly scheduled Wellbeing Advisory Committee meeting following each July 1 shall be an organizational meeting for the purpose of electing the following officers:
  - a. Chair
  - b. Vice Chair
2. Each member so elected shall serve for one (1) year, or until he or she is reelected or a successor elected.
3. The Chair shall preside at all meetings, call meetings, assign duties to members, appoint subcommittees, establish the agenda for meetings in consultation with staff, and act as a liaison to the City Council, other government agencies, and other related committees.
4. The Vice Chair shall, during the absence of the Chair, have and exercise all of the duties and powers of the Chair.
5. In the event of a vacancy in the office of Chair, the Vice Chair shall automatically assume the office of Chair for the remainder of the unexpired term.
6. In the event that all officers expect to be absent from a Wellbeing Advisory Committee meeting, the Chair shall appoint another member to serve as Chair pro tem. In the event no Chair pro tem was appointed, the members present shall elect one of their attending members to chair the meeting.

### **Section VIII. Subcommittees and Task Forces**

1. The Wellbeing Advisory Committee may create subcommittees by resolution to perform specific tasks in furtherance of the duties assigned by the City Council, or as necessary to deal with administrative and procedural matters. Members of the subcommittees shall be current members of the Wellbeing Advisory Committee and be appointed by the Wellbeing Advisory Committee Chair.
2. At the request of the City Council, the Chair shall appoint Wellbeing Advisory Committee members to serve on joint task forces with representatives of other organizations.



## **WELLBEING ADVISORY COMMITTEE BY-LAWS**

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### **Section IX. Meetings**

1. Meetings shall be scheduled on a regular monthly basis, or as necessary to accomplish the tasks assigned to the Wellbeing Advisory Committee by these bylaws. The Wellbeing Advisory Committee shall meet at least once in any three (3) month period. Special meetings may be called by the Chair or the City of Cedar Rapids.
2. An agenda shall be prepared for each meeting by the Chair. At the conclusion of each meeting, the Chair shall entertain suggestions from the membership for the next meeting's agenda.
3. A majority of the Wellbeing Advisory Committee members shall constitute a quorum for the transaction of business. Vacant positions shall not be counted in determining the quorum requirement. Affirmative votes by a majority of the members present and voting at any meeting at which a quorum exists shall be necessary to adopt any measure.
4. Minutes shall be kept of all meetings.

### **Section X. Adoption and Amendments**

1. These bylaws may be amended by the affirmative votes of two-thirds of the Wellbeing Advisory Committee members, provided a copy of the proposed amendment shall have been sent to every member at least ten (10) calendar days before it is voted upon. Written votes will be accepted from absent members.



## 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:** Daniel Gibbins  
**E-mail Address:** d.gibbins@cedar-rapids.org

**Phone Number/Ext.:** 5768

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the Parks & Recreation Department to name the baseball field at Daniels Park, 940 Oakland Rd. NE, Cedar Rapids, IA "Bill Quinby Field".  
 CIP/DID #PKS005-16

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:**

Bill Quinby has devoted countless volunteer hours to the City of Cedar Rapids in many capacities, including serving on the Regional Planning Commission, Recreation Commission, Five Seasons Facility Commission, Civil Service Commission, and Cedar Rapids Board of Ethics. His countless hours of volunteer work have strengthened the civic and economic fabric of our community. Mr. Quinby has spent countless hours mowing and maintaining the baseball field at Daniels Park in addition to his financial support.

His devotion to all people and in particular his leadership and commitment to people with special needs manifested itself in his leadership for inclusive programming in our community schools and especially his devotion in developing the Special Olympics programming that is operated through the City of Cedar Rapids Recreation Department.

As a past member of the City of Cedar Rapids Recreation Commission Bill Quinby has played a critical role in building the foundation for the park and recreation system that is now in place, including leadership roles in the construction of the new Kernels baseball stadium, Ice Arena, new pools, basketball courts and countless other recreational amenities throughout the city. Bill's special relationship with Coe College and the Daniels Park neighborhood make the naming of the diamond an appropriate honor for his many years of service and dedication.

**Action/Recommendation:** Approve

**Alternative Recommendation:** Do not approve

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** N/A

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids has been profoundly shaped by ordinary citizens who have volunteered their time and energy to make our community a better place to live, and

WHEREAS, Bill Quinby through his commitment in education, athletics, philanthropy and leadership has inspired others in our community to take an active role in making our community a better place to live, and

WHEREAS, Bill Quinby has devoted countless volunteer hours to the City of Cedar Rapids in many capacities, including serving on the Regional Planning Commission, Five Seasons Facility Commission, Civil Service Commission, Cedar Rapids Board of Ethics and the Recreation Commission, and

WHEREAS, during his appointment to the Recreation Commission, Bill played a critical role in the construction of the new Kernels Baseball Stadium, Ice Arena, new pools, basketball courts and many other recreational amenities throughout our City, and

WHEREAS, in addition, Bill Quinby has spent countless hours contributing to the upkeep and maintenance of the baseball diamond at Daniels Park both financially and physically. Due to the special relationship Bill Quinby has had with Coe College as former Athletic Director and the Daniels Park neighborhood where he grew up, it is hereby recommended by the Parks and Recreation Department to name the baseball diamond at Daniels Park, 940 Oakland Rd. NE, Cedar Rapids, IA the "Bill Quinby Field".

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Parks and Recreation Department is hereby authorized to name the baseball field located at Daniels Park, 940 Oakland Rd. NE, "Bill Quinby Field".

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:** CONSENT AGENDA  
 Resolution appointing Justin Shields as Mayor Pro Tempore.  
 CIP/DID #CLK001-16

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

**Background:** This agenda includes the requested appointment of Justin Shields as Mayor Pro Tempore for a term of one year.

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

**Alternative Recommendation:**

**Time Sensitivity:** None

**Resolution Date:** January 12, 2016

**Budget Information:** NA

**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 Justin Shields is hereby appointed as Mayor Pro Tempore to serve for a term of one year  
from the date of this resolution or until such time as a successor is appointed and qualified.

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.:** 5824

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

**Phone Number/Ext.:**

**Description of Agenda Item:** CONSENT AGENDA

Resolution eliminating the Lead Parking Meter Technician position in accordance with the Parking Agreement.

CIP/DID #FIN2016-09

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
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**Background:** On February 8, 2011 the City entered into an agreement with Downtown Parking Management Inc (DPMI). In relation to the agreement, City parking employees could elect to continue employment with the City or to become employees of DPMI. If employees elected to continue employment with the City, upon the employee's retirement, position elimination due to work duties no longer performed by parking system, or other termination of employment based on performance in accordance with the union contract, the City position was to be eliminated and DPMI may elect to transfer the position under their management.

An employee who elected to continue employment with the City has now left employment with the City. As it relates to the agreement, the City will eliminate the City parking position. Upon approval of this resolution, 4 City parking employee positions remain.

**Action/Recommendation:** Approve resolution

**Alternative Recommendation:** N/A

**Time Sensitivity:** NA

**Resolution Date:** 1-12-2016

**Budget Information:** N/A

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Resolution No. 0108-02-11 approved an agreement between the City of Cedar Rapids and the Downtown Parking Management Inc (DPMI), and

WHEREAS, Upon an City parking employees retirement, elimination, or other termination, the City parking position would be eliminated and transferred to DPMI, and

WHEREAS, a City parking employee in position Lead Parking Meter Technician has left employment with the City,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City parking position Lead Parking Meter Technician will be eliminated and transferred to DPMI.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Police

**Presenter at Meeting:** Captain Steve O'Konek

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

**Phone Number/Ext.:** 286-5525

**Alternate Contact Person:** Chief Wayne Jerman

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

**Phone Number/Ext.:** 286-5374

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing a Police Officer to attend the Iowa Law Enforcement Academy at Johnston, Iowa from January 11, 2016 to April 15, 2016 in an amount not to exceed \$10,000.  
CIP/DID #PD0006

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

**Background:** The Police Department was recently authorized to hire Police Officer Nicholas Rollins. His start date for employment is January 4, 2016. There are no current plans to hold a local Academy due to an insufficient number of students. By attending the Iowa Law Enforcement Academy at this time, the number of officers assigned to Patrol will not be depleted.

**Action/Recommendation:** The Police Department recommends City Council approval of the request authorizing Police Officer Rollins to attend the Iowa Law Enforcement Academy.

**Alternative Recommendation:** NA

**Time Sensitivity:** The Iowa Law Enforcement Academy begins January 11, 2016.

**Resolution Date:** January 12, 2016.

**Budget Information:** Funding source is the Training Fund #542102-101-132502.

**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 Cedar Rapids Police Department has herewith authorized Police Officer Nicholas Rollins to attend the Iowa Law Enforcement Academy at Johnston, Iowa from January 11, 2016 to April 15, 2016, at a cost not to exceed \$10,000. (Fund #542102-101-132502)

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:** 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 amending the motion approved on December 15, 2015 to extend the bid opening date to January 27, 2016 at 11:00 a.m. for the 42<sup>nd</sup> Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project (estimated cost is \$3,550,000) **(Paving for Progress)**.  
 CIP/DID #3012092-02

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

**Background:** The general purpose is to amend the Notice of Hearing and Letting. The Iowa Department of Transportation's monthly bid letting was moved to Wednesday, January 20, 2015 from the usual date of the third Tuesday of each month, which in this case is Tuesday, January 19. This change was due to the observance of the Martin Luther King Holiday on Monday, January 17 and State offices are closed.

This project includes the reconstruction of 42nd Street NE from I-380 to Wenig Road. The work includes pavement removal and replacement, traffic signal upgrades, water main replacement and storm and sanitary sewer improvements. This project is primarily funded by the Local Option Sales Tax (LOST).

**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 the 42nd Street NE from I-380 to Wenig Road NE – Pavement and Water Main Relocation project and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** The alternative to this project is to defer construction of the project until the 2017 construction season.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 301/3012092/3012092 SLOST

306/306000/306074 NA

625/6250000/6250051-2014059 NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



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:** Community Development - Housing

**Presenter at Meeting:** Paula Mitchell  
**E-mail Address:** [p.mitchell@cedar-rapids.org](mailto:p.mitchell@cedar-rapids.org)

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

**Alternate Contact Person:** Chrystal Shaver  
**E-mail Address:** [c.shaver@cedar-rapids.org](mailto:c.shaver@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5182

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

Motion setting a public hearing for January 26, 2016 to consider public comments regarding identification of community development needs, program funding for development of proposed activities, and program performance for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs, prior to developing an Annual Action Plan for the period of July 1, 2016 to June 30, 2017.

CIP/DID #OB246513

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

**Background:** The City of Cedar Rapids is an "Entitlement Community" for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs administered by the U.S. Department of Urban Development (HUD). This means Cedar Rapids qualifies, based upon population, to receive an annual allocation of CDBG and HOME funding directly from HUD for use in the community. Funds are allocated based on a formula that considers factors such as population, degree of poverty, and age of housing stock, and are subject to the annual Congressional appropriations process. Though funds have not yet been officially allocated for FY16, estimated funding is approximately \$1,025,249 for CDBG and \$270,425 for HOME. This is similar to funding received in the current fiscal year, but a significant reduction from prior years, due to congressional cuts to discretionary funding.

The Annual Action Plan outlines activities to be undertaken with program budget allocations. Any activities undertaken must correspond to a specific priority need identified in the Consolidated Plan. Funding proposals are reviewed and recommendations made to City Council by the City's Grants and Programs Citizens Advisory Committee.

This is the first of two required public hearings that are part of the "Consolidated Planning" process for the CDBG and HOME entitlement grant programs. The purpose of the hearing is to obtain citizen comments concerning:

1. The identification of local community development needs (both housing and non-housing, such as public improvements, services, and facilities, and economic development activities); and
2. Establishment of priority needs for budgeting purposes.

The public hearing also provides opportunity for consultation with appropriate public and private agencies, State and other local agencies; social service agencies, regarding housing needs of children, seniors, persons with disabilities, homeless persons, etc.; and health/welfare agencies, regarding child-related lead based paint hazards and poisonings.

This effort is specifically in regard to preparation of an Annual Actual Plan for the period from July 1, 2016 to June 30, 2017. Following the public hearing, the Grants and Programs committee will review applications and make funding recommendations for City Council's consideration in April or May of 2016. A second public hearing will be held prior to final approval of the Annual Action Plan.

**Action/Recommendation:** Staff recommends approval of the motion setting public hearing.

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

**Time Sensitivity:** The City's Citizen Participation Plan calls for the first of two public hearings to be held in January, generally prior to the Grants and Programs Committee beginning their annual budgeting process.

**Resolution Date:** N/A

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde  
**E-mail Address:** [a.vandevoorde@cedar-rapids.org](mailto:a.vandevoorde@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5817

**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

Motion setting a public hearing for January 26, 2016, to consider the disposition of excess City-owned property at 1766 Mallory Street SW acquired through the Voluntary Property Acquisition program in the Neighborhood Revitalization Area for the fourth round of 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 referenced city-owned property has been identified as a buildable lot for the fourth round of the Single Family New Construction Program (known locally as the ROOTs Program):

On November 9, 2010, by Resolution No. 1306-11-10 the City Council approved the Administrative Plan for the ROOTs Program. The administrative plan directs staff to use lots acquired by the City through the Voluntary Property Acquisition Program to be conveyed to the developer in consideration for the construction of the Single Family New Construction unit.

The referenced property meets the program criteria required to house a Single Family New Construction unit. A total of 187 properties have been identified by 21 developers in the current phase of property allocation for this program. Additional public hearings will be held to consider additional properties acquired by the City which have been identified by the approved developers.

Future City Council action related to this property will include a development agreement and conveyance of the property to an approved developer.

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

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

**Time Sensitivity:** N/A





## 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 January 26, 2016 to consider the vacation of a 403 square-foot utility easement located at 4201 42<sup>nd</sup> Street NE as requested by 42<sup>nd</sup> and Edgewood LLC.  
CIP/DID #EASE-022390-2015

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

**Background:** 42<sup>nd</sup> and Edgewood LLC has requested the City vacate a 403 square-foot portion of the existing utility easement located at 4201 Edgewood Road NE in order to accommodate the construction of a monument sign. There are no utilities located within this 403 square-foot area, and all City Departments and private utilities have approved this request.

**Action/Recommendation:** The Public Works Department recommends holding a public hearing to vacate this 403 square-foot utility easement.

**Alternative Recommendation:** If the Council does not vote to vacate this utility easement, the alternative is to require 42<sup>nd</sup> and Edgewood LLC to relocate their monument sign.

**Time Sensitivity:** Normal

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

Public Hearing Date and possible resolution passing: January 26, 2016

**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



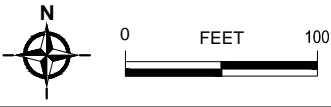
42ND STREET NE

EDGEWOOD RD NE

RIVER RIDGE DR NE

UTILITY EASEMENT VACATION

UTILITY EASEMENT VACATION



EASE-022390-2015



## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Johnny Alcivar  
**E-mail Address:** j.alcivar@cedar-rapids.org

**Phone Number/Ext.:** 319 286-5132

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

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

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing to consider granting a change of zone for property 4600 20<sup>th</sup> Avenue SW as requested by Midwest 3PL and Rick Stickle from C-3, Regional Commercial Zone District, to I-1, Light Industrial Zone District.  
 CIP/DID # RZNE-022431-2015

<p><b>EnvisionCR Element/Goal:</b> GrowCR Goal 1: Encourage mixed-use and infill development.</p>
---

**Background:** The request for a Rezoning with a Preliminary Site Development Plan will be reviewed by the City Planning Commission on January 7, 2016 and a portion of the minutes will be included prior to the City Council public hearing.

This is a request to rezone 5.94 acres from the C-3 Zone District to the I-1 Zone District to allow for an expansion of the existing warehouse on the adjacent western property. The property is currently zoned C-3 and has not been previously developed. The property is identified as "Urban High-Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan.

### Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> <li>City staff reviewed the application and recommends approval of the rezoning request.</li> </ul>
City Planning Commission review	<ul style="list-style-type: none"> <li>The City Planning Commission will review the application on January 7, 2016 and make a recommendation for City Council. A portion of the minutes will be included prior to the City Council public hearing.</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 January 26, 2016.</li> <li>Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.</li> </ul>

**Action/Recommendation:** City staff recommends holding the Public Hearing and possible approval of the First Reading.



**Alternative Recommendation:** City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** NA

**Budget Information:** NA

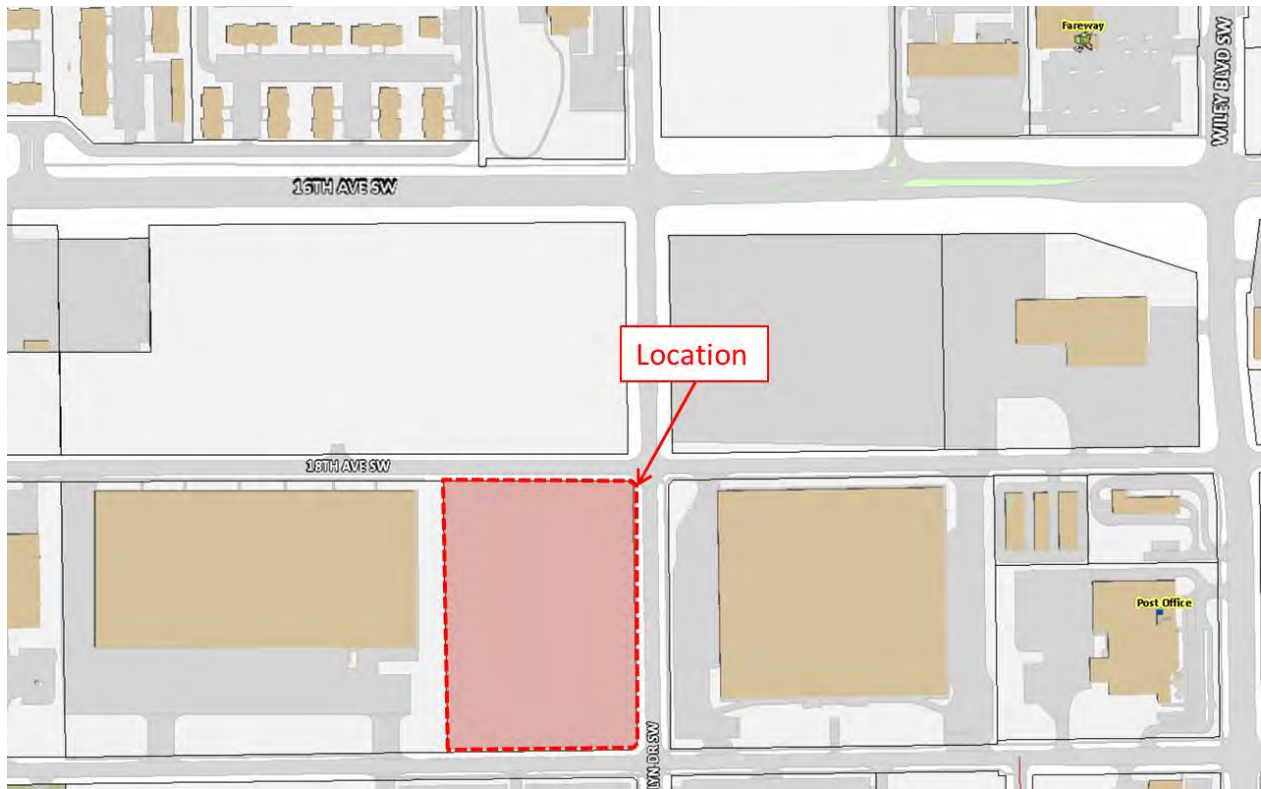
**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

### Location Map





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

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

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing for January 26, 2016 to consider amending Chapter 32 of the Municipal Code, the Zoning Ordinance, to remove Section 32.03.010.C.6.c.i and adding Section 32.03.010.C.6.c.i 0 Czech Bohemia Overlay District with design standards and guidelines.  
 CIP/DID #OB715322

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

**Background:** This is a motion setting a public hearing to consider deleting Section 32.03.010.C.6.c.i of the Municipal Code, Czech Bohemia Overlay District(CB-O), and enacting in its place a new section 32.03.010.C.6.c.i 0 Czech Bohemia (CB-O) Overlay District with design standards and guidelines. The overlay district meets several goals of EnvisionCR, including improving the quality and identity of neighborhoods and key corridors by creating enhanced design guidelines and a coordinated identity to development within the district.

Staff has met multiple times with the Czech Bohemia Design Review Technical Advisory Committee (DRTAC), which is comprised of technical experts, property owners and stakeholders, to review existing Overlay District standards and make recommendations for updates to those standards. The proposed updates were presented to stakeholder groups including the Oak Hill Jackson Neighborhood Association, the Czech Village Association, and the Executive Committee for the Main Street District. In addition, staff held an open house for property owners in the district on November 4, 2015.

The proposed Czech Bohemia Overlay District standards will be similar to the MedQuarter Overlay District standards which were adopted in May 2015. Key differences between the current standards and the proposed standards include:

- More detailed design requirements.
- The addition of standards regarding site furnishings and landscaping.
- Additional design recommendations that will not be included in the ordinance language but will be part of a proposed Design Guide to give guidance to developers.



Each section of the guide contains a number of standards which all new development will be required to meet, along with recommendations on best practices. The draft recommendations cover four aspects of building and site design:

1. Building Massing, Orientation and Site Design – Requiring appropriate placement for urban infill development with an emphasis on pedestrian friendly design.
2. Building Design – Requiring high quality of design for new and renovated buildings.
3. Site Furnishings and Landscaping – Recommendations for elements that enhance site design.
4. Signage – Requirements for attractive building signage as well as permitting districtwide signage.

The proposed updates were taken to Development Committee on November 18, 2015 and to City Planning Commission on December 3, 2015.

**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  
**Explanation:**

**Recommended by Council Committee:**

**Explanation:** This item was reviewed and recommended by the Development Committee on November 18, 2015.



## 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:** Motions setting public hearings  
 Motion setting a public hearing for January 26, 2016 to consider amending Ordinance No. 073-15 to correct the legal description of the Czech Village-New Bohemia Self-Supported Municipal Improvement District (SSMID).  
 CIP/DID #CD-0005-2015

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

### Background:

The City Council approved Ordinance No. 073-15 establishing the Czech Village-New Bohemia Self-Supported Municipal Improvement District (SSMID) on December 15, 2015. The legal description included in the Ordinance needs to be corrected to so as not to split parcels. The change in legal description will have no impact on collection of taxes within the SSMID.

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.

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 SSMID 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.

**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:** Development Services

**Presenter at Meeting:** Vern Zakostelecky  
**E-mail Address:** v.zakostelecky@cedar-rapids.org

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

**Alternate Contact Person:** Joe Mailander  
**E-mail Address:** j.mailander@cedar-rapids.org

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

**Description of Agenda Item:** Motions setting public hearings  
 Motion setting a public hearing for February 9, 2016 to consider annexation of territory north of 16<sup>th</sup> Avenue NW and east of 80<sup>th</sup> Street NW as requested by the Laurence A. Schulte Trust.  
 CIP/DID #ANNX-022377-2015

**EnvisionCR Element/Goal:** ProtectCR Goal 2: Manage growth and development to balance costs and serviceability to neighborhoods.

**Background:**

Property Owner, Laurence A. Schulte Trust submitted a written application for voluntary annexation to the City of Cedar Rapids. The total area to be annexed is approximately 77 acres. There is County right-of-way including half street right-of-ways for both 16<sup>th</sup> Avenue NW and 80<sup>th</sup> Street NW that need to be included in the annexation. The owners wish to annex at this time to allow for marketing the property for future development. City sanitary sewer and water are available to the site. All other City services including Police and Fire protection, street maintenance, and garbage and recycling collection are also available since this site is adjacent to the City limits. The application has been reviewed by City staff and no major issues were identified.

Notices were mailed and published in accordance with State Code requirements. The annexation will not require approval by the Iowa Department of Economic Development City Development Board since the property is not within two miles of another jurisdiction and there is no non-consenting property owners involved in the annexation. If approved by City Council Resolution the application will be sent to the Secretary of State for review and recordation.

**Action/Recommendation:** City staff recommends setting the public hearing.

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

**Time Sensitivity:** N/A

**Resolution Date:** February 9, 2016

**Budget Information:** N/A

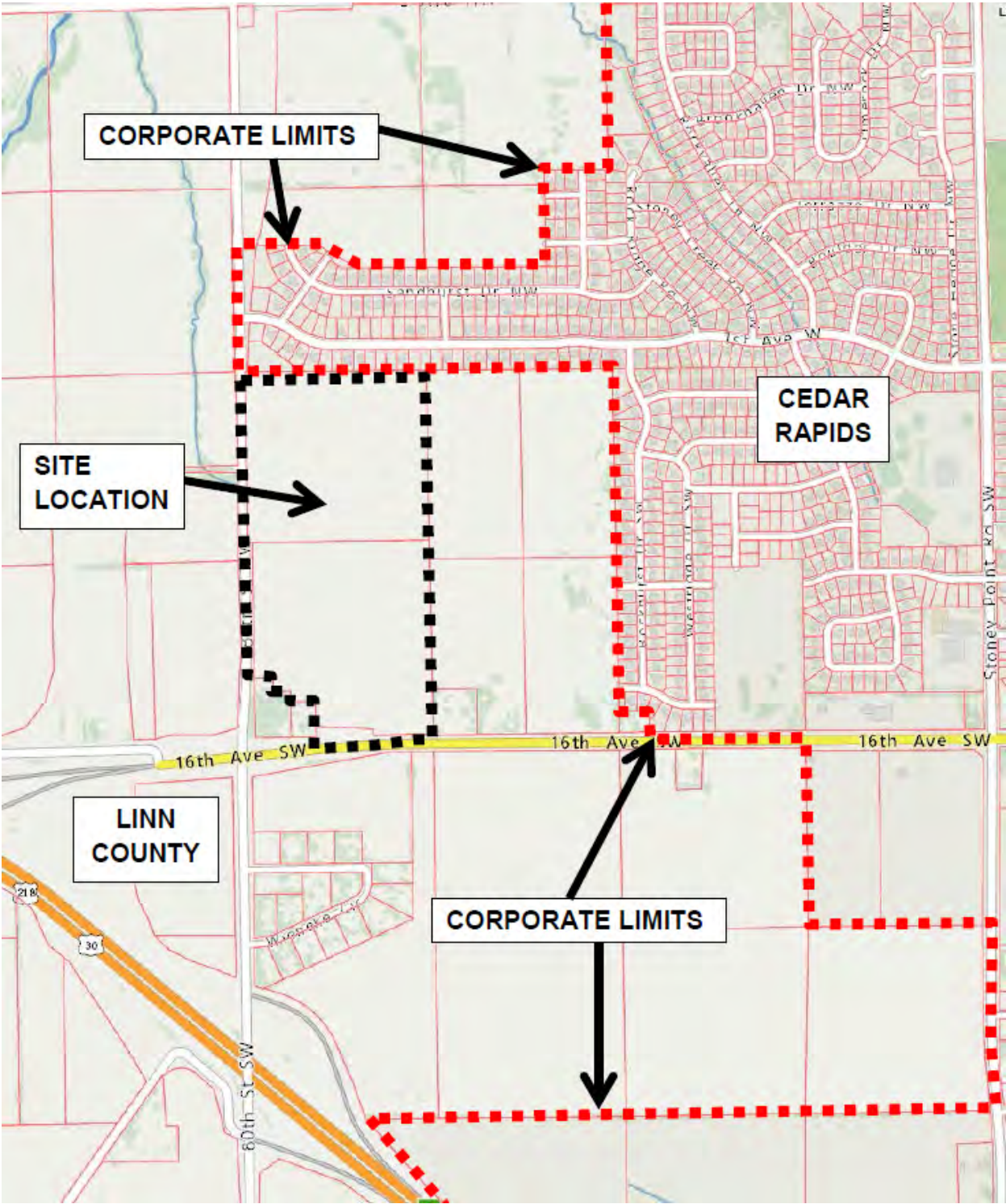
**Local Preference Policy:** NA

**Explanation:** N/A

**Recommended by Council Committee:** NA

**Explanation:** N/A

Location Map







## 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:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for January 26, 2016 and advertising for bids by publishing notice to bidders for the 1<sup>st</sup> Avenue East South of 24<sup>th</sup> Street Drive SE Storm Sewer Improvements project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on January 27, 2016 (estimated cost is \$89,000).

CIP/DID #304391-03

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

**Background:** The City has identified a 15-inch storm sewer located east of 1<sup>st</sup> Avenue East and south of 24<sup>th</sup> Street Drive SE that has partially collapsed. This project will abandon the existing storm sewer and construct a replacement 15-inch reinforced concrete pipe storm sewer within the right-of-way.

**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 January 26, 2016 and advertising for bids by publishing notice to bidders for the project.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 26, 2016

**Budget Information:** \$101,222 Fund 304, Dept ID 304000, Project 304391 NA

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

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



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**1ST AVENUE EAST SOUTH OF 24TH STREET DRIVE SE  
STORM SEWER IMPROVEMENTS**







## 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:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for January 26, 2016 and advertising for bids by publishing notice to bidders for the 27<sup>th</sup> Street SW between 28<sup>th</sup> Avenue and 29<sup>th</sup> Avenue Culvert Replacement project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on February 3, 2016 (estimated cost is \$528,000).

CIP/DID #304396-02

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

**Background:** The 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. An analysis of the structure has also determined the existing structure is inadequately sized to meet current design standards. This project will replace the existing 11-foot steel plate culvert with a dual 12-foot by 8-foot reinforced concrete box culvert. The replacement culvert will be constructed to support a future urban section on 27<sup>th</sup> Street SW.

**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 January 26, 2016 and advertising for bids by publishing notice to bidders for the project.

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

**Time Sensitivity:** Normal

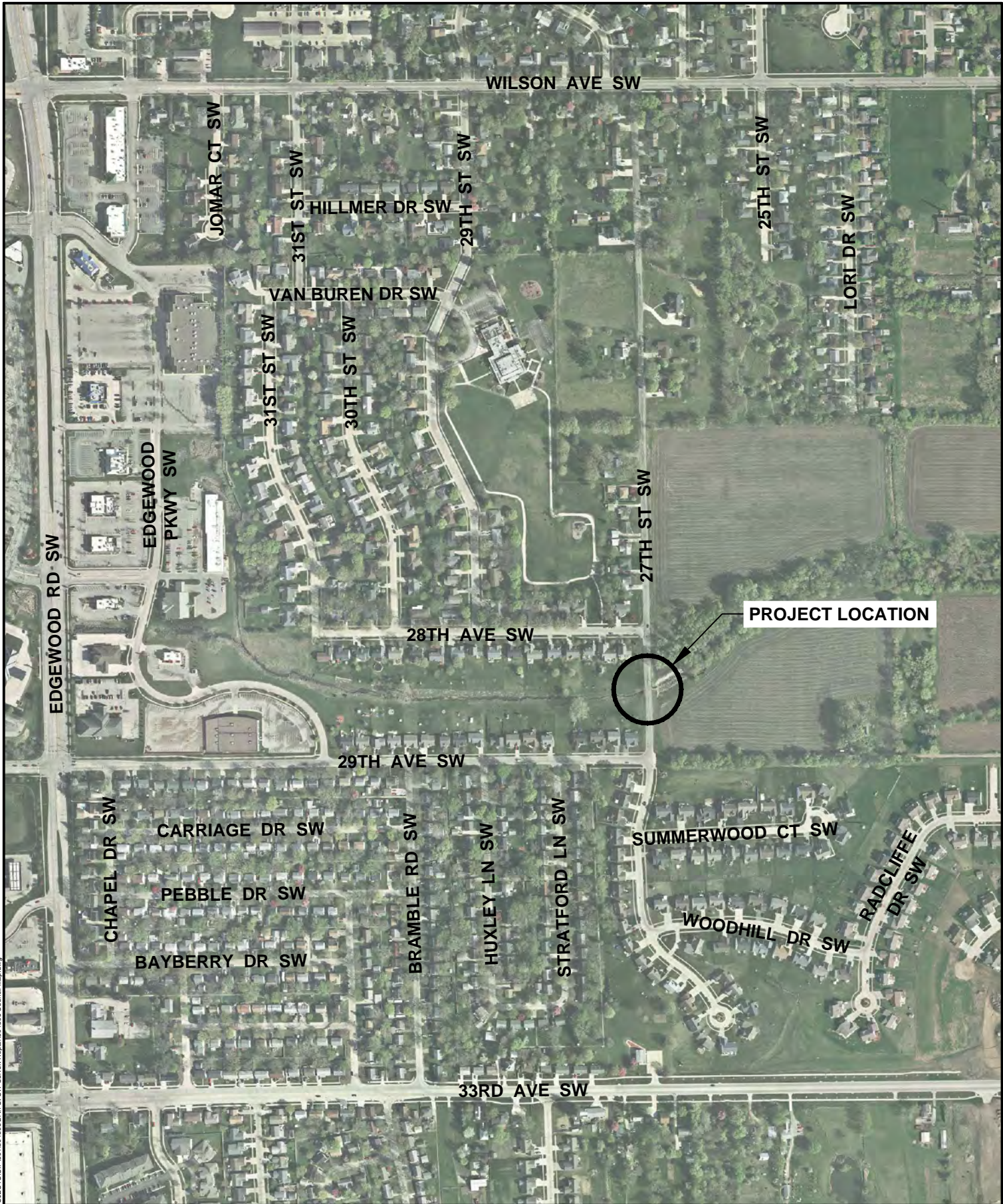
**Resolution Date:** January 26, 2016

**Budget Information:** Fund 304, Dept ID 304000, Project 304396 (\$625,588 NA)

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

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





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

**Phone Number/Extension:** 5153

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

Motion filing plans, specifications, form of contract, estimated costs, setting a public hearing date for January 26, 2016 and advertising for bids by publishing notice to bidders for the West Post Road NW from Plainview Drive NW to E Avenue NW Roadway Reconstruction project, and authorizing the City Engineer, or designee, to receive and open bids and publicly announce the results on February 3, 2016 (estimated cost is \$1,388,000) (**Paving for Progress**).

CIP/DID #3012120-04

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

**Background:** This project includes pavement reconstruction and storm sewer installation. The bid opening is scheduled for February 3, 2016. This is the northern section of a two-part project to repair West Post Road NW from Gordon Avenue NW to E Avenue NW. Construction of the southern section is expected to begin in fall of 2016.

**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 January 26, 2016 and advertising for bids by publishing notice to bidders for the project.

**Alternative Recommendation:** Defer action on the motion setting the public hearing for the resolution to adopt plans and specifications, form of contract and estimated cost or abandon the project, direct staff to repackage the project into multiple smaller projects, or abandon the project.

**Time Sensitivity:** Normal

**Resolution Date:** January 26, 2016

**Budget Information:** Fund 301/301000/3012120 (SLOST)

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

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







## 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:** Motions filing plans and specifications

Motion filing plans, specifications, form of contract, estimated cost, setting a public hearing date for January 26, 2016 and advertising for bids by publishing notice to bidders for the WPCF Chlorine System Upgrades project and authorizing the Utilities Director, or designee, to receive and open the bids and publicly announce the results on February 10, 2016 (estimated cost is \$5,420,000).

CIP/DID #615148-03

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

**Background:** The existing chlorine equipment at the WPCF is dated and has been in operation for a long period of time. Until recently, there were minimal safety features at the WPCF: specifically, the facilities lacked chlorine shut-off valves or a chlorine scrubber. There is also limited redundancy in the existing system and the Disinfection Building HVAC system is in need of repair. This project generally consists of upgrades to the existing Disinfection Building and chlorine feed system. The Disinfection Building will be extended to the west to extend over the entire width of the Chlorine Contact Tank, which will allow for additional storage of chlorine cylinders. A new extension of the plant access road will be added to the east and south of the Chlorine Contact Tank, and a new dry scrubber system will be installed. Additional de-chlorination feed and storage system, hoist system, and other related piping, safety, HVAC, electrical and controls, and structural modifications will also be completed.

Two mandatory pre-bid meetings (attendance by prospective bidders required at one) will be held on January 26, 2016 and January 28, 2016 at the Water Pollution Control Facility, both at 10:00 a.m. Bids will be opened and publicly announced on February 10, 2016.

**Action/Recommendation:** The Utilities Department – Water Pollution Control Division staff recommend that the plans and specifications be filed with the City Clerk on January 12, 2016 and a Notice of Hearing and Letting be published on January 16, 2016. A Public Hearing is scheduled for January 26, 2016 and bids will be opened on February 10, 2016.

**Alternative Recommendation:** None

**Time Sensitivity:** 01-12-16

**Resolution Date:** 01-12-16

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY2016, FY2017, and FY2018 Water Pollution Control Division Capital Improvement Program budget.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$1,100,000 in the FY2016, \$1,500,000 in the FY2017, and \$1,500,000 in the FY2017 Capital Improvement Projects budget for the Water Pollution Control Division for the WPCF Chlorine System Upgrade project. 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-615148.
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



## Council Agenda Item Cover Sheet

**Submitting Department:** City Clerk

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

**Phone Number/Ext.:** 5374

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

**Phone Number/Ext.:** 5272

**Description of Agenda Item:** CONSENT AGENDA

Motion assessing a \$300 civil penalty for violation of the State Code regarding the sale of tobacco/vapor products to a minor against:

- a. Hawkeye Convenience Store, 4830 Johnson Avenue NW.

CIP/DID #CIG001948-06-2015

- b. Kum & Go #517, 3132 1<sup>st</sup> Avenue NE.

CIP/DID #CIG001807-04-2015

- c. Road Ranger #5148, 550 Wilson Avenue SW.

CIP/DID #CIG001985-06-2015

- d. The Hazy Hideaway, 49 Kirkwood Court SW.

CIP/DID #CIG002061-06-2015

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

**Background:** The violations occurred on November 11, 2015 (Hawkeye Convenience Store, Road Ranger #5148, The Hazy Hideaway) and on December 2, 2015 (Kum & Go #517). These have been processed through the Clerk of the District Court and the store attendants were found guilty. The permit holders signed the consent to the assessment and waived their right to a hearing.

**Action/Recommendation:** Assess the civil penalty to continue the process for accurate record keeping/documentation.

**Alternative Recommendation:** If the local authority does not pursue the civil penalty, the state will do so. However, they will also keep the money from the civil penalties. These permit holders have paid their civil penalties to the City of Cedar Rapids. Per Iowa State Code the civil penalties are mandatory.

**Time Sensitivity:** Local licensing authorities will have 60 days from the time the underlying violation of selling tobacco to a minor is adjudicated before assessing the civil penalty against the retailer. If local authorities fail to act within 60 days, the prosecution is automatically transferred to the state. See Iowa § 453A.22(4).

**Resolution Date:** NA



**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**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. Casey's General Store #2778, 201 8<sup>th</sup> Avenue SE.
- b. Cobble Hill Eatery & Dispensary, 219 2<sup>nd</sup> Street SE.
- c. Flamingo, 1211 Ellis Boulevard NW.
- d. Irish Democrat, 3207 1<sup>st</sup> Avenue SE.
- e. JW's Pub & Grub, 58 Miller Avenue SW.
- f. Lava, 5400 Edgewood Road NE.
- g. Leo 1, 1500 1<sup>st</sup> Avenue NE (new – formerly Sam Liquor & Tobacco).
- h. Mulligan's Pub, 1060 Old Marion Road NE (new – new ownership).
- i. Otis' Tailgators Sports Bar, 3969 Center Point Road NE.
- j. Penguin's, 208 2<sup>nd</sup> Avenue SE (new – formerly The Vault).
- k. Todd's on the Go, 235 Edgewood Road NW.
- l. Union Station Hall, 1736 16<sup>th</sup> Avenue SW (new – formerly Juke Joint).

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: Jan 6, 2015

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Casey's General Store #2778 201 8TH AVE SE	438	0	0	5
Cobble Hill Eatery & Dispensary 219 2ND ST SE	1	0	0	0
Flamingo 1211 ELLIS BLVD NW	13	0	0	2
Irish Democrat 3207 1ST AVE SE	21	0	0	5
JW's Pub & Grub 58 MILLER AVE SW	25	0	0	2
Lava 5400 EDGEWOOD RD NE	9	0	1	1
Leo 1 1500 1ST AVE NE	0	0	0	0
Mulligan's Pub 1060 OLD MARION RD NE	0	0	0	0
Otis' Tailgators Sports Bar 3969 CENTER POINT RD NE	41	0	1	5
Penguin's 208 2ND AVE SE	0	0	0	0
Todd's on the Go 235 EDGEWOOD RD NW	77	0	2	7
Union Station Hall 1736 16TH AVE SW	0	0	0	0





## 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  
 1-12 -16

**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	\$ 48,602.99
Aquatics Operation	\$ 15,744.76
Attorney	\$ 46,367.60
Building Services Division	\$ 148,641.93
CD – Federal Programs	\$ 70,996.03
Cedar Rapids Public Library	\$ 260,377.50
City Manager	\$ 88,686.91
Civil Rights	\$ 25,656.47
Clerk	\$ 23,191.40
Community Development – DOD	\$ 59,439.36
Council	\$ 13,076.06
Development Services	\$ 77,598.59
Facilities Maintenance Service	\$ 92,830.19
Finance	\$ 29,675.87
Finance – Analysts	\$ 30,937.57
Financial Operations	\$ 89,949.56
Fire	\$ 859,837.67
Five Seasons Parking	\$ 16,592.17
Fleet Maintenance	\$ 167,256.00
Golf Operations	\$ 55,474.37
Human Resources	\$ 72,392.80
Information Technology	\$ 174,541.10
Joint Communications	\$ 121,840.81
Library Grants	\$ 12,982.41
Parks Operations	\$ 228,708.63
Police	\$ 1,397,852.54
Public Works	\$ 46,708.21
Public Works – Engineering	\$ 214,317.88
Purchasing Service	\$ 24,081.56
Recreation	\$ 57,038.55
Sewer Operations	\$ 104,806.91
Street Operations	\$ 285,797.85
Traffic Engineering	\$ 101,098.95
Transit	\$ 229,158.14
Treasury Operations	\$ 25,072.30
Utilities	\$ 27,033.78
Utilities – Solid Waste	\$ 203,416.97
Veterans Memorial	\$ 36,513.11
Water Operations	\$ 567,026.85
Water Pollution Control	\$ 387,551.15
<b>Grand Total</b>	<b>\$ 6,538,873.50</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

- a. Appointing Jerad Nylin (effective through June 30, 2018) to the Cedar Rapids ADA Advisory Committee.

CIP/DID #OB775389

- b. Appointing Sherri Schuchmann (effective through June 30, 2017) to the Veterans Memorial Commission.

CIP/DID #OB572854

- c. Vote of thanks to Doug Elliott for serving on the Library Board of Trustees.

CIP/DID #OB572830

- d. Vote of thanks to Hattie Holmes for serving on the Veterans Memorial Commission.

CIP/DID #OB572854

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

**Background:** This agenda includes appointments for various boards and commissions with vacancies. This agenda also includes votes of thanks for members of various boards and commissions who are no longer able to serve.

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

**Alternative Recommendation:**

**Time Sensitivity:** None

**Resolution Date:** January 12, 2016

**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 individual to serve on the Cedar Rapids ADA Advisory Committee for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Jerad Nylin	01/12/2016	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 Jerad Nylin to the Cedar Rapids ADA Advisory Committee 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:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Sherri Schuchmann	01/12/2016	06/30/2017

## 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 Sherri Schuchmann 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, Doug Elliott has devoted considerable time and effort as a member of the Library Board of Trustees,

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 Doug Elliott for serving as a member of the Library Board of Trustees.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Hattie Holmes devoted considerable time and effort as a member of the Veterans Memorial Commission,

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 Hattie Holmes for serving as a member of the Veterans Memorial Commission.

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.:** 5097

**Alternate Contact Person:** Judy Jones  
**E-mail Address:** j.jones2@cedar-rapids.org

**Phone Number/Ext.:** 5134

**Description of Agenda Item:** Intent and levy assessments  
 Levy assessment – housing nuisance abatement charges – one property.  
 CIP/DID #FIN2016-04

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

**Background:**

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

Notice of violation and abatement was issued for all properties. Costs were invoiced to the property owners, including notice that unpaid costs would be assessed against the property for collection in the same manner as property tax. The levied amount totals \$21,671.55.

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

**Action/Recommendation:** The Finance Department recommends approval of the Resolution to levy Special Assessment.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Building Services

**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 Finance Department requests the City Council of the City of Cedar Rapids, Iowa, approve a Resolution of Special Assessment on one property for nuisance abatement according to Municipal Code Housing Chapter 29, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that there be and is hereby levied an assessment against the lots, parts of lots, and parcels of ground for a total amount of \$21,671.55, as shown below, which have been invoiced and are on file with the Finance Department, and

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

#	Service Location	Name	Amount	Service Dates	GPN	Invoice
1	868 12 <sup>th</sup> St NE	Robert L King & Betty Ward King	\$21,671.55	12/05/12-08/13/15	141645301100000	CED_00063614

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.:** 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 – three properties.

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

(Note: The Intent to Assess Resolution was approved at the Council Meeting on November 17, 2015 & December 1, 2015.)

CIP/DID #SWM-007-15 & 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. 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. 1603-11-15 passed on November 17, 2015 and Resolution No. 1683-12-15 passed on December 1, 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:** 1-12-16

**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) 11/17/15 & 12/1/15

				<b>LEVY ASSESSMENT 11/17/15 &amp; 12/1/15</b>
				<b>INTENT TO ASSESS 1/2/16</b>
<b>#</b>		<b>Balance Due</b>		<b>Premise Address</b>
1		\$ 50.00		565 10 <sup>th</sup> St SW
2		25.00		1032 3 <sup>rd</sup> Ave SW
3		309.75		328 14 <sup>th</sup> St SE
		<b>\$384.75</b>		<b>Grand Total</b>
		<b>3</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.:** 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 – two properties.

CIP/DID #SWM-001-16

**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:** 1/12/16

**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, February 10, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

## INTENT TO ASSESS 1/12/16

				INTENT TO ASSESS 1/12/16
#		Balance Due		Premise Address
1		\$ 321.25		1815 5 <sup>th</sup> Ave SE
2		527.25		1642 B Ave NE
		<b>\$848.50</b>		<b>Grand Total</b>
		<b>2</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  
 Levy assessment – Utilities – Water Division – delinquent municipal utility bills – 13 properties.  
 CIP/DID #WTR1117-001

<p><b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply</p>
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### 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. 1605-11-15 on November 17, 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:** 1/12/16

**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) 1/12/16

			SPECIAL ASSESSMENTS 1/12/16
			LIEN INTENTS 11/17/15
#		Balance Due	Premise Address
1	\$	238.34	114 21ST ST SW
2	\$	219.41	727 DOWS RD SE
3	\$	155.86	835 36TH ST NE
4	\$	72.18	1286 29TH ST NE
5	\$	61.90	1298 33RD ST NE
6	\$	170.30	1425 6TH AVE SE
7	\$	121.86	1841 WASHINGTON AVE SE
8	\$	246.57	3102 FALCON VIEW CT SW
9	\$	271.42	3824 CLARK RD SE
10	\$	58.12	3828 F AVE NW
11	\$	110.43	4533 1ST AVE SW #10
12	\$	207.84	5028 LOUISA ST NE
13	\$	181.56	7540 NORMANDY DR NE
	\$	2,115.79	Grand Total
		13	Number of Properties
	\$	58.12	Balance Due - Low
	\$	271.42	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 – 13 properties.  
 CIP/DID #WTR1201-001

**EnvisionCR Element/Goal:** 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 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. 1685-12-15 on December 1, 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:** 1/12/16

**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) 1/12/16

			SPECIAL ASSESSMENTS 01/12/16
			LIEN INTENTS 12/01/15
#		Balance Due	Premise Address
1	\$	84.25	703 3RD AVE SE
2	\$	213.70	813 15TH ST SE
3	\$	263.37	1022 8TH ST NW
4	\$	192.96	1114 35TH ST NE
5	\$	49.92	1205 M ST SW
6	\$	155.33	1617 WILDWOOD DR NE
7	\$	176.76	1801 7TH AVE SE
8	\$	161.96	2307 BEVER AVE SE
9	\$	181.73	2419 9TH AVE SW
10	\$	115.51	2454 C ST SW
11	\$	95.70	2746 MEADOWBROOK DR SE
12	\$	312.67	3850 LOST VALLEY RD SE
13	\$	198.08	4311 1ST AVE SE
	\$	2,201.94	Grand Total
		13	Number of Properties
	\$	49.92	Balance Due - Low
	\$	312.67	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  
 Intent to Assess – Utilities – Water Division – delinquent municipal utility bills – 41 properties.  
 CIP/DID #WTR01-12-16-001

**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:** 01/12/16

**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 23<sup>rd</sup> day of February, 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 3:00 p.m., February 23, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# LIEN INTENTS (SPECIAL ASSESSMENTS) 1/12/16

LIEN INTENTS 1/12/16			
#	Balance Due	Premise Address	
1	\$ 294.38	94 33RD AVE SW	
2	\$ 220.68	107 PRAIRIE HAWK CT SW	
3	\$ 82.53	115 14TH ST NW	
4	\$ 195.24	141 CHERRY HILL RD NW	
5	\$ 113.15	196 27TH ST NW	
6	\$ 194.26	217 32ND ST NE	
7	\$ 104.28	226 9TH ST NW	
8	\$ 97.48	346 17TH ST SE	
9	\$ 305.71	352 21ST ST SE	
10	\$ 168.22	356 15TH AVE SW	
11	\$ 235.39	359 15TH AVE SW	
12	\$ 182.97	624 C AVE NW	
13	\$ 208.30	635 34TH ST NE	
14	\$ 76.98	714 E AVE NW	
15	\$ 226.79	822 19TH ST SE	
16	\$ 241.52	928 19TH AVE SW	
17	\$ 108.75	1025 CHEYENNE RD NW	
18	\$ 198.16	1118 B AVE NW	
19	\$ 125.55	1119 CRESTVIEW DR SE	
20	\$ 142.17	1120 OAKLAND RD NE	
21	\$ 270.72	1142 STAUB CT NE	
22	\$ 199.62	1241 18TH AVE SW	
23	\$ 258.52	1307 30TH ST SE	
24	\$ 99.40	1435 4TH ST SW	
25	\$ 197.49	1617 WILDWOOD DR NE	
26	\$ 178.07	1628 KEITH DR NE	
27	\$ 193.18	1715 NORTHBROOK DR NE	
28	\$ 244.34	2034 A AVE NE	
29	\$ 169.71	2755 WORTHINGTON DR SW	
30	\$ 114.21	2920 NEEDLES RD SE	
31	\$ 103.99	3000 SPRUCE AVE SE	
32	\$ 236.40	3208 BAYBERRY DR SW	
33	\$ 85.11	3224 PRAIRIE DR NE	
34	\$ 222.07	3355 CIRCLE DR NE	
35	\$ 243.15	4010 37TH AVE SW #D	
36	\$ 56.63	4291 BLAIRS FERRY RD NE	
37	\$ 264.44	4322 CAVALIER ST NE	
38	\$ 129.28	4602 ASPEN LN NE	
39	\$ 183.43	4602 SUGAR PINE DR NE	
40	\$ 269.01	6909 SURREY DR NE	
41	\$ 162.88	7414 WORCESTER RD, PALO	
	<b>\$ 7,404.16</b>	<b>Grand Total</b>	
	<b>41</b>	<b>Number of Properties</b>	
	<b>\$ 56.63</b>	<b>Balance Due - Low</b>	
	<b>\$ 305.71</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:** Maintenance bonds

Resolution accepting Portland Cement Concrete pavement in Krebs First Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$70,000. CIP/DID #FLPT-016336-2015

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

**Background:** This item is for acceptance of a maintenance bond from E & F Paving Company, LLC for Portland Cement Concrete pavement improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from E & F Paving Company, LLC.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2015

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$70,000 for Portland Cement Concrete pavement in Krebs First Addition, now therefore

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

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

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

The above items shall remain the responsibility of Morris Wood Enterprise until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

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

PASSED\_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:** Jason Junk  
**E-mail Address:** j.junk@cedar-rapids.org

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Maintenance bonds

Resolution accepting Portland Cement Concrete pavement in Cedar River Bluffs Second Addition, Phase 2 and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$100,000.  
 CIP/DID #47-12-005

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

**Background:** This item is for acceptance of a maintenance bond from E & F Paving Company, LLC for Portland Cement Concrete pavement improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bonds as submitted from E & F Paving Company, LLC.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Private

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$100,000 for Portland Cement Concrete pavement in Cedar River Bluffs Second Addition, Phase 2, now therefore

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

BE IT FURTHER RESOLVED that the acceptance of this street by the City of Cedar Rapids does not relieve Stoney Point Heights LLC of the responsibility for:

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

The above items shall remain the responsibility of Stoney Point Heights, LLC until such time as all the adjacent area has been developed and proper erosion control measures have been accomplished, and

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

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

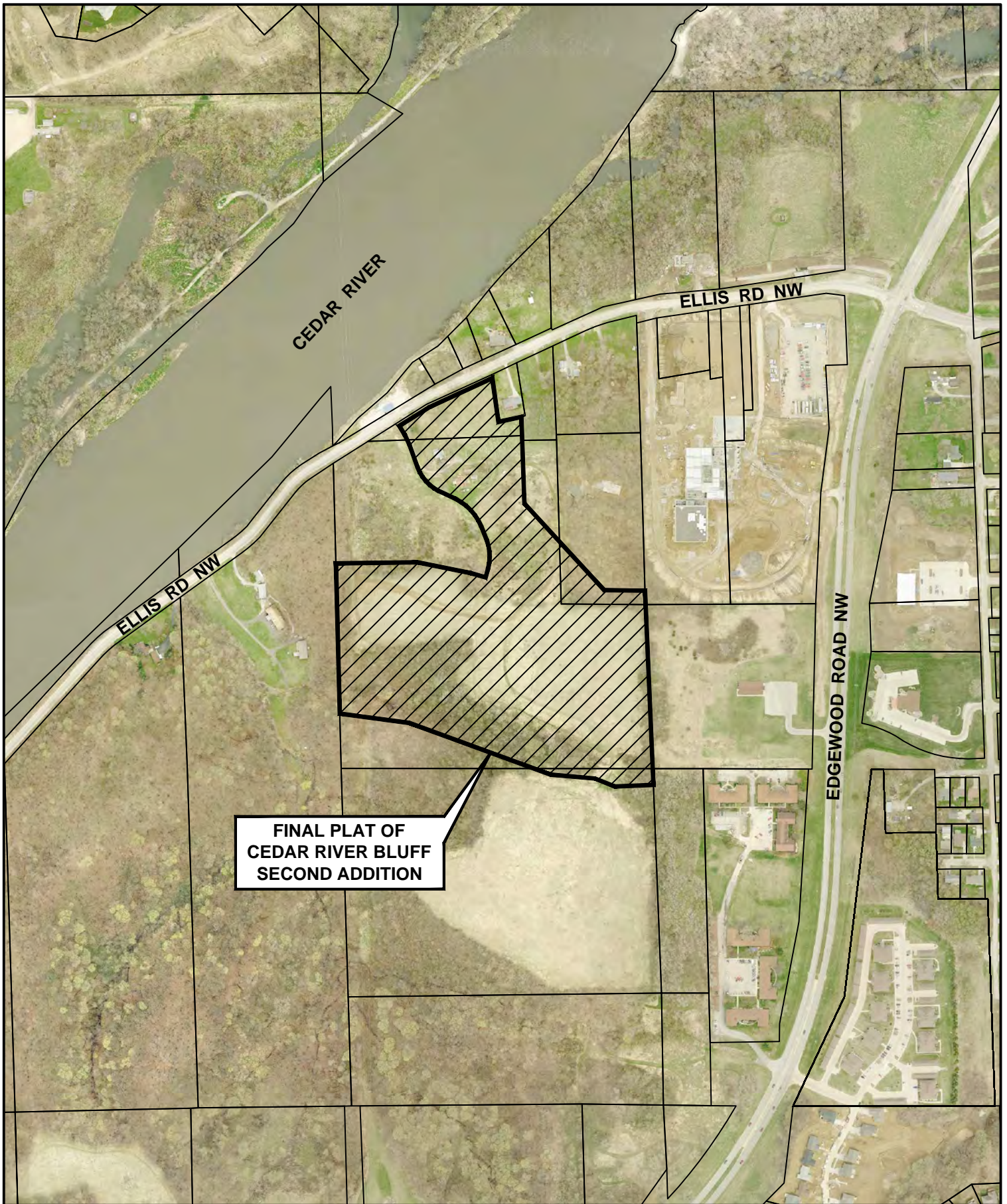
MayorSignature

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:** Jason Junk  
**E-mail Address:** j.junk@cedar-rapids.org

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Maintenance bonds

Resolution accepting sanitary sewer in Cedar River Bluffs Second Addition Phase 2, Lots Four (4) and Five (5), and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$49,494.70.

CIP/DID #47-12-005

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

**Background:** This item is for acceptance of a maintenance bond from Schrader Excavating and Grading Co. for sanitary sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Schrader Excavating and Grading Co.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Private

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Schrader Excavating and Grading Co. has constructed sanitary sewer in Cedar Bluffs Second Addition Phase 2, Lots Four and Five, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co has filed a 2-year Maintenance Bond, executed by Granite Re, Inc. in the sum of \$49,494.70 covering said work, now therefore

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

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Schrader Excavating and Grading Co. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

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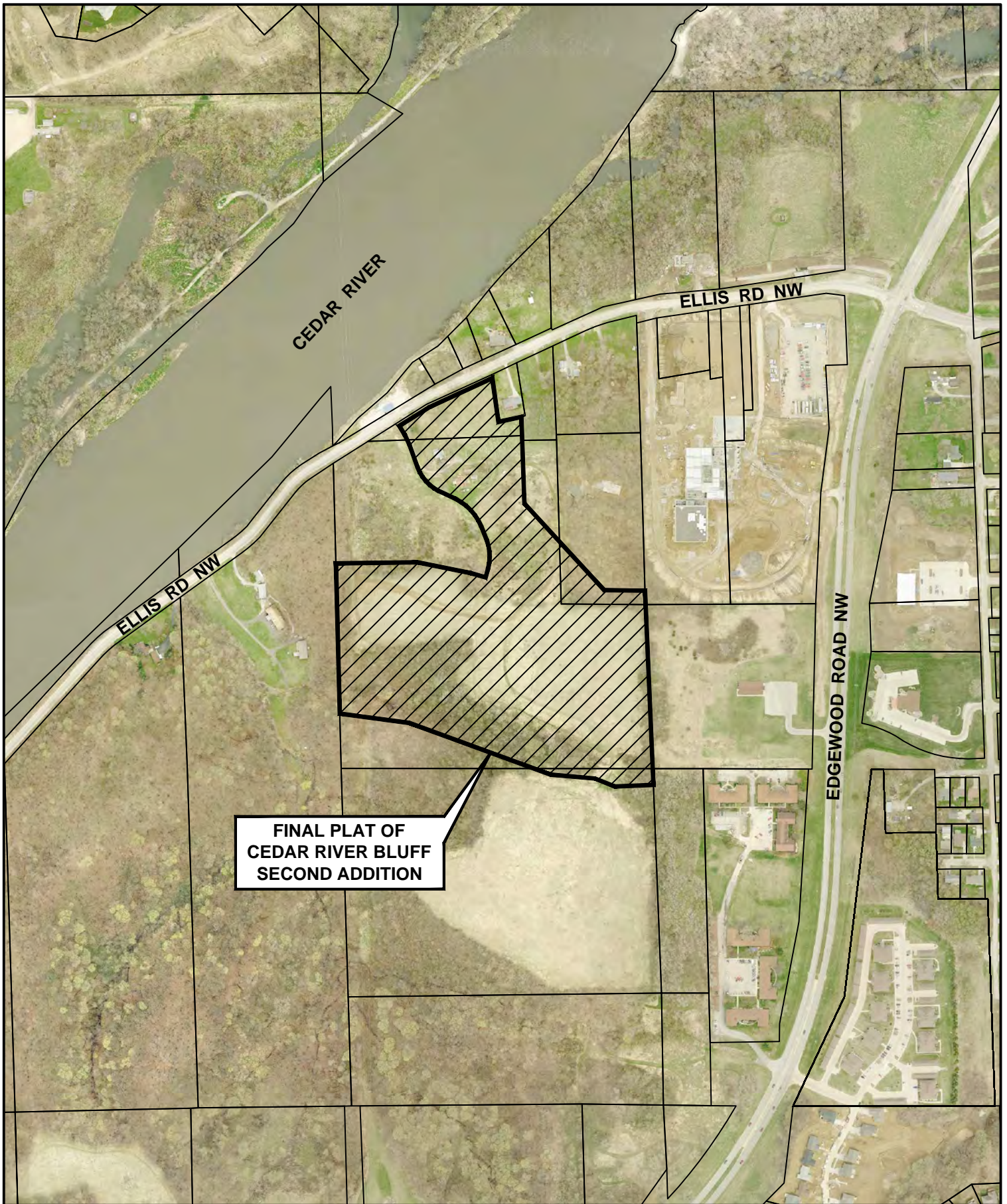
MayorSignature

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ClerkSignature

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## 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:** Jason Junk  
**E-mail Address:** j.junk@cedar-rapids.org

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Maintenance bonds

Resolution accepting storm sewer in Cedar River Bluffs Second Addition Phase 2, Lots Four and Five, and approving 2-year Maintenance Bond submitted by Schrader Excavating and Grading Co. in the amount of \$111,328.62.

CIP/DID #47-12-005

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

**Background:** This item is for acceptance of a maintenance bond from Schrader Excavating and Grading Co. for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Schrader Excavating and Grading Co.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Private

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

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



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Schrader Excavating and Grading Co. has constructed storm sewer in Cedar Bluffs Second Addition Phase 2, Lots Four and Five, and

WHEREAS, said work has now been completed, and Schrader Excavating and Grading Co has filed a 2-year Maintenance Bond, executed by Granite Re, Inc. in the sum of \$111,328.62 covering said work, now therefore

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

BE IT FURTHER RESOLVED that the 2-year Maintenance Bond filed by Schrader Excavating and Grading Co. be and the same is hereby approved and filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

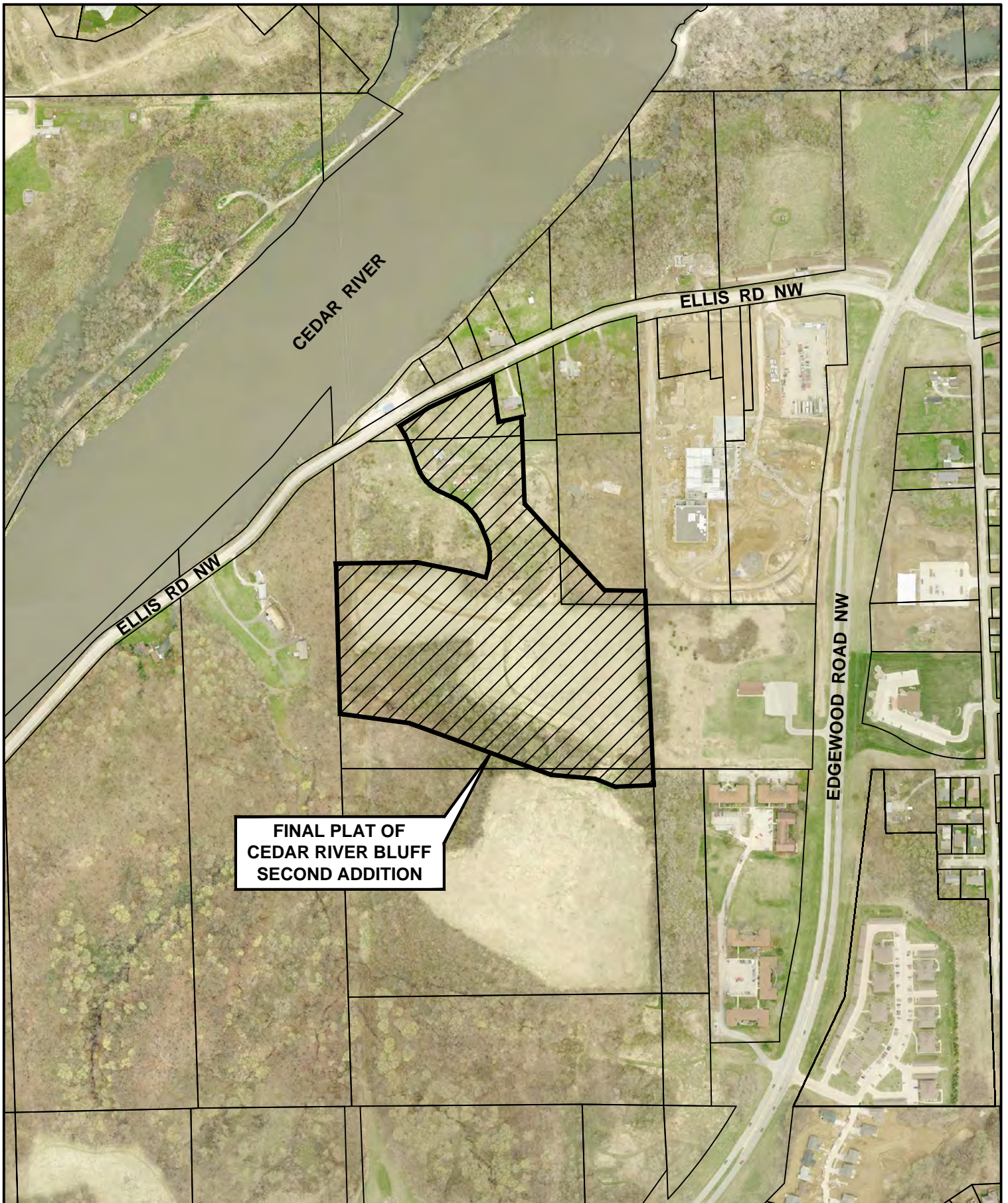
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**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:** Maintenance bonds

Resolution accepting Portland Cement Concrete pavement in Stoney Point Twenty-Fourth Addition and approving 4-year Maintenance Bond submitted by E & F Paving Company, LLC in the amount of \$95,000.

CIP/DID #47-13-008

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

**Background:** This item is for acceptance of a maintenance bond from E & F Paving Company, LLC for Portland Cement Concrete pavement improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from E & F Paving Company, LLC.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2015

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, E & F Paving Company, LLC has filed a Maintenance Bond executed by United Fire & Casualty Company in the sum of \$95,000 for Portland Cement Concrete pavement in Stoney Point Twenty-Fourth Addition, now therefore

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

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

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

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

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

PASSED\_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:** Maintenance bonds

Resolution accepting sanitary sewer in Stoney Point Twenty-Fourth Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$59,548. CIP/DID #47-13-008

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

**Background:** This item is for acceptance of a maintenance bond from Rathje Construction Company for sanitary sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2015

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Rathje Construction Company has constructed sanitary sewer in Stoney Point Twenty-Fourth Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$59,548 covering said work, now therefore

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

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

PASSED\_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:** Maintenance bonds

Resolution accepting storm sewer in Stoney Point Twenty-Fourth Addition and approving 2-year Maintenance Bond submitted by Rathje Construction Company in the amount of \$114,951.  
CIP/DID #47-13-008

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

**Background:** This item is for acceptance of a maintenance bond from Rathje Construction Company for storm sewer improvements. The construction has been substantially completed in accordance with the approved plans and City standards, has been inspected by the Public Works Department, and is recommended for acceptance. The value of the bond provided represents the construction value of the infrastructure improvements based on the developer's contract price for the infrastructure improvements.

**Action/Recommendation:** The Public Works Department recommends adoption of the Resolution to accept the maintenance bond as submitted from Rathje Construction Company.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2015

**Budget Information:** Private

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, Rathje Construction Company has constructed storm sewer in Stoney Point Twenty-Fourth Addition, and

WHEREAS, said work has now been completed, and Rathje Construction Company has filed a 2-year Maintenance Bond, executed by United Fire & Casualty Company in the sum of \$114,951 covering said work, now therefore

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

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

PASSED\_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:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$59,969.03 and approving the 2-year Performance Bond submitted by Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project (original contract amount was \$1,173,188; final contract amount is \$1,199,380.69).

CIP/DID #310333-03

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

**Background:** Construction has been substantially completed by Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project. This is an approved Capital Improvements Project (CIP No. 310333-03) with a final construction contract amount of \$1,199,380.69. 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 \$59,969.03.

**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, two-year maintenance bond period cannot begin) and City could be subject to claims since Contractor has fulfilled the terms of the construction contract.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information (if applicable):** CIP No. 310333, with supplementary funding from the FBI, the University of Iowa, Johnson County Sheriff's Office, Coralville PD, Iowa City PD, North Liberty PD and the CRPD Asset Forfeiture fund.

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

**Explanation:** Capital Improvement Project

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



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project (Contract No. 310333-03), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated February 10, 2015 in the amount of \$1,155,188 covering said work filed by Kleiman Construction, Inc. and executed by United Fire & Casualty Company provides a 2-year correction period for defects in materials and workmanship, and

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

Original Contract Amount	\$1,155,188.00
Possible Incentive	18,000.00
Change Order No. 1	<u>26,192.69</u>
Amended Contract Amount	\$1,199,380.69

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the 2-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 Cedar Rapids Police Department Firearms Range Improvements – Phase 1 project, (Contract No. 310333-03) 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 \$59,969.03 to Kleiman Construction, Inc. as final payment.

The final contract price is \$1,199,380.69 distributed as follows: \$1,199,380.69 310-310000-310333, 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\CP\310333\310333 Council Map.dwg



**CRPD FIREARMS RANGE**







## 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:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$29,973.04 and approving the 4-year Performance Bond submitted by L.L. Pelling Company, Inc. for the Boyson Road NE Pavement Rehabilitation Improvements from C Avenue to East Corporate Limits project (original contract amount was \$703,834.30; final contract amount is \$599,460.79).

**(Paving for Progress)**

CIP/DID #3012085-02

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

**Background:** Construction has been substantially completed by L.L. Pelling Company, Inc. for the Boyson Road NE Pavement Rehabilitation Improvements from C Avenue to East Corporate Limits project. This is an approved Capital Improvements Project (CIP No. 3012085-02) with a final construction contract amount of \$599,460.79. 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 \$29,973.04.

**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:** January 12, 2016

**Budget Information:** CIP's 3012085 (Streets), 304996 (Storm Sewer)

**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:** Part of the "Paving for Progress" list of streets identified for repair

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

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Boyson Road NE Pavement Rehabilitation Improvements from C Avenue to East Corporate Limits project (Contract No. 3012085-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated June 10, 2014 in the amount of \$682,034.30 covering said work filed by L.L. Pelling Company, Inc. and executed by Merchants Bonding Company (Mutual) 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	\$682,034.30
Possible Incentive	21,800.00
Change Order No. 1	5,879.10
Change Order No. 2	15,072.70
Change Order No. 3	3,370.00
Change Order No. 4	14,029.60
Change Order No. 5	1,631.60
Change Order No. 6 (Final)	(122,206.51)
Removal of Original Incentive	(21,800.00)
Addition of Disincentive and/or	
Liquidated Damages	<u>(350.00)</u>
Amended Contract Amount	\$599,460.79

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 Boyson Road NE Pavement Rehabilitation Improvements from C Avenue to East Corporate Limits project, (Contract No. 3012085-02) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$29,973.04 to L.L. Pelling Company, Inc. as final payment.

The final contract price is \$599,460.79 distributed as follows: \$599,460.79; \$15,300 101-124310, \$65,800 304-304000-30485-304996, \$518,360.79 301-301000-7970-3012085, 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

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

**Phone Number/Extension:** 5804

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

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$25,470.18 and approving the 4-year Performance Bond submitted by L.L. Pelling Company, Inc. for the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project (original contract amount was \$539,161; final contract amount is \$509,403.56) **Paving for Progress**

CIP/DID #3012087-02

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

**Background:** Construction has been substantially completed by L.L. Pelling Company, Inc. for the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project. This is an approved Capital Improvements Project (CIP No. 3012087-02) with a final construction contract amount of \$509,403.56. 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 \$25,470.18.

**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:** January 12, 2016

**Budget Information:** 3012087, 7970 (SLOST)

**Local Preference Policy:** NA

**Explanation:** N/A

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



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project (Contract No. 3012087-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated August 26, 2014 in the amount of \$518,661 covering said work filed by L.L. Pelling Company, Inc. and executed by Merchants Bonding Company (Mutual) 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	\$518,661.00
Original Incentive Value	20,500.00
Change Order No. 1	15,856.07
Change Order No. 2	21,036.71
Change Order No. 3	3,585.94
Change Order No. 4	-56,986.16
Removal of Original Incentive	-12,500.00
Addition of Disincentive and/or Liquidated Damages	<u>-750.00</u>
Amended Contract Amount	\$509,403.56

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 Coe Road NE Pavement Rehabilitation Improvements from A Avenue to Center Point Road project, (Contract No. 3012087-02) 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 \$25,470.18 to L.L. Pelling Company, Inc. as final payment.

The final contract price is \$509,403.56 distributed as follows: \$509,403.56 301-301000-7970-3012087, 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  
**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Jason Junk  
**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$21,016.34 and approving the 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. for the C Avenue NE from Collins Road to Blairs Ferry Road Phase 1 – Utility Improvements project (original contract amount was \$415,811.20; final contract amount is \$420,326.82).

CIP/DID #301612-03

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

**Background:** Construction has been substantially completed by Pirc-Tobin Construction, Inc. for the C Avenue NE from Collins Road to Blairs Ferry Road Phase 1 – Utility Improvements. This is an approved Capital Improvements Project (CIP No. 301612-03) with a final construction contract amount of \$420,326.82. 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 \$21,016.34.

**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:** January 12, 2015

**Budget Information:**

CIP No. 301612 (streets) - \$478,400  
 CIP No. 2012021 (water) - \$144,300  
 Total Construction Budget - \$622,700

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the C Avenue NE from Collins Road to Blairs Ferry Road Phase 1 – Utility Improvements project (Contract No. 301612-03), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated December 2, 2014 in the amount of \$392,811.20 covering said work filed by Pirc-Tobin 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	\$392,811.20
Possible Incentive	23,000.00
Change Order No. 1	4,461.76
Change Order No. 2	10,989.62
Change Order No. 3 (Final)	- 9,935.76
Removal of Original Incentive Value	<u>-1,000.00</u>
Amended Contract Amount	\$420,326.82

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 C Avenue NE from Collins Road to Blairs Ferry Road Phase 1 – Utility Improvements project, (Contract No. 301612-03) 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 \$21,016.34 to Pirc-Tobin Construction, Inc. as final payment.

The final contract price is \$420,326.82 distributed as follows: \$420,326.82; \$368,885.62 301-301000-30185-301612; \$51,441.20 625-625000-625884-6252012021

, 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

BLAIRS FERRY ROAD NE

PROJECT LOCATION

C AVENUE NE

COLLINS ROAD NE



C AVENUE NE FROM COLLINS ROAD  
TO BLAIRS FERRY ROAD PROJECT



0 FEET 300



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

**Presenter at meeting:** Pat Wieneke  
**E-mail Address:** [p.wieneke@cedar-rapids.org](mailto:p.wieneke@cedar-rapids.org)

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Jason Junk  
**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$17,941.11 and approving the 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. for the Valley Brook Drive SE Channel Restoration Improvements project (original contract amount was \$378,114.05; final contract amount is \$358,822.24).

CIP/DID #304141-02

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

**Background:** Construction has been substantially completed by Pirc-Tobin Construction, Inc. for the Valley Brook Drive SE Channel Restoration Improvements project. This is an approved Capital Improvements Project (CIP No. 304141-02) with a final construction contract amount of \$358,822.24. 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 \$17,941.11.

**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:** January 12, 2015

**Budget Information:** CIP 304141: \$476,339 (\$395,285-CDBG, \$81,054-City)

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Valley Brook Drive SE Channel Restoration Improvements project (Contract No. 304141-02), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 13, 2015 in the amount of \$373,114.05 covering said work filed by Pirc-Tobin 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	\$373,114.05
Possible Incentive	5,000.00
Change Order No. 1	5,289.85
Change Order No. 2	1,175.62
Change Order No. 3	2,866.78
Change Order No. 4 Final	-25,624.06
Removal of Original Incentive	<u>-3,000.00</u>
Amended Contract Amount	\$358,822.24

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 Valley Brook Drive SE Channel Restoration Improvements project, (Contract No. 304141-02) 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 \$17,941.11 to Pirc-Tobin Construction, Inc. as final payment.

The final contract price is \$358,822.24 distributed as follows: \$358,822.24 304-304000-30486-304141, 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

WPCF Unit Substation Replacement project authorize issuance of final retainage payment in the amount of \$30,783.65 and approving the 2-year Performance Bond submitted by Price Industrial Electric, Inc. (original contract amount was \$617,500; final contract amount is \$615,673).

CIP/DID #615244-02

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

**Background:** The Water Pollution Control Facility has four dry-type unit substations that have been in continuous service since the facility was constructed 35 years ago. These transformers and associated equipment have reached the end of their effective life and need to be replaced before failure occurs. The four transformers that need to be replaced serve the following buildings/equipment: Administration Building, Operations & Maintenance Building, Incinerator, and the Incinerator Draft Fan.

The goal of the project is to replace existing dry-type unit substations that have reached the end of their projected life with new transformers and isolation switches. The intent of the project is not to replace the unit substations in-kind, but instead to replace them with pad-mount, oil-filled transformers and pad-mount switches.

There was one Change Order approved for this project. Change Order No. 1 was in the amount of (\$1,827). Original Contract amount before the Change Order was \$617,500; final Contract amount with the Change Order was \$615,673. The Change Order was 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 \$30,783.65 to Price Industrial Electric Inc., thirty days after acceptance in accord with the State of Iowa Code.

**Alternative Recommendation:** None

**Time Sensitivity:** 01-12-16

**Resolution Date:** 01-12-16

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY2015 and FY2016 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 \$400,000 in the FY2015 Capital Improvement Projects budget and \$400,000 in the projected FY2016 Capital Improvement Projects budget for the Water Pollution Control Division for the construction of the Water Pollution Control Facility Unit Substation Replacement 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-615244.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, the project is being 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 WPCF Unit Substation Replacement project (Contract No. 615244-02) is substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated March 16, 2015 in the amount of \$617,500 covering said work filed by Price Industrial Electric, Inc. and executed by North American Specialty Insurance 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 accepting project and that the City of Cedar Rapids Finance Director is hereby authorized and directed to issue a warrant in the sum of \$30,783.65 to Price Industrial Electric, Inc., thirty days after acceptance in accord with the State of Iowa Code. The original contract amount was \$617,500; final contract amount is \$615,673.

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](mailto:p.wieneke@cedar-rapids.org)

**Phone Number/Extension:** 5848

**Alternate Contact Person:** Jason Junk  
**E-mail Address:** [j.junk@cedar-rapids.org](mailto:j.junk@cedar-rapids.org)

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$137,034.46 and approving the 4-year Performance Bond submitted by S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 – Phase 3 Reconstruction project (original contract amount was \$2,794,758.59; final contract amount is \$2,740,689.27.  
 CIP/DID #655625-06

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

**Background:** Construction has been substantially completed by S.M. Hentges & Sons, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 2 – Phase 3 Reconstruction. This is an approved Capital Improvements Project (CIP No. 655625-06) with a final construction contract amount of \$2,740,689.27. 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 \$137,034.46.

**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:** January 12, 2016

**Budget Information (if applicable):** 655625-06 total funding: \$4,787,500 (Cedar Rapids: \$1,608,024; Marion: \$1,461,126; Hiawatha: \$752,879; Robins: \$965,471; Linn County: \$0). Funding split per multi-jurisdictional agreement (Cedar Rapids Resolution 0827-10-08)

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

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the Indian Creek Trunk Sanitary Sewer Segment 2-Phase 3 Reconstruction project (Contract No. 655625-06), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 13, 2015 in the amount of \$2,754,758.59 covering said work filed by S.M. Hentges & Sons, Inc. and executed by Liberty Mutual Insurance 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	\$2,754,758.59
Possible Incentive	40,000.00
Change Order No. 1	1,992.13
Change Order No. 2	4,701.29
Change Order No. 3	-56,262.74
Removal of Original Incentive1	<u>-4,500.00</u>
Amended Contract Amount	\$2,740,689.27

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 Indian Creek Trunk Sanitary Sewer Segment 2-Phase 3 Reconstruction project, (Contract No. 655625-06) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$137,034.46 to S.M. Hentges & Sons, Inc. as final payment.

The final contract price is \$2,740,689.27 distributed as follows: \$2,740,689.27; \$69,155.37 655-655000-65585-655625, \$2,671,533.90 655-655000-65586-655625, 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:** Accept projects

Resolution accepting project, authorizing final payment in the amount of \$55,530.95 and approving the 4-year Performance Bond submitted by Tschiggfrie Excavating for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project (original contract amount was \$1,260,191.30; final contract amount is \$1,110,618.95). **(FLOOD)**  
CIP/DID #SSD101-08

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

**Background:** Construction has been substantially completed by Tschiggfrie Excavating for the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project. This is an approved Capital Improvements Project (CIP No. SSD101-08) with a final construction contract amount of \$1,110,618.95. 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 \$55,530.95.

**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:** January 12, 2015

**Budget Information:** FEMA PW #SSD101 FLOOD

**Local Preference Policy:** NA

**Explanation:** NA

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

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Engineer certifies construction contract work on the NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project (Contract No. SSD101-08), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated May 8, 2015 in the amount of \$1,236,191.30 covering said work filed by Tschiggfrie Excavating and executed by International Fidelity Insurance 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	\$1,236,191.30
Possible Incentive	24,000.00
Change Order No. 1	1,881.28
Change Order No. 2	30.42
Change Order No. 3	3,394.27
Change Order No. 4	-130,878.32
Removal of Original Incentive	<u>-24,000.00</u>
Amended Contract Amount	\$1,110,618.95

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 NW Quadrant, 2008 Flood, Sanitary Sewer Repairs, Phase 2, Bid Package 2 project, (Contract No. SSD101-08) 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 \$55,530.95 to Tschiggfrie Excavating as final payment.

The final contract price is \$1,110,618.95 distributed as follows: \$1,110,618.95 330-330240-18511-SSD101 FLOOD, 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:** 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

Resolutions authorizing execution of Development Agreements for properties participating in the third round of the Single Family New Construction Program (**FLOOD**). CIP/DID #OB540257

- a. Cedar Valley Habitat for Humanity, Inc. at 1026 12th Street NE
- b. Jim Sattler Inc. at 3617 Forest Valley Court NE
- c. S & J Homes, LLC at 320 Cherry Park Drive NW
- d. S & J Homes, LLC at 3602 Forest Valley Court NE
- e. Skogman Construction Company of Iowa at 701 Limerock Drive NW

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

**Background:** The resolutions for City Council consideration provide for the execution of Development Agreements with the above listed developers and associated properties through the third round of the Single Family New Construction Program, known locally as the ROOTs program. The properties have been awarded through a competitive proposal process and the City and developers are ready to execute the Development Agreements to allow construction on the home to begin. To date, 21 such agreements for privately-owned property have been executed for the third 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 by March 30, 2016, and complete all projects by September 30, 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 November 9, 2010, the City Council passed Resolution 1306-11-10 approving the administrative plan and local program guidelines for the third round of the Single Family New Construction Program (SFNC). The guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots. The City believes that the redevelopment of the Development Properties are in the best interests of the City and in accord with the public purposes and provisions of the applicable State and local laws and requirements under which the foregoing project has been undertaken and is being assisted.

A total of 204 properties have been identified by 22 developers in the third round 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:** January 12, 2016

**Budget Information:** N/A

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 1026 12th Street NE, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Cedar Valley Habitat for Humanity, Inc. for property at 1026 12th Street NE.

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MayorSignature

Attest:

ClerkSignature

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## RESOLUTION NO. LEG\_NUM\_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 3617 Forest Valley Court NE, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Jim Sattler Inc. for property at 3617 Forest Valley Court NE.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## RESOLUTION NO. LEG\_NUM\_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 320 Cherry Park Drive NW, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with S & J Homes, LLC for property at 320 Cherry Park Drive NW.

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MayorSignature

Attest:

ClerkSignature

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## RESOLUTION NO. LEG\_NUM\_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 3602 Forest Valley Court NE, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with S & J Homes, LLC for property at 3602 Forest Valley Court NE.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

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## RESOLUTION NO. LEG\_NUM\_TAG

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

WHEREAS, the guidelines adopted in the administrative plan for the SFNC program limits redevelopment sites to private and City owned lots; and

WHEREAS, the Developer agrees to construct a single-family dwelling on the privately-owned property at 701 Limerock Drive NW, for which the City will provide down payment assistance to the home buyer upon purchase through the SFNC program; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Skogman Construction Company of Iowa for property at 701 Limerock Drive NW.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development - Housing

**Presenter at Meeting:** Amanda Vande Voorde  
**E-mail Address:** [a.vandevoorde@cedar-rapids.org](mailto:a.vandevoorde@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5817

**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 authorizing execution of Development Agreement and Special Warranty Deed with Premiere Developers, Inc. for City-owned property at 1033 10<sup>th</sup> Street NW 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 developers are ready to execute the Development Agreements and deeds 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 by March 30, 2016, and complete all projects by September 30, 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 187 properties have been identified by 21 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:** January 12, 2016

**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 1033 10th Street NW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on October 6, 2015, on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Premiere Developers, Inc.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property at 1033 10th Street NW to Premiere Developers, Inc. 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:** Amanda Vande Voorde  
**E-mail Address:** [a.vandevoorde@cedar-rapids.org](mailto:a.vandevoorde@cedar-rapids.org)

**Phone Number/Ext.:** 319 286-5817

**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 authorizing execution of a Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 507 7th 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 developers are ready to execute the Development Agreements and deeds 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 by March 30, 2016, and complete all projects by September 30, 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 187 properties have been identified by 21 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:** January 12, 2016

**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 507 7th Avenue SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on June 24, 2014, on the possible disposition of this property in accordance with Iowa Code; and

WHEREAS, the City Council has determined that the private investment made by the Developer to construct a single-family dwelling on City-owned property constitutes good, adequate, fair and valuable consideration for the property; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of the Development Agreement which is now ready for execution on behalf of the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with Stonebrook Homes, LLC.

BE IT FURTHER RESOLVED, that the City Manager and City Clerk are hereby authorized to execute a Special Warranty Deed effectuating the conveyance of property at 507 7th Avenue SW to Stonebrook Homes, LLC 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

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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:** Purchases, contracts and agreements  
 Resolution authorizing purchase of excess casualty insurance coverage through Aon Risk Services Central, Inc. (Aon) from States Self-Insurers Risk Retention Group for the City of Cedar Rapids in the amount of \$318,217  
 CIP/DID #FIN2016-08

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

**Background:** The City of Cedar Rapids entered into an agreement with Aon to handle all insurance needs. Aon, on behalf of the City, solicited renewal quotes from States Self-Insurers Risk Retention Group. The excess casualty insurance policy being purchased will provide \$10 million in coverage per occurrence and aggregate, with a \$500,000 deductible per occurrence.

The purchase of excess casualty insurance was a recommendation made by Aon and supported by the risk management advisory committee when it was first purchased in 2013. Excess casualty 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 risk. The excess casualty insurance policy will cover losses stemming from automobile and transit liability, general liability, law enforcement liability, public officials liability, employment practices liability and sexual misconduct liability.

The cost for the expiring excess policy was \$328,310. The cost for the renewal policy is \$318,217 which is a about a 3% reduction.

**Action/Recommendation:** City Council approve purchase of the excess casualty insurance policy in the amount of \$318,217 for January 15, 2016-January 15, 2017.

**Alternative Recommendation:**

**Time Sensitivity:**

**Resolution Date:** January 12, 2016

**Budget Information:** Risk Management Property/Liability 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, Aon Risk Services Central, Inc. (Aon) was instructed to solicit renewal quotes for excess casualty insurance coverage for the period of January 15, 2016 through January 15, 2017.

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 Aon Risk Services Central, Inc. in the amount of \$318,217 for excess casualty insurance coverage for the City of Cedar Rapids for the period of January 15, 2016 through January 15, 2017.

Funding will be from the Risk Fund budget (525104-011-011000).

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Judy Lehman

**Phone Number/Ext.:** 5022

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

**Alternate Contact Person:**

**Phone Number/Ext.:**

**E-mail Address:**

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

Amendment No. 2 to renew contract with Per Mar Security Services for Citywide Courier and Security Guard Services for two years for an annual amount not to exceed \$100,000 (original contract amount was \$200,000; renewal contract amount is \$200,000).

CIP/DID #1013-072

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

**Background:** Per Mar Security Services and the City have agreed to renew the contract for Citywide Courier and Security Guard Services for an additional two-year period. Pricing is as follows:

	Description	Unit of Measure	Firm Fixed Price
1	Citywide Courier Services	Per hour	\$ 21.26
2	Utility Bill Payment Station Courier Services	Per hour	\$ 20.90
3	Security Guard Services – as needed	Per hour	\$ 22.50
4	Security Patrol Checks – City Services Center	Per hour	\$ 15.81
5	Water Shutoff Notice Delivery Services	Per hour	\$ 20.90

**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:** 01-12-16

**Budget Information:** Various Department Operating Budgets

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and Per Mar Security Services are parties to a contract for citywide Courier and Security Guard Services; and

WHEREAS, both parties have agreed to renew the contract for an additional two-year period for an annual amount not to exceed \$100,000; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No.0093-01-14	(02-01-14 to 01-31-16)
Amendment No. 1 (to decrease service)	Signed by City 02-13-15	Effective 02-01-15
Amendment No. 2 (contract renewal)	Pending	(02-01-16 to 01-31-18)

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 renew the contract as described herein.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** City Attorney

**Presenter at Meeting:** James H. Flitz  
**E-mail Address:** j.flitz@cedar-rapids.org

**Phone Number/Ext.:** 5025

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

**Phone Number/Ext.:**

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing additional funds regarding the retention of Ahlers and Conney, P.C. as outside legal counsel regarding Veterans Memorial Building.  
 CIP/DID #OB1306909

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

**Background:**

**Action/Recommendation:** Adopt resolution to authorize an additional \$50,000 for legal fees to Ahlers and Cooney, P.C.

**Alternative Recommendation:** None

**Time Sensitivity:** High

**Resolution Date:** January 12, 2016

**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, pursuant to City Council Resolution Nos. 1347-09-15 and 0342-03-15, the law firm of Ahlers & Cooney, P.C. was retained to provide outside legal counsel services in connection with the Veterans Memorial Building mitigation and renovation, and

WHEREAS, said resolutions limited the authorized cost for said legal services, and

WHEREAS, it is necessary to authorize additional funds for these services,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that an additional \$50,000 is authorized to defray the costs of these legal services. Additional costs shall be subject to further city council approval.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** City Attorney

**Presenter at Meeting:** James H. Flitz  
**E-mail Address:** j.flitz@cedar-rapids.org

**Phone Number/Ext.:** 5025

**Alternate Contact Person:** None  
**E-mail Address:** @cedar-rapids.org

**Phone Number/Ext.:**

**Description of Agenda Item:** CONSENT AGENDA  
 Resolution retaining Lynch Dallas P.C. to represent Glenn Kieler regarding Hayes v. Kieler, et.al. lawsuit Case No. 15-CV-126-EJM

CIP/DID #N/A

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

**Background:** Please refer to confidential attorney-client memo dated December 15, 2015

**Action/Recommendation:** Adopt resolution

**Alternative Recommendation:** None

**Time Sensitivity:** High

**Resolution Date:** January 12, 2016

**Budget Information:** NA

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

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

RESOLUTION NO. LEG\_NUM\_TAG

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

1. The law firm of Lynch Dallas, P.C. is retained to provide services as outside legal counsel in connection with the representation of Glenn Kieler with regard to the lawsuit known as "Hayes v. Kieler, City of Cedar Rapids, et al.", U.S. District Court No. 15-CV-126-EJM.

2. The City Attorney is authorized to execute whatever engagement letter is necessary with Lynch Dallas, P.C.

3. The cost for these legal services shall not exceed \$50,000 without additional City Council approval.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Purchasing

**Presenter at Meeting:** Rita Rasmussen

**Phone Number/Ext.:** 5807

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

**Alternate Contact Person:**

**Phone Number/Ext.:**

**E-mail Address:**

**Description of Agenda Item:** CONSENT AGENDA

Amendment No. 3 to the Agreement for Real Estate Acquisition Legal Services with Bradley and Riley, PC to close the Agreement for the HUD Community Development Block Grant Voluntary Property Acquisition Program (original contract amount was \$ 117,903.68; final contract amount is \$103,994.16) (FLOOD).

CIP/DID #0109-220

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

**Background:** This resolution closes the Agreement with Bradley and Riley, PC for the Real Estate Acquisition Legal Services for the HUD Community Development Block Grant Voluntary Property Acquisition Program (CDBG).

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

**Alternative Recommendation:** none

**Time Sensitivity:** high

**Resolution Date:** 01-12-16

**Budget Information:** Federal Funding –CDBG

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

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0109-220  
OB377545

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids, Iowa ("the City") and Bradley and Riley, PC ("the Firm") are parties to an Agreement, authorized by Resolutions No. 0500-05-09, No.1199-12-09, and No. 0731-05-13, for flood related Real Estate Acquisition Legal Services ("Agreement"), whereby Bradley and Riley, PC provides Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program necessitated by the flooding of June 2008; and

WHEREAS, the City and the Firm confirm that the services provided under the Agreement for Real Estate Acquisition Legal Services in connection with the HUD Community Development Block Grant Voluntary Property Acquisition Program are hereby accepted as being completed and that the total cost of services provided is \$103,994.16; and

WHEREAS, the funding for these services is covered under the flood related budgets.

NOW THEREFORE BE IT RESOLVED that the City Manager and the City Clerk are authorized to execute Amendment No. 3 with Bradley and Riley, PC for flood related Real Estate Acquisition Legal Services as described herein.

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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5873

**Alternate Contact Person:** Jon Durst  
**E-mail Address:** j.durst@cedar-rapids.org

**Phone Number/Extension:** 5856

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing the Public Works Department purchase of rock salt from Compass Minerals America, Inc. in an amount not to exceed \$1,030,040 for a maximum purchase of 13,200 tons of rock salt for winter snow and ice control.  
 CIP/DID #80-16-006

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

**Background:** Beginning in 2004, the City has participated in the Iowa Department of Transportation (IDOT) purchase program for salt. This program requires the City to purchase at least 80% of the estimated tonnage of 12,000 tons. Salt vendors are required to supply up to 110% of the estimated tonnage for the City, if requested.

The price per the IDOT salt supplier agreement is \$77.96 per ton for 11,000 tons to be delivered to the City Services Center at 500 15<sup>th</sup> Avenue SW. The price for delivery of salt to the Bowling Street storage facility at 3702 Bowling Street SW is \$78.84 per ton for 1,000 tons. Salt delivered to the Bowling Street facility requires rear discharge trucks due to the limited space at the facility. The FY 2016 budget is \$781,674.67 for chemicals.

The budget is only exceeded in extreme weather conditions. A normal season is 10,000 tons, or at this year's price, it would be \$779,600. This resolution covers the maximum salt purchase should 110% of the contract amount be required due to weather conditions.

**Action/Recommendation:** The Public Works Department recommends authorizing the purchase of rock salt from Compass Minerals of America, Inc.

**Alternative Recommendation:** If City Council chooses not to approve the purchase of rock salt through the IDOT's salt supplier agreement, possible options include:

1. Not purchasing additional supply of rock salt and risk depletion of supply;
2. Researching additional bids, which would duplicate efforts, since the IDOT has already secured competitive bids from qualified supplies; or
3. Purchasing alternate de-icing chemicals at an expected higher cost and with limited availability.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** Department 124201 account 531104, budget for Chemical Supplies - \$821,674.67

**Local Preference Policy:** NA

**Explanation:** No local vendors; State bid by Iowa Department of Transportation

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Public Works Department requests approval to purchase rock salt through the Iowa Department of Transportation's (IDOT) 2015 letting for up to 13,200 tons of rock salt for winter snow and ice control, and

WHEREAS, Compass Minerals America, Inc., 9900 West 109<sup>th</sup> Street, Suite 600, Overland Park, KS 66210, will supply salt at a cost of \$77.96 per ton of rock salt delivered to the City Service Center, or \$78.84 per ton delivered to the Bowling Street Storage Yard, and

WHEREAS, the maximum expenditure shall be \$1,030,040, for a maximum purchase of 13,200 tons of rock salt, and

WHEREAS, funds are available in the FY 2015 Street Operating Fund (Fund 101, Dept ID 124250 and 124270) to proceed with the purchase of salt within said budget limits, and

WHEREAS, the Public Works Director / City Engineer recommends the purchase of the required goods and services from Compass Materials America Inc.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA the Public Works Department is authorized to purchase rock salt through the IDOT's salt supplier agreement.

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 one crew cab chassis with dump body from Junge Center Point in the amount of \$54,471.  
 CIP/DID #PUR1215-103

<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 one crew cab chassis with dump body. This vehicle will be used by the Parks & Recreation Department.

Four bids were received. The lowest priced bid was not acceptable so Fleet Services recommends award to Junge Center Point with a Futureline dump body as the overall most responsive and responsible bidder for an amount not to exceed \$54,471.

Bids received:

Company Name	Location	Price
Junge Center Point with Futureline body	Center Point	\$54,471
Pat McGrath Chevy	Cedar Rapids	\$56,988
Pat McGrath Chrysler Jeep Dodge Ram	Cedar Rapids	\$60,556
Junge Center Point with Truck Equip body	Center Point	\$53,473 (bid not acceptable)

**Action/Recommendation:** Authorize the Fleet Services Division to purchase one crew cab chassis with dump body as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** January 12, 2016

**Budget Information:** 073-073000-073004

**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 and delivery of one crew cab chassis with dump body on behalf of the Fleet Services Division; and

WHEREAS, four bids were received from vendors; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Junge Center Point with a Futureline dump body as the overall lowest responsive and responsible bidder, in the amount of \$54,471.

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 crew cab chassis with dump body 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 one regular cab chassis with dump body from Junge Center Point in the amount of \$51,609.  
 CIP/DID #PUR1215-104

<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 one regular cab chassis with dump body. This vehicle will be used by the Parks & Recreation Department.

Three bids were received. The lowest priced bid was not acceptable so Fleet Services recommends award to Junge Center Point with a Futureline dump body as the overall most responsive and responsible bidder for an amount not to exceed \$51,609.

Bids received:

Company Name	Location	Price
Junge Center Point with Futureline body	Center Point	\$51,609
Pat McGrath Chrysler Jeep Dodge Ram	Cedar Rapids	\$58,899
Junge Center Point with Truck Equip body	Center Point	\$50,234 (bid not acceptable)

**Action/Recommendation:** Authorize the Fleet Services Division to purchase one regular cab chassis with dump body as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** January 12, 2016

**Budget Information:** 073-073000-073004

**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 and delivery of one regular cab chassis with dump body on behalf of the Fleet Services Division; and

WHEREAS, three bids were received from vendors; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Junge Center Point with a Futureline dump body as the overall lowest responsive and responsible bidder, in the amount of \$51,609.

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 regular cab chassis with dump body as described herein.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

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## 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 one chassis with Knapheide service body from Pat McGrath Chrysler Jeep Dodge Ram in the amount of \$87,762.65.  
 CIP/DID #PUR1115-100

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

**Background:** Purchasing Services solicited bids on behalf of Fleet Services for the purchase and delivery of one chassis with Knapheide service body. This vehicle will be used by Water Division for Water Plant field work.

Four bids were received. The lowest bid did not provide the PTO-driven crane as requested in the RFB. The second lowest bid did not meet the specifications for crane size.

Fleet Services recommends award to Pat McGrath Chrysler Jeep Dodge Ram as the overall most responsive and responsible bidder.

Bids received:

Company Name	Location	Price
Pat McGrath Chrysler Jeep Dodge Ram	Cedar Rapids	\$87,762.65
Junge Center Point	Center Point	\$95,876.00
Junge Center Point	Center Point	\$83,786.00 (did not meet spec)
Pat McGrath Chrysler Jeep Dodge Ram	Cedar Rapids	\$84,998.86 (did not meet spec)

**Action/Recommendation:** Authorize the Fleet Services Division to purchase one chassis with Knapheide service body as described herein.

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** January 12, 2016

**Budget Information:** 073002

**Local Preference Policy:** Yes

**Explanation:** Pat McGrath 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 one chassis with Knapheide service body on behalf of the Fleet Services Division; and

WHEREAS, four bids were received from Vendors; and

WHEREAS, the Fleet Services Division recommends that this bid be awarded to Pat McGrath Chrysler Jeep Dodge Ram as the overall lowest responsive and responsible bidder in the amount of \$87,762.65.

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 chassis with Knapheide service body as described herein.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Golf

**Presenter at Meeting:** Sven Leff  
**E-mail Address:** s.leff@cedar-rapids.org

**Phone Number/Ext.:** 5739

**Alternate Contact Person:** Lisa Miller  
**E-mail Address:** l.miller@cedar-rapids.org

**Phone Number/Ext.:** 5544

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the purchase of golf merchandise for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses in the amount of \$71,007.50, with future purchases not to exceed \$85,000 which includes estimated freight charges from Acushnet Company (Titleist and Foot Joy), a sole source merchandise vendor.  
 CIP/DID # GLF004-16

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:** The City of Cedar Rapids Parks & Recreation Department – Golf Operations has done business for several years with quality golf product vendors. This sole source company, Acushnet (Titleist and Foot Joy), offers incentive terms/pricing for orders placed in advance of delivery dates. The 'not to exceed' level will allow ample opportunity for special orders to be placed for customers within the Acushnet Company product lines thus providing opportunity for additional revenue generation.

**Action/Recommendation:** Authorize approval to place future orders/purchases of Titleist and Foot Joy golf equipment for resale for the 2016 golf season.

**Alternative Recommendation:** Do not approve. If there is not merchandise for resale the needs of the golfers in the community will not be met. This will also result in a decrease of revenue for Golf Operations as well as reduced customer service and satisfaction levels.

**Time Sensitivity:** To ensure delivery and obtain discount terms for the 2016 golf season, the order needs to be placed with Acushnet (Titleist and Foot Joy) by mid-January 2016.

**Resolution Date:** January 12, 2016

**Budget Information:** Merchandise will be coded as follows:  
 531113-691-691015 (Ellis) = \$27,646.00; 691035 (Gardner) = \$13,289.50;  
 691045 (Twin Pines) = \$14,104.50; 691060 (Jones) = \$15,967.50

**Local Preference Policy:** No

**Explanation:** This is a sole source vendor

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Parks & Recreation Department – Golf Operations orders merchandise for retail at the city operated golf clubhouses. Merchandise includes balls, golf clubs, drivers, putters, bags, caps and accessories from a quality sole source merchandise vendor, and

WHEREAS, the City of Cedar Rapids Parks & Recreation Department – Golf Operations estimates a total merchandise order in the amount of \$49,085.50 from Titleist and \$21,922 from Foot Joy (both companies of Acushnet), a sole source golf merchandise company for a total of \$71,007.50 for the 2016 golf season broken down as follows:

Ellis Golf Course - Titleist	\$21,984
Shipping & Handling	\$750
Ellis Golf Course – Foot Joy	\$4,762
Shipping & Handling	<u>\$150</u>
Total cost based on estimated demand	\$27,646
Gardner Golf Course- Titleist	\$7,528.50
Shipping & Handling	\$350
Gardner Golf Course – Foot Joy	\$5,211
Shipping & Handling	<u>\$200</u>
Total cost based on estimated demand	\$13,289.50
Twin Pines Golf Course - Titleist	\$7,922.50
Shipping & Handling	\$400
Twin Pines Golf Course – Foot Joy	\$5,582
Shipping & Handling	<u>\$200</u>
Total cost based on estimated demand	\$14,104.50
Jones Golf Course	\$9,650.50
Shipping & Handling	\$500
Jones Golf Course – Foot Joy	\$5,617
Shipping & Handling	<u>\$200</u>
Total cost based on estimated demand	\$15,967.50
TOTAL	\$71,007.50

WHEREAS, Acushnet (Titleist and Foot Joy) has completed all required forms and is an approved vendor,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Cedar Rapids Parks & Recreation Department – Golf Operations is hereby authorized to purchase the requested merchandise for resale at the city operated clubhouses in the estimated amount of \$49,085.50 from Titleist and \$21,922 from Foot Joy, both Acushnet Company golf merchandise suppliers with a total not-to-exceed purchase amount of \$85,000.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Golf

**Presenter at Meeting:** Sven Leff  
**E-mail Address:** s.leff@cedar-rapids.org

**Phone Number/Ext.:** 5739

**Alternate Contact Person:** Lisa Miller  
**E-mail Address:** l.miller@cedar-rapids.org

**Phone Number/Ext.:** 5544

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the purchase of golf merchandise from Callaway Golf, for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses in an amount not to exceed \$20,000.  
 CIP/DID #GLF003-16

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:** The majority of the expenditures from Callaway Golf are the result of special orders from club fitting services at the golf courses. This sole source vendor, Callaway Golf, offers incentive term/pricing for orders paid for within term dates.

**Action/Recommendation:** Authorize approval of resolution for the purchase of Callaway Golf merchandise for resale for the 2016 season.

**Alternative Recommendation:** Do not approve. If there is not merchandise for resale the needs of the golfers in the community will not be met. This will also result in a decrease of revenue for Golf Operations as well as reduced customer service and satisfaction levels.

**Time Sensitivity:** High – Delay could prevent timely deliveries and payment options of Callaway Golf invoices.

**Resolution Date:** January 12, 2016

**Budget Information:** Merchandise will be coded to appropriate cost center under 531113-691-

**Local Preference Policy:** No

**Explanation:** This is a sole source vendor

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Parks & Recreation Department – Golf Operations orders merchandise for retail at the city operated golf clubhouses. Merchandise includes balls, golf clubs, drivers, putters, bags, caps and accessories from a quality sole source merchandise vendor, and

WHEREAS, the City of Cedar Rapids Parks & Recreation Department – Golf Operations estimates a total merchandise order in the amount of \$11,763.86 with future orders not to exceed \$20,000 for purchases made January 2016 through December 2016. Purchase is to be made from Callaway Golf, a sole source golf merchandise company for the 2016 golf season as follows:

Twin Pines Golf Course	\$4,059.85
Shipping	<u>\$200.00</u>
TOTAL	\$4,259.85
Gardner Golf Course	\$2,139.00
Shipping	<u>\$80.00</u>
TOTAL	\$2,219.00
Jones Golf Course	\$4,102.51
Shipping	<u>\$200.00</u>
TOTAL	\$4,302.51
Ellis Golf Course	\$932.50
Shipping	<u>\$50.00</u>
TOTAL	\$982.50

WHEREAS, Callaway Company has completed all required forms and is an approved vendor,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Cedar Rapids Parks & Recreation Department – Golf Operations is hereby authorized to purchase the requested merchandise for resale at the city operated clubhouses in the estimated amount of not to exceed \$20,000 from Callaway Golf merchandise supplier.

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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





## Council Agenda Item Cover Sheet

**Submitting Department:** Golf

**Presenter at Meeting:** Sven Leff  
**E-mail Address:** s.leff@cedar-rapids.org

**Phone Number/Ext.:** 5739

**Alternate Contact Person:** Lisa Miller  
**E-mail Address:** l.miller@cedar-rapids.org

**Phone Number/Ext.:** 5544

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the purchase of golf merchandise from Ping, for resale at Ellis, Gardner, Jones and Twin Pines golf course clubhouses in an amount not to exceed \$30,000.  
 CIP/DID #GLF002-16

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:** The majority of the expenditures from Ping are the result of special orders from club fitting services at the golf courses. This sole source vendor, Ping, offers incentive term/pricing for orders paid for within term dates.

**Action/Recommendation:** Authorize approval of resolution for the purchase of Ping merchandise for resale for the 2016 season.

**Alternative Recommendation:** Do not approve. If there is not merchandise for resale the needs of the golfers in the community will not be met. This will also result in a decrease of revenue for Golf Operations as well as reduced customer service and satisfaction levels.

**Time Sensitivity:** High – Delay could prevent timely deliveries and payment options of Ping invoices.

**Resolution Date:** January 12, 2016

**Budget Information:** Merchandise will be coded to appropriate cost center under 531113-691-

**Local Preference Policy:** No  
**Explanation:** This is a sole source vendor.

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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Parks & Recreation Department – Golf Operations orders merchandise for retail at the city operated golf clubhouses. Merchandise includes balls, golf clubs, drivers, putters, bags, caps, accessories, shoes, and clothing apparel from a quality sole source merchandise vendor, and

WHEREAS, The City of Cedar Rapids Parks & Recreation Department – Golf Operations estimates a total merchandise order in the amount of \$13,583.70, with future orders not to exceed \$30,000 for purchases made January 2016 through December 2016. Purchase is to be made from Ping, a sole source golf merchandise company for the 2016 golf season as follows:

Twin Pines Golf Course	\$10,331.10
Shipping	<u>\$400.00</u>
TOTAL	\$10,731.10

Gardner Golf Course	\$2,772.60
Shipping	<u>\$80.00</u>
TOTAL	\$2,852.60

WHEREAS, Ping has completed all required forms and is an approved vendor,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the Cedar Rapids Parks & Recreation Department – Golf Operations is hereby authorized to purchase the requested merchandise for resale at the city operated clubhouses in the estimated amount of not to exceed \$30,000 from Ping golf merchandise supplier.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:**

**Presenter at Meeting:** Dominic Roberts  
**E-mail Address:** d.roberts@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5088

**Alternate Contact Person:** Travis Vivian  
**E-mail Address:** t.vivian@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5678

**Description of Agenda Item:** Purchases, contracts and agreements  
Annual Maintenance Agreement with Communications Engineering for the Security Management Platform including Hardware and Software in the amount of \$150,000.  
CIP/DID #109130-08

<b>EnvisionCR Element/Goal:</b> Routine business - EnvisionCR does not apply
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**Background:** The City of Cedar Rapids utilizes Physical Security Management Platforms that include but are not limited to Lenel, Axis and Milestones Systems for physical security throughout the City.

**Action/Recommendation:** Approve the purchase of hardware, software and services to maintain a high level of security throughout the City facilities.

**Alternative Recommendation:** No alternative recommendation.

**Time Sensitivity:** Normal

**Resolution Date:** 01/12/2016

**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 Physical Security Management Platform that includes but is not limited: to Lenel, Axis and Milestones for physical security throughout the City, and

WHEREAS, there is a need to purchase hardware, software and services to maintain a high level of security throughout City facilities, and

WHEREAS, the funding for this expense will come from the Information Technology and various department budgets,

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 hardware, software and service agreement for the time period of December 2, 2015 through November 30, 2016 with Communication Engineering Company, 405 Boyson Rd, Hiawatha, Iowa 52233 in an amount not to exceed \$150,000.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

**Presenter at Meeting:** Roy Hesemann  
**E-mail Address:** r.hesemann@cedar-rapids.org

**Phone Number/Ext.:** 5972

**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 Alfa Laval, Inc. for Centrifuge Rotating Assembly Repair for the Water Pollution Control Facility for an amount not to exceed \$278,599.44.  
 CIP/DID #PUR1215-111

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

**Background:** The centrifuge dewateres secondary sludge prior to incineration. The Water Pollution Control Facility has two centrifuges, and the rotating assembly is inoperable in one centrifuge.

Alfa Laval, Inc. has performed maintenance and repair previously on the centrifuges, and the Water Pollution Control Facility determined they were the best company to repair the rotating assembly. The repairs will be completed by July 31, 2016 for an amount not to exceed \$278,599.44.

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

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** January 12, 2016

**Budget Information:** 522105-611-611001-611063

**Local Preference Policy:** Yes

**Explanation:** Alfa Laval is not a certified local company

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Water Pollution Control Facility has two centrifuges to dewater secondary sludge prior to incineration, and the rotating assembly is inoperable in one centrifuge; and

WHEREAS, the Water Pollution Control Facility has determined that Alfa Laval, Inc. is the best company to repair the rotating assembly based on previous maintenance and repair services they have performed on the centrifuges; and

WHEREAS, the repairs will be completed by July 31, 2016 for an amount not to exceed \$278,599.44; and

WHEREAS, a contract has been prepared for Alfa Laval, Inc. to perform the repairs.

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.

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MayorSignature

Attest:

ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Finance - Purchasing

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

**Phone Number/Ext.:** 4684

**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 Crawford Quarry Company for Lagoon Ash Sand Storage for the Water Pollution Control Facility for an annual amount not to exceed \$80,000.  
 CIP/DID #PUR1115-091

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

**Background:** The Water Pollution Control Facility generates ash sand from the waste incineration process, which is pumped into a lagoon storage area. The ash sand is periodically removed from the lagoon to prevent it from overflowing. The ash sand can only be stored or incorporated into an area that has obtained a DNR Beneficial Use Designation, which Crawford Quarry Company has obtained.

Under a separate contract the ash sand is removed from the lagoon and hauled to Crawford Quarry Company. Crawford Quarry Company will invoice the City for the actual amount of ash sand delivered for \$20 per ton, for an annual amount not to exceed \$80,000. The contract period is January 1, 2016 through December 31, 2016. This is the first year of the contract; there are four additional one-year renewal options remaining.

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

**Alternative Recommendation:** None

**Time Sensitivity:** Medium

**Resolution Date:** January 12, 2016

**Budget Information:** 521108-611-611001-611026

**Local Preference Policy:** Yes

**Explanation:** Crawford Quarry Company is a certified local vendor

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Water Pollution Control Facility generates ash sand from the waste incineration process, which is pumped into a lagoon storage area; and

WHEREAS, the ash sand is periodically removed from the lagoon to prevent it from overflowing; and

WHEREAS, the ash sand can only be stored or incorporated into an area that has obtained a DNR Beneficial Use Designation; and

WHEREAS, Crawford Quarry Company has the Beneficial Use Designation; and

WHEREAS, under a separate contract the ash sand is removed from the lagoon and hauled to Crawford Quarry Company; and

WHEREAS, a contract has been prepared for Crawford Quarry Company to accept the ash sand for the contract period January 1, 2016 through December 31, 2016; and

WHEREAS, Crawford Quarry Company will invoice the City for the actual amount of ash sand delivered for \$20 per ton, for an annual amount not to exceed \$80,000.

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.

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

**Phone Number/Extension:** 5141

**Alternate contact person:** Lee Tippe, PE  
**E-mail Address:** l.tippe@cedar-rapids.org

**Phone Number/Extension:** 5816

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with ALLTRANS, Inc. specifying an increased amount not to exceed \$96,000 for design services in connection with the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project (original contract amount was \$141,170; total contract amount with this amendment is \$237,170) **(Paving for Progress)**.  
 CIP/DID #3012129-01

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

**Background:** The project includes the reconstruction of 66<sup>th</sup> Avenue SW from Locust Road to 6<sup>th</sup> Street. The work includes pavement removal and replacement, storm sewer improvements, water main replacement and sidewalk installation. The City desires to modify the project scope to add design of a new box culvert under 66<sup>th</sup> Avenue SW and to add design of new sidewalk along both sides of 66<sup>th</sup> Avenue SW between Locust Road and 6<sup>th</sup> Street.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with ALLTRANS, Inc. specifying an increased amount not to exceed \$96,000.

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

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 301/3010000/3012129 SLOST

**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 ALLTRANS, Inc. to provide design services for the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project on March 12, 2015, and

WHEREAS, the City desires to modify the project scope to add design of a new box culvert under 66<sup>th</sup> Avenue SW, and

WHEREAS, the City desires to modify the project scope to add design of new sidewalk along both sides of 66<sup>th</sup> Avenue SW between Locust Road and 6<sup>th</sup> Street, and

WHEREAS, the City desires to have ALLTRANS, Inc. prepare separate bid packages for Phase 1 water main and box culvert replacement (to be constructed in 2016) and Phase 2 roadway improvements (to be constructed in 2017).

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 1 to the engineering consultant agreement with ALLTRANS, Inc. in the amount of \$96,000 for the 66<sup>th</sup> Avenue SW Roadway Improvements from Locust Road to 6<sup>th</sup> Street project 3012129-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$141,170.00
Amendment No. 1	\$96,000.00
	<hr/>
Amended Contract Amount	\$237,170.00

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012129	\$55,500
Fund 625, Dept ID 625000 Project 6250051-2016040	\$40,500

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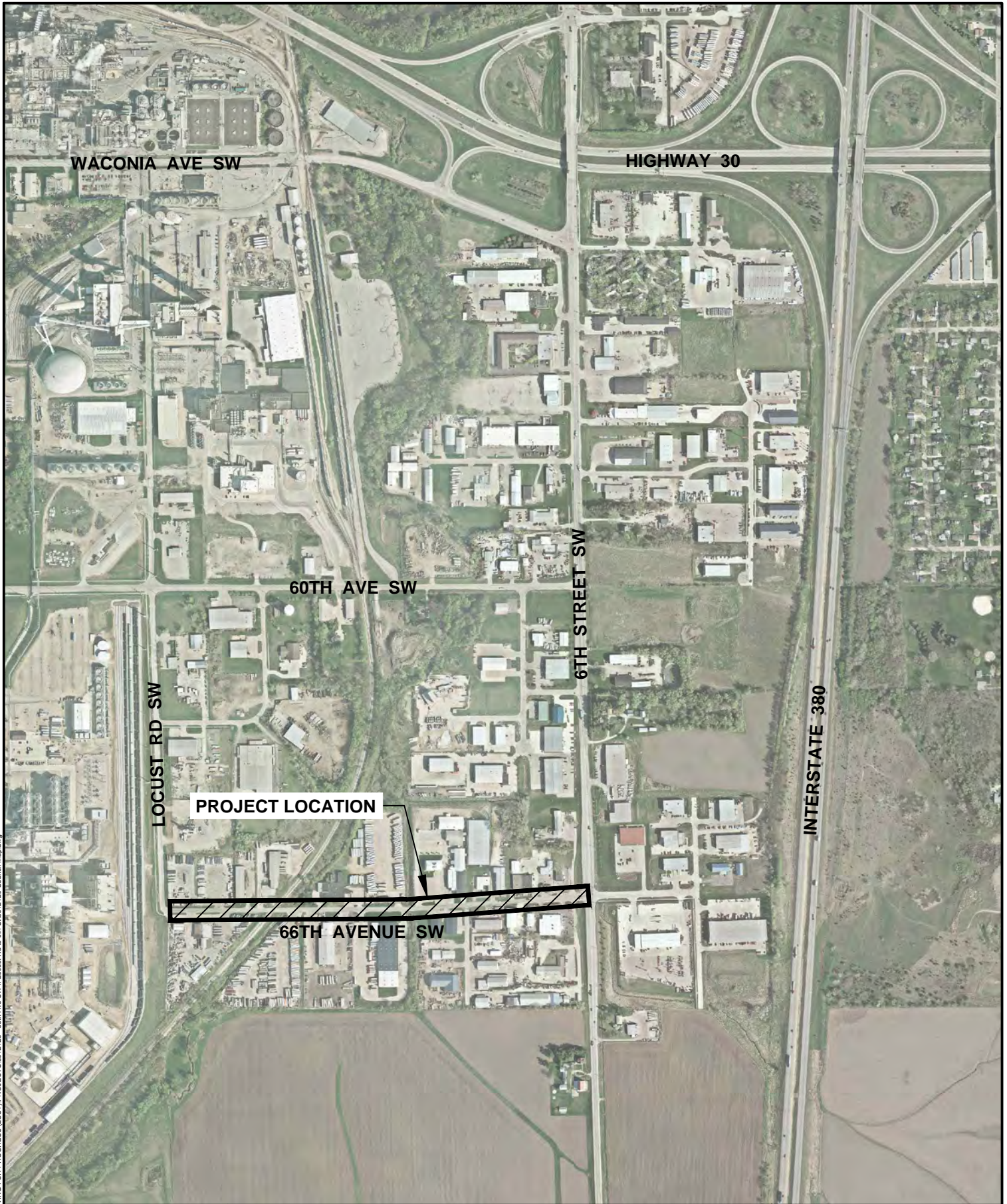
MayorSignature

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ClerkSignature

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## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5153

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

**Phone Number/Extension:** 5141

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of Amendment No. 2 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$8,824 for professional services in connection with the CEMAR Trail Lindale Connector project (original contract amount was \$43,290; total contract amount with this amendment is \$52,114).  
 CIP/DID #325050-01

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

### Background:

The FY16 – FY19 Transportation Improvement Program, approved by the Corridor Metropolitan Planning Organization (CMPO), includes Surface Transportation Program (STP) funding in the amount of \$1,457,000 for this project.

City Council approved the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for the CEMAR Trail Lindale Connector project on April 22, 2014. Upon submittal of Project Concept Statement, the Iowa DOT has requested a Phase 1 Archaeology Report for this project to comply with the requirements of the federal-aid Project Development Process. Amendment No. 2 approves the additional services needed for the Phase 1 Archaeology Study.

**Action/Recommendation:** The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 2 of the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$8,824.

**Alternative Recommendation:** Council could choose to not approve this Amendment, and direct staff to defund this project. This action would require the CMPO to reprogram the \$1,457,000 of STP funding to other projects in the metropolitan area that may not be within the City of Cedar Rapids.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** CIP No. 325050, NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Council approved a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for the CEMAR Trail Lindale Connector project on April 22, 2014, and

WHEREAS, upon submittal of the Project Concept Statement for this project, the Iowa Department of Transportation has requested a Phase 1 Archaeology Report for this project, requiring additional professional services, now therefore

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are authorized to sign Amendment No. 2 to the engineering consultant agreement with Anderson-Bogert Engineers & Surveyors, Inc. in the amount of \$8,824 for the CEMAR Trail Lindale Connector project (Contract No. 325050-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$43,290
Amendment No. 1	\$0
Amendment No. 2	<u>\$8,824</u>
Amended Contract Amount	\$52,114

General ledger coding for this amendment to be as follows:

Fund 325, Dept ID 325000 Project 325050, NA	\$8,824
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PASSED\_DAY\_TAG

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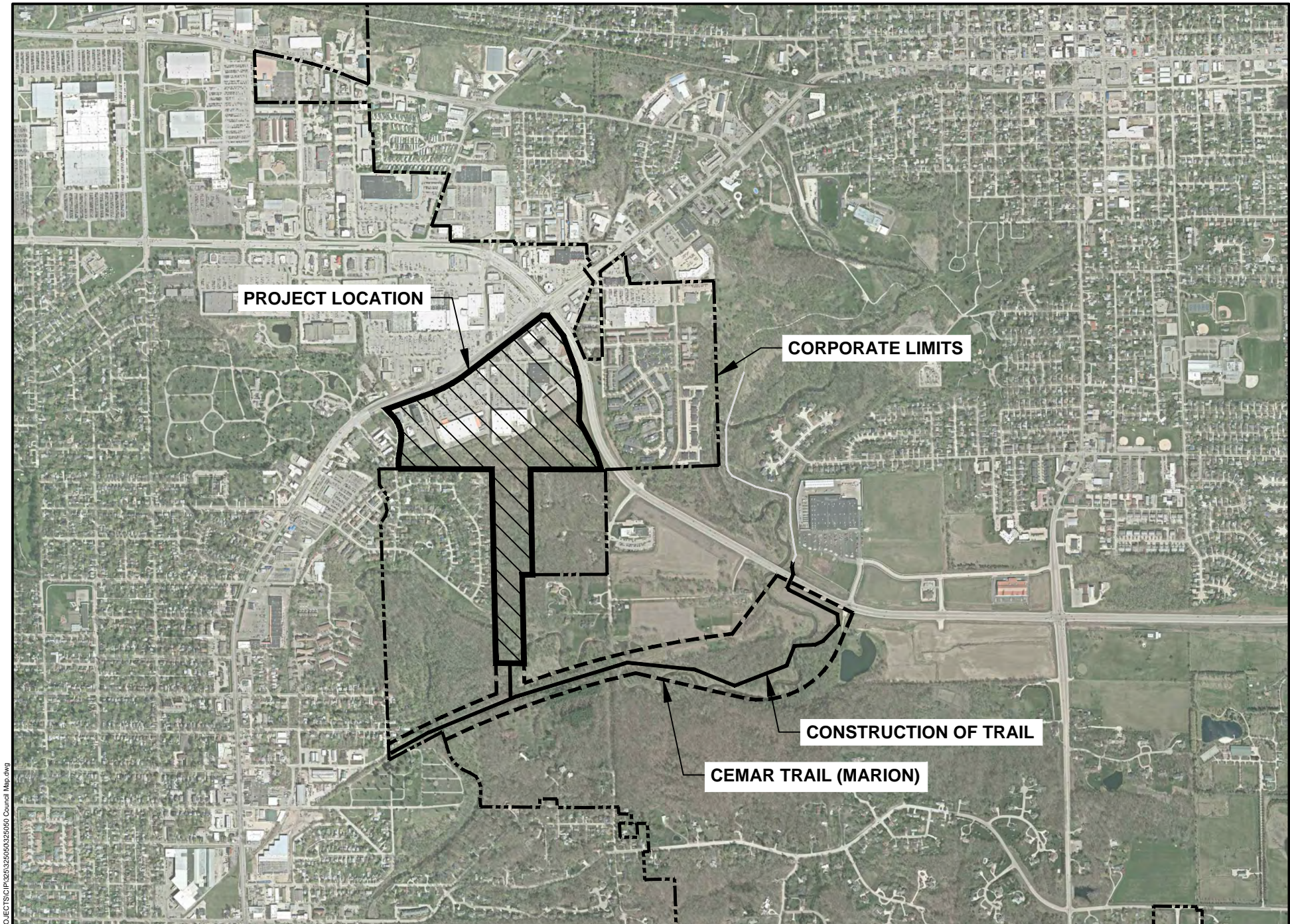
MayorSignature

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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:** Jonathan Mouw

**Phone Number/Ext.:** 5296

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

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

Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. specifying an increased amount not to exceed \$4,621 for the additional work to the 2015 Seminole River Bank Armoring project (original contract amount was \$36,490; total contract amount with this amendment is \$44,171).

CIP/DID #6250045-01

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

**Background:** The City of Cedar Rapids obtains water through wells placed alongside the Cedar River. Raw water from the well fields is transmitted through raw water pipelines to two separate water treatment plants. Erosion in several locations in the City's Seminole Well Field is threatening the Seminole raw water transmission main, and eroding the roadway access along the well field

The objective of the Project is to stabilize approximately 1500 feet of riverbank and provide adequate protection of at-risk City infrastructure.

Additional design services were requested of Hall & Hall Engineers, Inc. during the design phase of the project. The additional services include a Phase 1 Archeological Study, which was required by the US Army Corps of Engineers during the permitting process for the project.

**Action/Recommendation:** The Utilities Department – Water division recommends that Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. be hereby approved for an amount not to exceed \$4,621 and that the City Manager and City Clerk be authorized to execute said Amendment.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 1-12-16

**Resolution Date:** 1-12-16

**Budget Information:**

1. **Included in Current Budget Year.** Yes, funding for the Seminole River Bank Armoring project is included in FY2016 and FY 2017 Water budgets. Project costs will be coded to 553000-625-625000-6250045.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$150,000 budgeted in the FY2016 CIP budget and \$150,000 in the FY2017 Capital Improvement Projects budget for the construction of the Seminole River Bank Armoring project. If needed, additional funds are available by adjusting other items in the CIP budget or from reserves.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria.

**Local Preference Policy:** Yes

**Explanation:** Consultant Evaluation form gives preference to local consultants

**Recommended by Council Committee:** NA

**Explanation:** NA



RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids – Utilities Department executed a Professional Services Agreement with Hall & Hall Engineers, Inc. on June 9, 2015 for the 2015 Seminole River Bank Armoring project (Contract No. 60250045-01), and

WHEREAS, additional design services were requested of Hall & Hall Engineers, Inc. during the construction phase of the project. This includes a Phase 1 Archeological Study, which was required by the US Army Corps of Engineers during the permitting process for the project, and

WHEREAS, Hall & Hall Engineers, Inc. has proposed to provide the additional services for an amount not to exceed \$4,621, and

WHEREAS, the Utilities Department – Water Division recommends that Amendment No. 2 to the Professional Services Agreement with Hall & Hall Engineers, Inc. for the 2015 Seminole River Bank Armoring project (Contract No. 60250045-01) be hereby approved for an amount not to exceed \$4,621.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that Amendment No. 2, to the Professional Services Agreement with Hall & Hall Engineers, Inc. for an amount not to exceed \$4,621 for the 2015 Seminole River Bank Armoring project (Contract No. 60250045-01), be hereby approved and that the City Manager and City Clerk be authorized to execute said Amendment.

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

Original Contract Amount	\$36,490
Change Order No. 1	+ 3,060
Change Order No. 2	+ <u>4,621</u>
Amended Contract Amount	\$44,171

To be funded from the Utilities – Water Division 2016 and 2017 CIP budgets and coded to the following CIP fund 553000-625-625000-x-x-6250045.

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:** 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 HDR Engineering, Inc. for an amount not to exceed \$105,370 for design services in connection with the O Avenue Watershed Drainage Study project.  
 CIP/DID #304427-01

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

**Background:** The O Avenue watershed is located in the northwest quadrant of Cedar Rapids and it experienced localized flooding around the Harrison Detention Basin as a result of the June 2014 flash flood event. Additionally, the proposed Cedar River Flood Control System may include a pump station to be located generally at N Avenue NW between 5<sup>th</sup> Street NW and 6<sup>th</sup> Street NW. HDR Engineering, Inc. will evaluate the current conditions of the stormwater management within the O Avenue watershed and propose alternate solutions with cost evaluations to reduce the risk of flooding and reduce the peak flows to the proposed flood protection system pump station.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with HDR Engineering, Inc.

**Alternative Recommendation:** The City of Cedar Rapids Staff does not currently have the expertise to design 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:** January 12, 2016

**Budget Information:** \$105,370 Fund 304, Dept ID 304000, Project 304427 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 below, and

WHEREAS, the City Engineer has determined HDR Engineering, 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 \$105,370, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 304427-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the O Avenue Watershed Drainage Study project (Fund 304, Dept ID 304000, Project 304427 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.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** Water

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

**Phone Number/Ext.:** 5281

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

**Phone Number/Ext.:** 5968

**Description of Agenda Item:** Purchases, contracts and agreements  
 Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$880,000 for the J Avenue Water Treatment Plant Process Improvements – Phase 2 project.  
 CIP/DID #625902-01

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

### Background:

The J Avenue Water Treatment plant was originally constructed in 1929. Additions were made to the plant in 1949, 1969, and 2009. A study of the J Avenue Water Treatment Plant was completed by Strand Associates, Inc. in the fall of 2011. The report detailed alternatives that would be beneficial for the longevity of the plant. These alternatives were reviewed and staged in a specific manner and over many years. This staging was done to both improve operational factors during the construction work and to minimize the effect of the cost on ratepayers. This project is related to only the second phase (Phase 2) of the work. All of the work required is currently staged in five separate phases and spread out over ten years in total.

The goal of the project is to rehabilitate and upgrade the existing secondary clarifiers, provide a new clarification basin sludge pumping system, a new coagulant chemical feed system, and replace the existing lime slaking and feeding equipment. Another project objective is the preliminary design of improved chlorine storage facilities.

Four engineering firms were contacted for Statements of Qualifications to perform the design. The four firms were: HDR, Inc., CH2M Hill Engineers, Inc., Black & Veatch Corporation, and Strand Associates, Inc. Packets detailing the experience of the firm and the proposed schedule for the project were received from HDR, Inc., Black & Veatch Corporation, and Strand Associates, Inc. The Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates, Inc. could bring to the project best met the needs of the Utilities Department.

**Action/Recommendation:** The Utilities Department – Water Division staff recommends approval of the Professional Services Agreement with Strand Associates, Inc. for the J Avenue Water Treatment Plant Process Improvements – Phase 2 project and that the City Manager and City Clerk be authorized to execute said Agreement.

**Alternative Recommendation:** None

**Time Sensitivity:** Action needed 1-12-16

**Resolution Date:** 1-12-16

**Budget Information:**

1. **Included in Current Budget Year?** Yes. The project will be funded from the FY2016, FY2017, FY2018, and FY2019 Water 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 \$300,000 in the FY2016, \$1,100,000 in the FY2017, \$6,400,000 in the FY2018, and \$2,500,000 in the FY2019 Capital Improvement Projects budget for the Water Division for the J Avenue Water Treatment Plant Process Improvements – Phase 2 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: 553000-625-625000-x-x-625902.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria.

**Local Preference Policy:** Yes

**Explanation:** Consultant selection process gives preference to local firms.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids Utilities Department – Water Department needs to upgrade the aging J Avenue Water Treatment Plant, and

WHEREAS, the J Avenue Water Treatment plant was originally constructed in 1929. Additions were made to the plant in 1949, 1969, and 2009. A study of the J Avenue Water Treatment Plant was completed by Strand Associates, Inc. in the fall of 2011. The report detailed alternatives that would be beneficial for the longevity of the plant. These alternatives were reviewed and staged in a specific manner and over many years. This project is related to only the second phase (Phase 2) of the work, and

WHEREAS, four engineering firms were contacted for Statements of Qualifications to perform the engineering and design services for Phase 2, which includes rehabilitation and upgrades to the existing secondary clarifiers, provide a new clarification basin sludge pumping system, a new coagulant chemical feed system, and replace the existing lime slaking and feeding equipment, and

WHEREAS, the Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates, Inc. could bring to the project best met the needs of the Utilities Department – Water Division, and

WHEREAS, Strand Associates, Inc. has proposed to furnish these services for an amount not to exceed \$880,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$880,000 for the J Avenue Water Treatment Plant Process Improvements – Phase 2 project (Contract No. 625902-01) be hereby approved and that the City Manager and City Clerk be authorized to execute said Agreement. To be funded from the Utilities Department – Water Division Fiscal Year 2016 and Fiscal Year 2017 CIP budgets and coded to 553000-625-625000-x-x-625902-NA.

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:** Matthew Jensen  
**E-mail Address:** m.jensen@cedar-rapids.org

**Phone Number/Ext.:** 5937

**Description of Agenda Item:** Purchases, contracts and agreements  
 Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$210,000 for the WPC Electric Grid Improvements project.

CIP/DID #615197-01

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

### Background:

The Water Pollution Control Facility is currently served by two 5 MW transformers owned by Alliant Energy. These transformers convert the power provided from the 34.5 kV transmission lines to the 12.47 kV voltage used on the plant's internal power grid. The power company that owns the transmission lines (ITC-Midwest) will be converting to 69 kV lines in the next 2 – 3 years, requiring Alliant Energy to replace the transformers serving the plant. Rather than replace the transformers at their existing location (on the plant grounds), Alliant Energy is planning to place the new transformers at a different location adjacent to the plant. While the exact location of the new transformers is yet to be determined, it is known that the new metering point will be along the north edge of the facility.

The goal of the project is to modify the internal power grid of the WPC facility to accomplish four goals: simplify the transition from the existing Alliant Energy transformers to the new transformers, increase the reliability of the plant electric grid components to minimize the amount of plant equipment affected by power outages by adding additional electric isolation switches and re-routing power cables, improve automation of the existing emergency generator system at the plant, and replace the power factor correction capacitors to better match the existing plant electrical load.

Four engineering firms were contacted for Statements of Qualifications to perform the design. The four firms were: HDR Engineering, CH2M-Hill, Donahue & Associates, and Strand Associates, Inc. Packets detailing the experience of the firm and the proposed schedule for the project were received from HDR Engineering, Donahue & Associates, and Strand Associates, Inc. The Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates could bring to the project best met the needs of the Utilities Department.

**Action/Recommendation:** The Utilities Department – Water Pollution Control Division staff recommends approving the Professional Services Agreement with Strand Associates, Inc. for an amount not to exceed \$210,000 for the WPC Electric Grid Improvements project and that the City Manager and City Clerk be authorized to execute said Agreement.

**Alternative Recommendation:** None

**Time Sensitivity:** 01-12-16

**Resolution Date:** 01-12-16

**Budget Information:**

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2016, FY2017, and FY2018 Water Pollution Control Division Capital Improvement Projects budget. The project will be coded to the following CIP fund: 553000-615-615000-x-x-615197.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$250,000 budgeted in the FY2016 CIP budget, \$1,250,000 budgeted in the FY2017 CIP budget, and \$2,750,000 in the FY2018 Capital Improvement Projects budget for the WPC Electric Grid Improvements project.
3. **Purchasing Department used or Purchasing Guidelines followed:** Yes, statements of qualifications were requested from multiple engineering firms and evaluated by Utilities Department staff using objective criteria

**Local Preference Policy:** Yes

**Explanation:** Consultant evaluation form gives preference to local consulting firms.

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Water Pollution Control Facility is currently served by two 5 MW transformers owned by Alliant Energy, and

WHEREAS, Alliant Energy will be converting to 69 kV lines in the next 2-3 years which requires replacing the current transformers serving the plant, and

WHEREAS, the exact location of the new transformers is yet to be determined, it is known that the new metering point will be along the north edge of the facility, and

WHEREAS, the goal of the project is to modify the internal power grid of the WPC facility to accomplish four other goals: simplify the transition from the existing Alliant Energy transformers to the new transformers, increase the reliability of the plant electric grid components, improve automation of the existing emergency generator system at the plant, and replace the power factor correction capacitors to better match the existing plant electrical load, and

WHEREAS, four engineering firms were contacted for Statements of Qualifications to perform the design and three responded including HDR Engineering, Donahue & Associates, and Strand Associates, Inc. and,

WHEREAS, the Utilities Department staff evaluated the qualifications of the responding firms and determined that the technical resources that Strand Associates, Inc. could bring to the project best met the needs of the department, and

WHEREAS, the Water Pollution Control Staff recommends approval of the Professional Services Agreement with Strand Associates, Inc. for the WPC Electric Grid Improvements project and that the City Manager and City Clerk be authorized to execute said Agreement,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Water Pollution Control Facility be hereby authorized to enter into a Professional Services Agreement with Strand Associates, Inc. for the WPC Electric Grid Improvements project for an amount not to exceed \$210,000 be hereby approved and the City Manager and City Clerk authorized to execute. To be funded from the FY2016, FY2017, and FY2018 Water Pollution Control Division CIP projects budget and coded to 553000-615-615000-x-x-615197.

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

**Phone Number/Extension:** 5739

**Alternate Contact Person:** Russell Betts, PE  
**E-mail Address:** r.betts@cedar-rapids.org

**Phone Number/Extension:** 5847

**Description of Agenda Item:** Purchases, contracts and agreements  
 Authorizing Change Order No. 2 in the amount of \$68,965 with Garling Construction, Inc. for the Northwest Recreation Center project (original contract amount was \$3,597,000; total contract amount with this amendment is \$3,756,527) **(Flood)**.  
 CIP/DID #PRE069-13

**EnvisionCR Element/Goal:** GreenCR Goal 2: Have the best parks, recreation and trails system in the region.

**Background:**

WCD #2	Provide Recessed Backflow's for mop basins	\$4,004
	Provide Card Access for doors 100A and 117A. Hardware changes, conduits for system wiring, devices and installation, (Control software programming LAN/WAN connections by City of Cedar Rapids)	\$13,306
	Provide 1 <sup>st</sup> Grade Maple in lieu of specified 2 <sup>nd</sup> and better	\$0
	Provide 1" insulation for domestic hot water and domestic hot water circulation in lieu of ½" specified.	\$813
	Provide electrical connection to flush valves.	\$2,601
	Provide Stainless Steel Device Cover Plates in lieu of specified plastic	\$289
	Revise Steel Joist Cross-bracing to allow placement of specified Gymnasium Fans.	\$4,774
	Revise specified FC-1.5 and CU-1.5 no longer available to available equipment	\$7,847
	Provide Terrazzo Floor Covering in Rooms, 110, 112, & 113 in lieu of Carpet.	\$35,331

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 2 submitted by Garling 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:** January 12, 2016

**Budget Information:**

Local Option Sales Tax (LOST) Flood Fund	\$ 2,200,000
Federal Grant (FEMA-FLOOD)	\$ 2,200,000
GO Bonds	\$ 33,900
Donations/Grants	\$ 500,000

**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. 2 in the amount of \$68,965 with Garling Construction, Inc. for the Northwest Recreation Center project, Contract No. PRE069-13. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$3,562,000
Original Incentive	35,000
Change Order No. 1	90,562
Change Order No. 2	<u>68,965</u>
Amended Contract Amount	\$3,756,527

General ledger coding for this Change Order to be as follows: \$68,965 552000-330-330420-18512-PRE069 FLOOD LOST

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

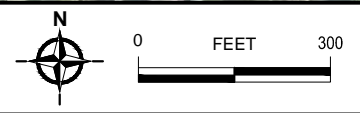




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NORTHWEST RECREATION CENTER







## 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. 4 in the amount of \$44,806.92 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 \$1,489,512.81) **(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. Pavement removal has increased due to the addition of several driveways. Portland Cement Concrete pavement increased when the intersection of 8<sup>th</sup> St. and 8<sup>th</sup> Ave. was reworked to make water drain. Brick Paver costs increased because bricks were placed in areas that were originally designed for grass. An existing valve was broken by others and needed replaced. The retaining wall was placed due to severity of the existing earth slope above a new intake. Grout Building Face and Medlab step; the sidewalk grade was lower exposing the face of an existing structure. Existing intake structure was in poor condition and required repair.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 4 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:** January 12, 2016

**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. 4 in the amount of \$44,806.92 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	50,378.76
Change Order No. 4	<u>44,806.92</u>
Amended Contract Amount	\$1,489,512.81

General ledger coding for this Change Order to be as follows: \$44,806.92 301-301000-7970-3012111

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

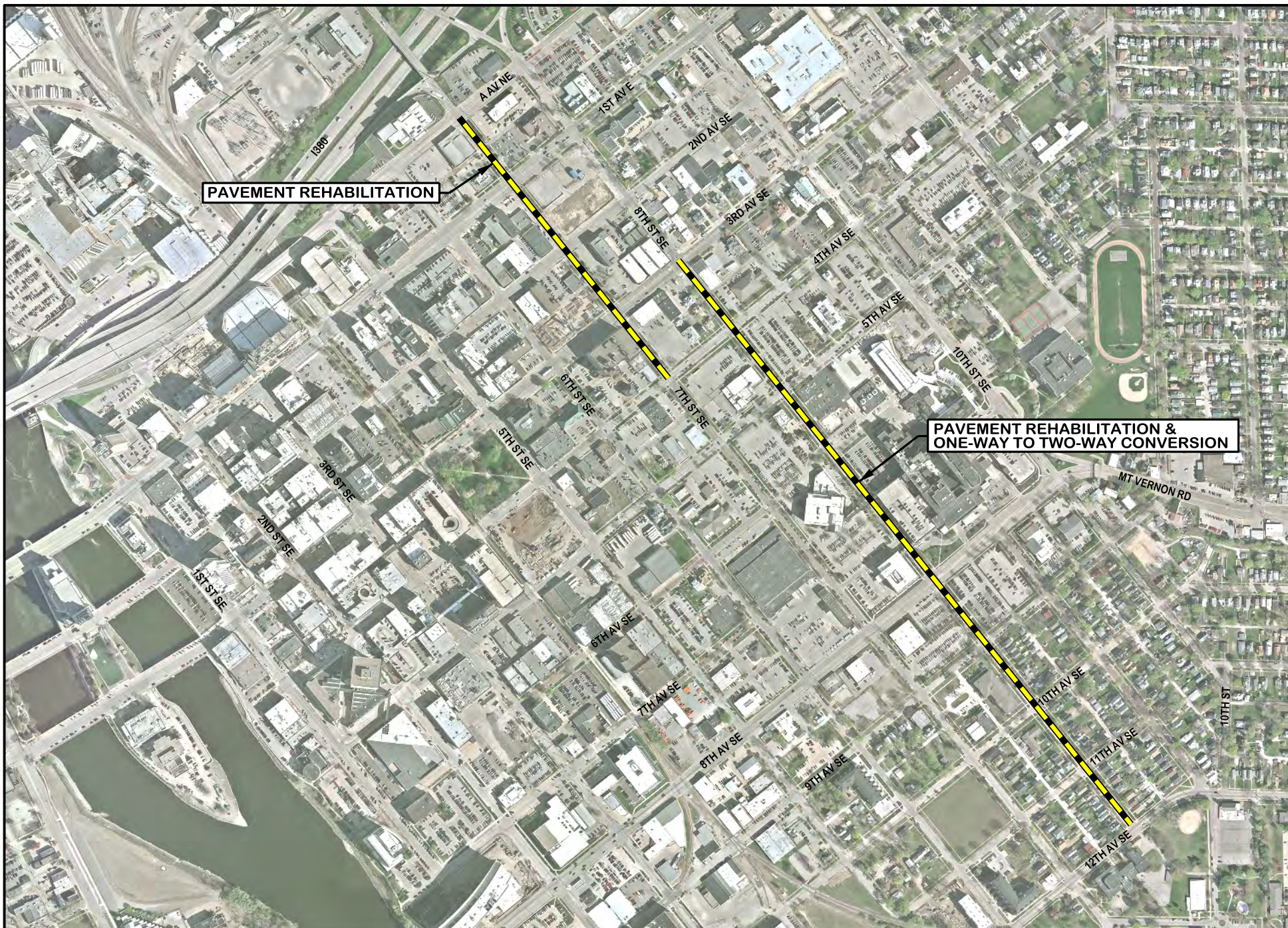
MayorSignature

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  
 Authorizing Change Order No. 6 in the amount of \$3,763.64 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 \$1,078,455.29).  
 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. Additional quantities were due to adding signage for bike lanes added in Change Order No. 4 and replacement of some existing signs that were in poor condition. These quantities are not final quantities since additional signage is being added for the left turn lane.

**Action/Recommendation:** The Public Works Department recommends approval of Change Order No. 6 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:** January 12, 2016

**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. 6 in the amount of \$3,763.64 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	18,589.18
Change Order No. 6	<u>3,763.64</u>

Amended Contract Amount	\$1,078,455.29
-------------------------	----------------

General ledger coding for this Change Order to be as follows: \$3,763.64; \$2,357 301-301000-30186-301614 NA, \$1,406.64 325-325000-32586-325026 NA

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

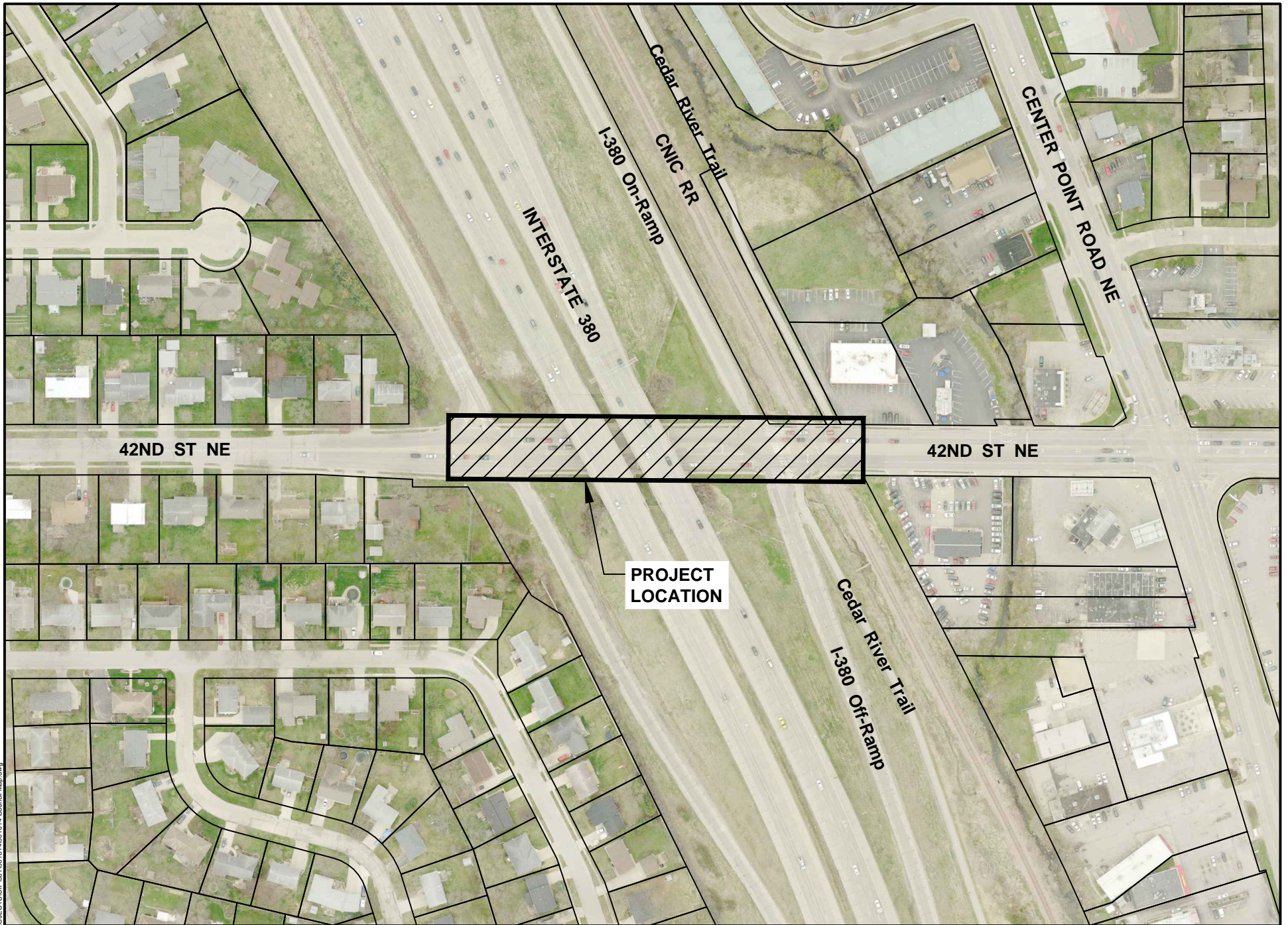
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

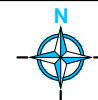




Cadd File Name: W:\PROJECTS\CP\301301614\301614 Council Map.dwg



**42ND STREET NE AND I-380  
INTERSECTION IMPROVEMENTS PROJECT**



0 FEET 200



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

**Phone Number/Extension:** 5724

**Description of Agenda Item:** Purchases, contracts and agreements  
 Authorizing Change Order No. 6 in the amount of \$9,088.85 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 \$1,007,799.88). **(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. 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. 6 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:** January 12, 2016

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

**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. 6 in the amount of \$9,088.85 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
Change Order No. 6	<u>9,088.85</u>
Amended Contract Amount	\$1,007,799.88

General ledger coding for this Change Order to be as follows: \$9,088.85 330-330210-18511-SSD104 FLOOD

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

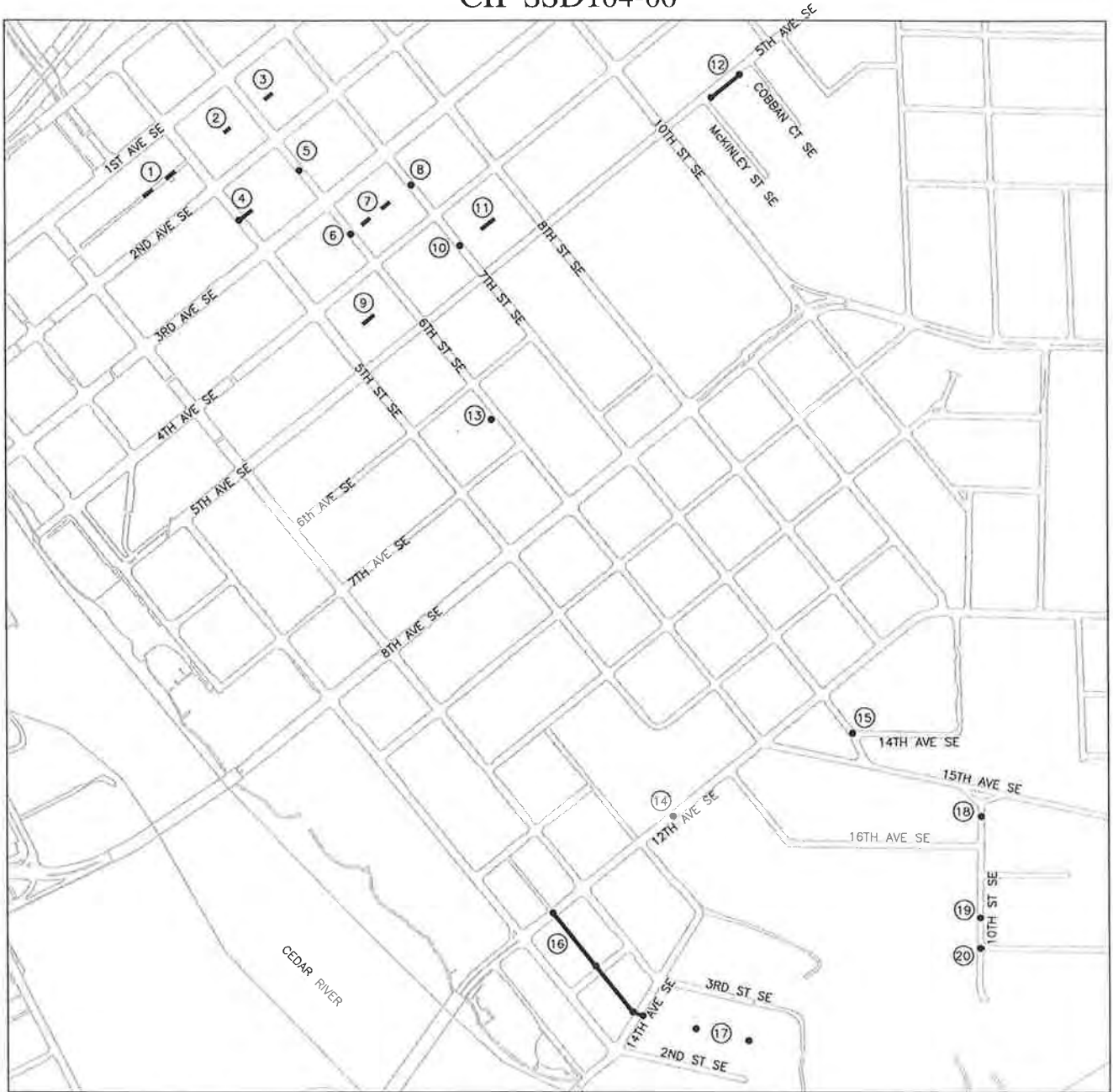
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# SE Quadrant Sanitary Sewer Improvements Phase 2, Package 2 CIP SSD104-06



Project Location Map and Table Reference

ID	LOCATION	ID	LOCATION
1	Alley between 1st-2nd Avenues and 4th-5th Streets SE	11	Alley between 4th-5th Avenues and 7th-8th Streets SE
2	Alley between 1st-2nd Avenues and 4th-5th Streets SE	12	5th Avenue SE from McKinley SE to SW of Cobban Ct SE
3	Alley between 1st-2nd Avenues and 6th-7th Streets SE	13	Alley between 6th-7th Avenues and 5th-6th Streets SE
4	5th Street SE between 2nd-3rd Avenues SE	14	12th Avenue SE northeast of 4th Street SE
5	6th Street SE between 2nd-3rd Avenues SE	15	Intersection of 14th Avenue SE and 7th Street SE
6	6th Street SE between 3rd-4th Avenues SE	16	Alley b/t 2nd St SE and 3rd St SE from 12th Ave SE to 14th Ave SE
7	Alley between 3rd-4th Avenues and 6th-7th Streets SE	17	Alley east of 14th Avenue between 2nd-3rd Streets SE
8	7th Street SE between 3rd-4th Avenues SE	18	10th Street SE between 15th-16th Avenues SE
9	Alley between 4th-5th Avenues and 5th-6th Streets SE	19	10th St SE south of 17th Ave SE
10	7th Street SE between 4th-5th Avenues SE	20	10th St SE from Hull Ave SE to 17th Ave SE





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Jennifer Pratt

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

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

**Alternate Contact Person:** Caleb Mason

**Phone Number/Ext.:** 319 286-5188

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution to extend negotiation date of a Development Agreement with Happel Enterprises, LLC to May 24, 2016 for the disposition and redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW.  
CIP/DID #OB1241851

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:**

The Resolution extends the negotiation period of a Development Agreement with Happel Enterprises, LLC for the redevelopment of City-owned property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW (the "Properties") until May 24, 2016.

On August 25, 2015 the City Council authorized staff to negotiate a Development Agreement with Happel Enterprises based on its proposal and development plan for the Properties. The resolution provided staff and Happel until January 15, 2016 to finalize terms and conditions of the agreement.

Additional time is needed to establish costs, design details, and related terms of the project's incorporation of the City's Flood Control System which is the centerpiece of the agreement.

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

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

**Time Sensitivity:** NA

**Resolution Date:** January 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, on May 21, 2014 the City Council's Development Committee recommended inviting competitive proposals for the redevelopment of City-owned properties at 1871, 1895, 1915, and 1919 Ellis Boulevard NW (the "Property"); and

WHEREAS, on June 10, 2014 the City Council passed a motion to conduct a hearing and publish notice of the same on June 14, 2014, and the public hearing was held on June 24, 2014 on the possible disposition of the Property in accordance with Iowa Code; and

WHEREAS, the City received two (2) proposals for the redevelopment of the Property; and

WHEREAS, the City Council determined the proposal submitted by Happel Enterprises, LLC provides an overall community benefit by generating housing in the core of the community, utilizing existing infrastructure and City services, and creating vibrancy within the Ellis Boulevard Viable Business Corridor, all to the benefit of the City as a whole; and

WHEREAS, on August 25, 2015 the City Council adopted Resolution No. 1270-08-15 which authorizes the negotiation of a Development Agreement with Happel Enterprises, LLC and provides that the agreement brought to the City Council for its consideration no later than January 15, 2016; and

WHEREAS, additional time beyond January 15, 2016 is needed to come to mutual agreement as to the terms and conditions of flood control measures being incorporated in the project's design and consistent with the City's Flood Control System; and

WHEREAS, the City Council has determined that additional time is warranted and necessary to ensure that appropriate terms and conditions are included in the Development Agreement which adequately address the incorporation of flood control measures in the project.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized and directed to continue in the negotiations of a Development Agreement with Happel Enterprises, LLC for the disposition and redevelopment of property at 1871, 1895, 1915, and 1919 Ellis Boulevard NW, and that the Development Agreement be presented to the City Council for consideration no later than May 24, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

Attest:

MayorSignature

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

**Phone Number/Extension:** 5804

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution authorizing execution of a Purchase Agreement in the amount of \$1,641 and accepting an easement for storm sewer from St. Patrick's Church from land located at 120 5th Street NW in connection with the NW Quadrant, 2008 Flood, Sanitary Sewer Restoration project **(Flood)**.  
 CIP/DID #SSD101-00

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

**Background:** The City Council previously approved funding towards the NW Quadrant, 2008 Flood, Sanitary Sewer Restoration project. The easements are required to accommodate this project and the compensation amount proposed is based on City assessed land value of the subject property.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$1,641 and accepting an easement for sanitary sewer from St. Patrick's Church.

**Alternative Recommendation:** Do not proceed with acquiring the proposed easement for sanitary sewer and direct City staff to abandon or reconfigure the sanitary sewer repairs.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** SSD/SSD000/SSD101 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 storm sewer exists in order to accommodate the proposed facilities, and

WHEREAS, St. Patrick's Church, 120 5<sup>th</sup> Street NW, Cedar Rapids, Iowa, 52405, OWNER of the real property known and described as:

See Attached Permanent Storm Sewer Easement Plat

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary easement for storm sewer at 120 5<sup>th</sup> Street NW, Cedar Rapids, Iowa, 52405 to the City of Cedar Rapids for total consideration of \$1,641, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for storm sewer in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for NW Quadrant, 2008 Flood, Sanitary Sewer Restoration project (Fund SSD, Dept. ID SSD000, Project SSD101, FLOOD),

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 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 Easement for Storm Sewer be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



# PERMANENT STORM SEWER EASEMENT PLAT



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.

*Thomas J. Anthony* Aug 12, 2015  
Thomas J. Anthony Date

My license renewal date is December 31, 2016

Pages or sheets covered by this seal: Sheet 1 of 1

**SURVEY PLAT LEGEND**  
FOUND SURVEY MARKER  
RECORDED DIMENSION OR ME-PP

## AREA TABLE

DESCRIPTION	SF	ACRES
PERM. EASEMENT	1302	0.03

**GRANTOR:**  
ST. Patrick Church  
120 5th ST NW  
Cedar Rapids, IA 52405

DWN: CAL  
CHK: TJA  
SCALE: 1"=60'

SURVEY DATE(S): 07/16/14  
PLAT DATE: 07/22/15  
REV. DATE:

**Shoemaker & Haaland**  
Engineering & Land Surveyors  
150 Holiday Road  
Cedar Rapids, Iowa 52404  
Phone: 319.261.7130  
www.shoemaker-haaland.com

PERMANENT STORM SEWER EASEMENT

SANITARY SEWER REPAIRS  
2008 FLOOD-NW QUADRANT  
CEDAR RAPIDS, IOWA

SHEET NO. 12242

SHEET NO. 1 OF 1





Cadd File Name: W:\PROJECTS\FLOODSSD101 - Sanitary Sewer NW Quad\SSD101 Council Map.dwg



**NW QUADRANT, 2008 FLOOD,  
SANITARY SEWER REPAIRS, PHASE 2**







## 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:** Garrett Prestegard  
**E-mail Address:** G.Prestegard@cedar-rapids.org

**Phone Number/Extension:** 5115

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

Resolution authorizing execution of a Purchase Agreement in the amount of \$750 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Polaski Properties L.L.C. from vacant land east of 16th Street NW and south of Hidden Hollow Lane NW in connection with the Hidden Hollow Lane NW East of 16th Street NW Storm Sewer Improvements project.

CIP/DID #304441-00

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

**Background:** The City Council previously approved funding towards Hidden Hollow Lane NW East of 16th Street NW Storm Sewer Improvements project.

The easements are required to accommodate the proposed Hidden Hollow Lane NW East of 16th Street NW Storm Sewer Improvements project. Compensation amounts proposed are based on comparisons of similar properties to the subject property provided by a qualified appraiser hired by the City.

**Action/Recommendation:** The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$750 and accepting an Easement for Sanitary Sewer and a Temporary Grading Easement for Construction from Polaski Properties L.L.C.

**Alternative Recommendation:** Do not proceed with acquiring the proposed Easement for Sanitary Sewer and a Temporary Grading Easement for Construction and direct City staff to abandon or reconfigure storm sewer repairs.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**Budget Information:** 304/304000/30441 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 storm sewer and a temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Polaski Properties L.L.C., 42 Highland Parkway, Bella Vista, Arkansas 72715, OWNER of the real property known and described as:

See Attached Permanent Storm Sewer Easement Exhibit "A"

in the City of Cedar Rapids, Linn County, Iowa, has agreed to convey the necessary easement for storm sewer and a temporary grading easement for construction from vacant land east of 16th Street NW and south of Hidden Hollow Lane NW to the City of Cedar Rapids for consideration as follows:

Permanent Easement	\$600
Temporary Easement	\$150
TOTAL	<hr/> \$750

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the easement for storm sewer 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 Hidden Hollow Lane NW East of 16th Street NW Storm Sewer Improvements project (Fund 304, Dept. ID 304000, Project 304441 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 City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED, that the Easement for Storm Sewer be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG

# PERMANENT STORM SEWER EASEMENT

PERMANENT STORM SEWER EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS

**PROPERTY OWNER:**

POLASKI PROPERTIES LLC  
6110 N 31ST WAY #323  
PHOENIX, AZ, 85016  
BOOK 8588, PAGE 593

HIDDEN HOLLOW LANE IMPROVEMENTS  
CITY CONTRACT NO. 304441-01

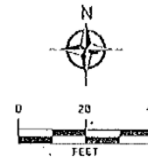
EXHIBIT "A"

**LEGAL DESCRIPTION:**

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, LINN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

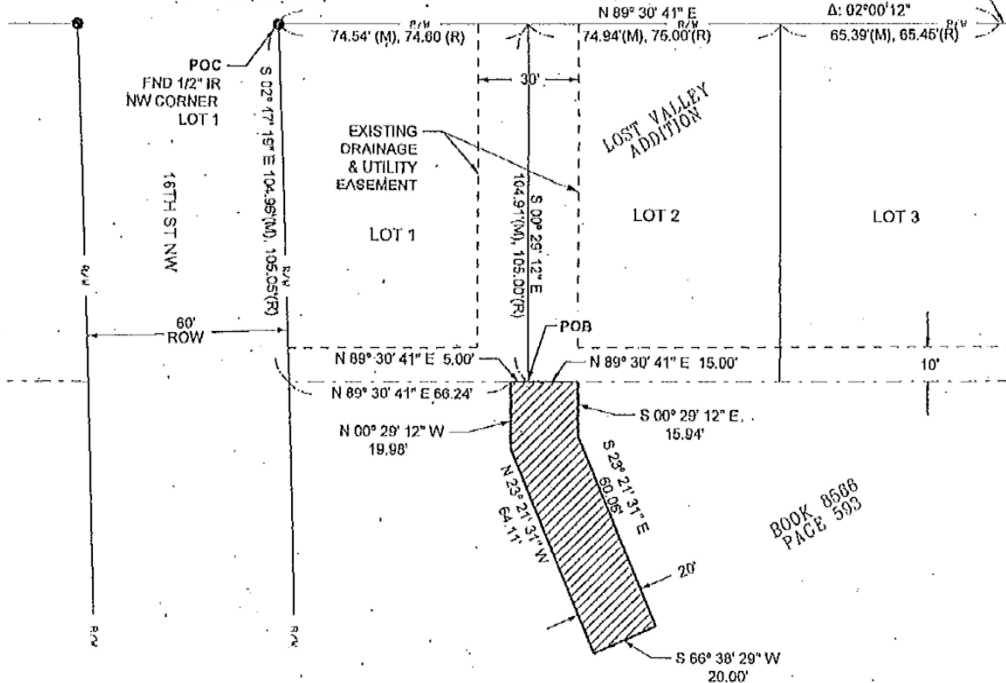
COMMENCING AT THE NORTHWEST CORNER OF LOT 1, LOST VALLEY ADDITION TO CEDAR RAPIDS, IOWA, AS RECORDED IN BOOK 1784, PAGE 226, THENCE NORTH 89° 30' 41" EAST, 74.54 FEET ALONG THE NORTH LINE OF SAID LOT 1 TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 00° 29' 12" EAST, 104.91 FEET ALONG THE EAST LINE OF SAID LOT 1 TO THE SOUTHEAST CORNER OF SAID LOT 1 ALSO BEING THE POINT OF BEGINNING, THENCE NORTH 89° 30' 41" EAST, 15.00 FEET ALONG THE SOUTH LINE OF LOT 2 OF SAID LOST VALLEY ADDITION; THENCE SOUTH 00° 29' 12" EAST, 15.94 FEET; THENCE SOUTH 23° 21' 31" EAST, 60.06 FEET; THENCE SOUTH 66° 38' 29" WEST, 20.00 FEET; THENCE NORTH 23° 21' 31" WEST, 84.11 FEET; THENCE NORTH 00° 29' 12" WEST, 19.98 FEET TO THE SAID SOUTH LINE OF SAID LOT 1; THENCE NORTH 89° 30' 41" EAST, 5.00 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING, CONTAINING 1,601 SQUARE FEET OR 0.04 ACRES MORE OR LESS.

HIDDEN HOLLOW LANE NW (60' ROW)



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED

RADIUS: 130'  
ARC: 4.55'  
CHORD: 4.55'  
BEARING: S88°30'31"W  
Δ: 02°00'12"



**LEGEND**

- ▲ FOUND SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 60" REROD W/INK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- R/W RIGHT-OF-WAY LINE
- EASEMENT LINE
- P/L PROPERTY LINE
- ▨ PERMANENT STORM SEWER EASEMENT

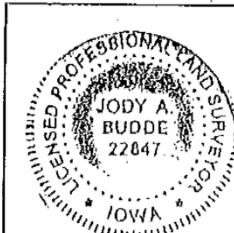
FIELD SURVEY COMPLETED: SEPTEMBER 2015

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, 2018.  
Pages or sheets covered by this seal:

10 of 1



SURVEY FOR:  
CITY OF CEDAR RAPIDS  
500 15TH AVENUE SW  
CEDAR RAPIDS, IA 52404  
PHONE: (319) 286-5802

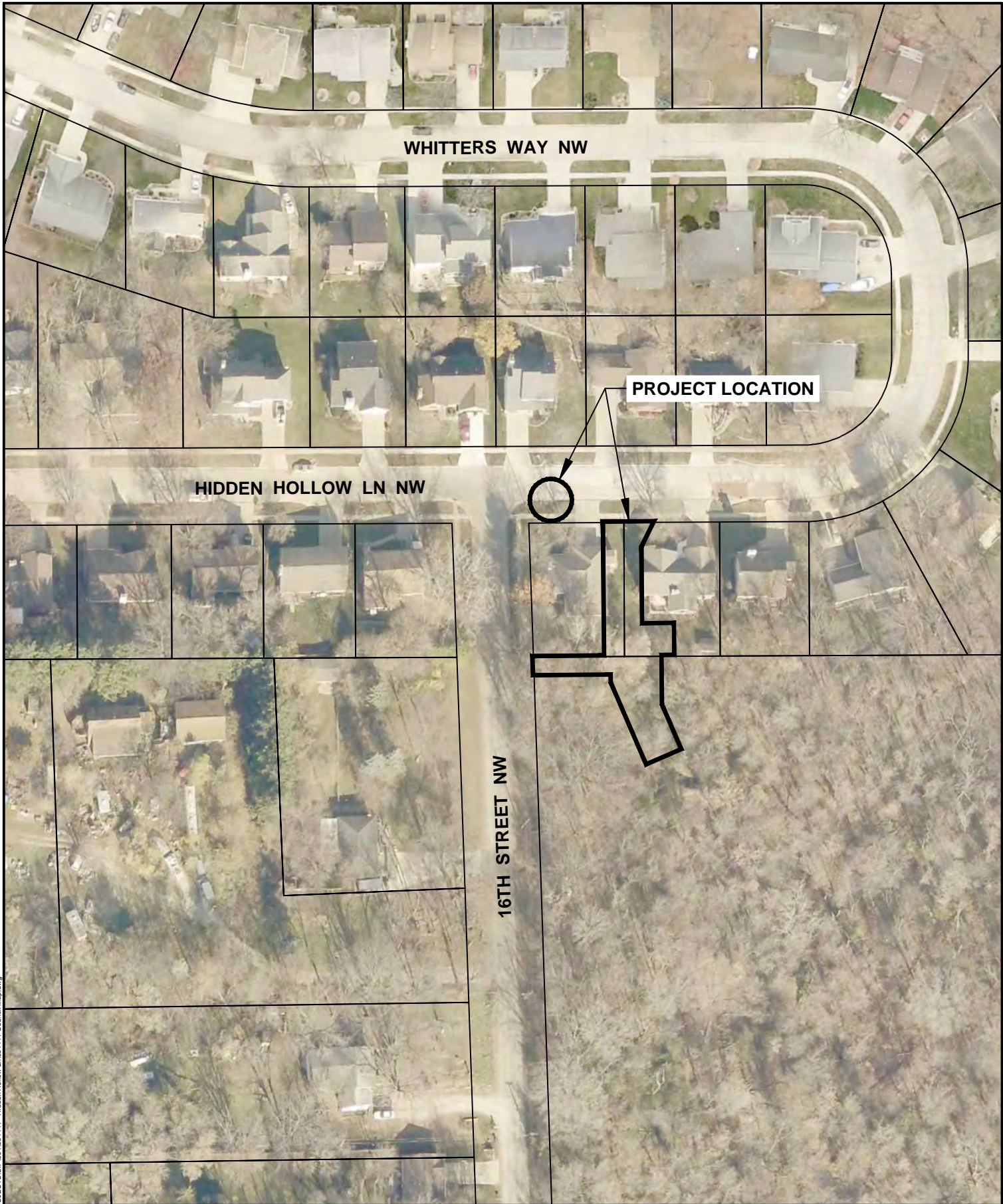
FOTH PROJECT NO. 15C001-01 DATE: 12/23/2015



Foth Infrastructure & Environment, LLC  
3950 River Ridge Drive NE, Suite A  
Cedar Rapids, IA 52402  
Phone: 319-365-9565 Fax: 319-365-9531

SHEET  
1 OF 1







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Ext.:** 5807

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

**Phone Number/Ext.:** 5092

**Description of Agenda Item:** Purchases, contracts and agreements  
 Resolution accepting a bid in the amount of \$5,760 from JDN Properties, LLC and approving a Quit Claim Deed for the disposition of 609 4<sup>th</sup> Avenue SW.  
 CIP/DID #3302500004-00

**EnvisionCR Element/Goal:** GrowCR Goal 1: Encourage mixed-use and infill development.

**Background:** The City received interest to dispose of various non-conforming lots. These properties were acquired with Community Development Block Grant (CDBG) funds through the Voluntary Acquisition Program, and as per State guidance, may be disposed of as long as the properties are located outside of the Special Hazard Area (100-year flood plain). These lots are all located outside of the 100-year flood plain.

A Public Hearing was held on November 3, 2015, and Council approved the resolution to continue with the disposition of these properties to adjacent property owners by sealed bid. The properties were offered for sale by sealed bid for a period of 30 days to adjacent property owners, and a condition of each sale is that the lot must be combined with an adjacent parcel to make one tax parcel.

An acceptable bid was received for this lot on December 10, 2015, and as required by CDBG, all proceeds from the sale will be returned as program income.

**Action/Recommendation:** The Public Works Department recommends accepting the bid and proceeding with the disposition.

**Alternative Recommendation:** If the Council does not accept this bid, the alternative is to hold and maintain the property as a vacant lot.

**Time Sensitivity:** Normal

**Resolution Date:** January 12, 2016

**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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City Council desires to dispose of the real property located at 609 4<sup>th</sup> Avenue SW, Cedar Rapids, Iowa, and legally described as:

The Westerly 33 feet of Lots 1 and 2 of Wm. Buchanan's Replat of Block 47, Brown's 1<sup>st</sup> Add. Cedar Rapids, Linn County, Iowa

, and

WHEREAS, the City Council previously authorized the disposition of this City-owned non-conforming lot by sealed bid to the adjacent property owner, and

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

WHEREAS, the City of Cedar Rapids offered this property for sale by sealed bid for a period of 30 days, and

WHEREAS, the City of Cedar Rapids received a bid on December 10, 2015 from JDN Properties, LLC (owner of 607 4<sup>th</sup> Avenue SW, Cedar Rapids, Iowa 52404) in the amount of \$5,760 for this real property, and

WHEREAS, the Public Works Director recommends the City Council accept the bid received from JDN Properties, LLC for this property, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the consideration of \$5,760 to be paid by JDN Properties, LLC for the property to be conveyed is good, adequate, fair and valuable, and that the bid shall be accepted, and

BE IT FURTHER RESOLVED that a Quit Claim Deed from the City of Cedar Rapids, Iowa to JDN Properties, LLC shall be executed by the City Manager and City Clerk and be 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

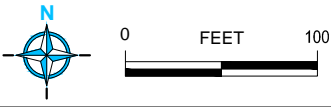




**PROPERTY DISPOSITION  
609 4TH AVENUE SW**



**PROPERTY DISPOSITION  
609 4TH AVENUE SW**





## 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 Tenant Purchase Agreement in the amount of \$50 from Aaron and Julie Schloemer, and execution of a Purchase Agreement in the amount of \$3,225 and accepting a Trustee Warranty Deed and a Temporary Grading Easement for Construction from The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, from land located at 823 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 stormwater runoff. The improvements will include installing a new concrete curb and gutter street.

The 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 Tenant Purchase Agreement in the amount of \$50 from Aaron and Julie Schloemer and execution of a Purchase Agreement in the amount of \$3,225, and accepting a Trustee Warranty Deed and Temporary Grading Easement for Construction from The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee.

**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:** January 12, 2016



**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, The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee, (9104 Horseshoe Court, Cedar Rapids, Iowa 52411), OWNER, and Aaron and Julie Schloemer (823 74<sup>th</sup> Street NE, Cedar Rapids, Iowa 52402), TENANT 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 823 74<sup>th</sup> Street NE, to the City of Cedar Rapids for consideration as follows:

to The 823 74<sup>th</sup> Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee:

Right-of-Way	\$1,592
Temporary Easement	\$849
Damages	\$784
TOTAL	<u>\$3,225</u>

to Aaron and Julie Schloemer:

Tenant Purchase Agreement	\$50
TOTAL	<u>\$50</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 the Tenant 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 and the Tenant Purchase Agreement as described herein, and

BE IT FURTHER RESOLVED that the Purchase Agreement, Tenant 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 that the Warranty Deed and the Groundwater Hazard Statement from The 823 74th Street NE, Cedar Rapids, IA 52402 Land Trust, S. Smith, Trustee 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

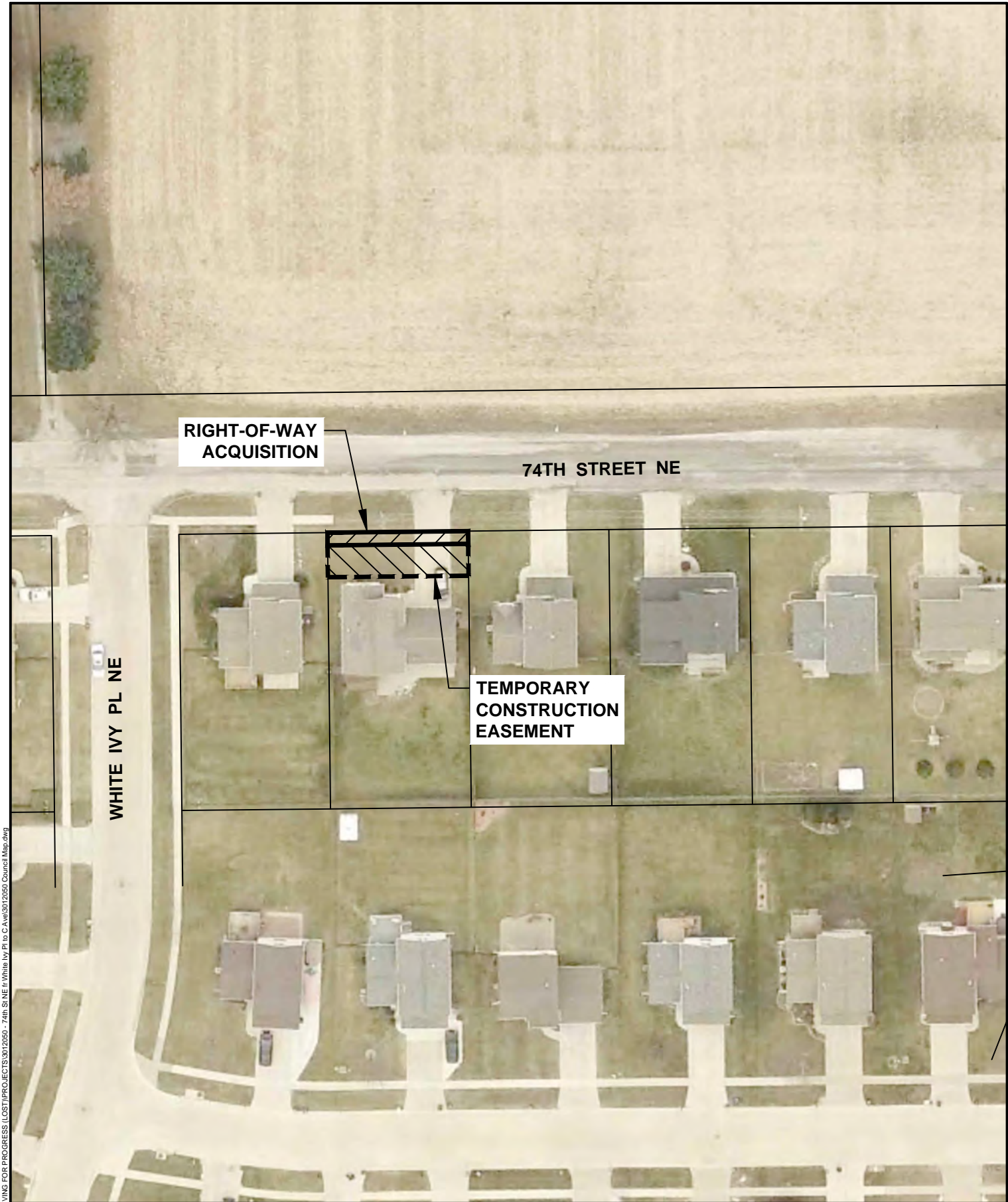
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MayorSignature

Attest:

ClerkSignature

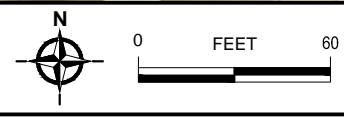
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Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012050 - 74th St NE fr White Ivy Pl to C Ave\3012050 Council Map.dwg



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





## Council Agenda Item Cover Sheet

**Submitting Department:** Development Services

**Presenter at Meeting:** Joe Mailander

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

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

**Alternate Contact Person:** John Reasoner

**Phone Number/Ext.:** 319-286-5806

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution accepting a warranty deed by The Views Properties A, LLC, an Iowa limited liability company, for street right-of-way for E Avenue NW and F Avenue NW adjoining property at 2975 and 3005 F Avenue NW.

CIP/DID #44-03-033

<p><b>EnvisionCR Element/Goal:</b> GrowCR Goal 2: Manage Growth.</p>
--

**Background:** The property owner submitted the warranty deed as a requirement of condition number 7 of Board of Adjustment approval of CU-10-2003, a conditional use for a health care facility. The right-of-way dedications noted will provide additional street right-of-way for E Avenue NW and F Avenue NW adjoining the property in accordance with the classifications of said streets.

**Action/Recommendation:** Staff recommends approval of the resolution and acceptance of the Warranty Deed from The Views Properties A, LLC.

**Alternative Recommendation:** City Council may table this item and request further information.

**Time Sensitivity:** NA

**Resolution Date:** January 12, 2016

**Budget Information:** NA

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



## LOCATION MAP



Location of right-of-way areas being dedicated by The Views Properties A, LLC



DSD  
TRS  
ENG  
RCR  
FIN  
TED  
CD  
ASR  
AUD FILE  
44-03-033

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, to address the requirement of condition number 7 of Board of Adjustment approval of CU-10-2003, conditional use for a health care facility, The Views Properties A, LLC an Iowa limited liability company submitted to the City a Warranty Deed for dedication of additional right-of-way for E Avenue NW and F Avenue NW adjoining property at 2975 and 3005 F Avenue NW, and

WHEREAS, the Warranty Deed as submitted is recommended for approval by the Development Services Department, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, the executed Warranty Deed as noted above 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



## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5808

**Alternate Contact Person:** Sandy Pumphrey, PE, CFM  
**E-mail Address:** s.pumphrey@cedar-rapids.org

**Phone Number/Extension:** 5363

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the Public Works Department to request the Iowa Economic Development Authority amend the project limits for the Community Development Block Grant (CDBG) Program, Disaster Recovery Infrastructure Contract 08-DRIEF-200CR for the East Side Cedar River Flood Control System to include the NewBo/Sinclair neighborhood and authorizing the City Manager or designee to execute associated contract amendment documents.  
 CIP/DID #3316300-00

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

**Background:** In 2011, the City of Cedar Rapids (City) received a CDBG grant for Flood Control on the east side of the Cedar River. The project limits originally included raising low areas of Otis Road SE.

As the Flood Control System (FCS) concept was developed by the US Army Corps of Engineers, a flood gate was proposed across Otis Road. With this proposed gate, the City requested the CDBG project neighborhood limits be revised to include the Quaker Oats segment. Design began in 2013, and is mostly complete today, pending some details at the Union Pacific Railroad.

Subsequently, the FCS Master Plan was adopted by City Council on June 23, 2015 and included prioritization of flood control segments. The NewBo/Sinclair neighborhood was prioritized first, because it is the lowest area in elevation and floods first. Site clearing for this neighborhood's levee began in December 2015. The NewBo/Sinclair levee construction plans are complete and will be bid in spring 2016 upon completion of a demolition contract for remaining buildings on the Sinclair site.

The requested action is to revise the CDBG grant limits to align with the FCS Master Plan's highest priority of NewBo/Sinclair levee protection, which is also ready for bid prior to the Quaker Oats segment. It is appropriate to use the CDBG funds on the first project segment to bid, as the CDBG grant has a 12/31/2017 completion requirement. The NewBo/Sinclair site is also consistent with the original grant application in the Otis Road neighborhood.

This action does not preclude the flood wall segment at Quaker Oats from proceeding. This action essentially exchanges CDBG and GRI funding between Quaker Oats and NewBo/Sinclair segments.

**Action/Recommendation:** Approve modifying the CDBG grant project limits

**Alternative Recommendation:** None

**Time Sensitivity:** High, to maintain project bidding schedule

**Resolution Date:** January 12, 2016

**Budget Information:** CDBG and GRI

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids was awarded a Community Development Block Grant (CDBG) Disaster Recovery Infrastructure Grant for the East Side Cedar River Flood Control System in 2011, and

WHEREAS, the City has two segments on the east bank of the Cedar River, which satisfy the intent and requirements of the CDBG grant, and

WHEREAS, the current CDBG grant project limits in the Quaker Oats plant area where developed prior to the adoption of the Cedar River Flood Control System (FCS) Master Plan by the City Council on June 23, 2015, and

WHEREAS, the Cedar River FCS Master Plan recommends the first priority for flood protection to be the NewBo/Sinclair neighborhood due to said neighborhood sitting at a lower elevation and flooding first along the segments of the Cedar River FCS, and

WHEREAS, the NewBo/Sinclair neighborhood flood protection system can function as stand-alone flood control, and is the other eligible segment for the CDBG grant, and

WHEREAS, the CDBG grant agreement has a completion requirement of 12/31/2017, and

WHEREAS, the NewBo/Sinclair neighborhood flood control system is the first eligible CDBG segment ready for construction bid and will be the first eligible CDBG segment to have construction completed, and

WHEREAS, the NewBo/Sinclair neighborhood flood control system can be completed within the CDBG grant schedule requirements, and

WHEREAS, the City of Cedar Rapids has other project funding, with less restrictive schedule requirements, to apply toward the Quaker Oats neighborhood flood control system,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA to submit to the Iowa Economic Development Authority a request of amendment to project limits for the Community Development Block Grant (CDBG) Program, Disaster Recovery Infrastructure Contract 08-DRIEF-200CR for the East Side Cedar River Flood Control System to include the NewBo/Sinclair neighborhood, and to authorize the City Manager or designee to execute associated contract amendment documents.

PASSED\_DAY\_TAG

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MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Jasmine Almoayed  
**E-mail Address:** j.almoayed@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5349

**Alternate Contact Person:** Jennifer Pratt  
**E-mail Address:** j.pratt@cedar-rapids.org

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

**Description of Agenda Item:** CONSENT AGENDA

Resolution authorizing the adoption of a Memorandum of Agreement between the City of Cedar Rapids and the Cedar Rapids Metro Economic Alliance for the fiscal year ending June 30, 2016. CM002-16

**Background:**

The Cedar Rapids Metro Economic Alliance (CRMEA) combines the economic and community development efforts of the former Cedar Rapids Area Chamber of Commerce, Cedar Rapids Downtown District and Priority One. The vision is to be the top economic growth region in the country through core functions of business support, community development, economic development, public policy and regional development.

This resolution is to adopt the memorandum of agreement which has been negotiated between the CRMEA and City Staff beginning January 1, 2016. The CRMEA agrees to the goals and objectives outlined, and will track and report on their success, as well as the agreed upon key performance indicators through June 30, 2016.

**EnvisionCR Element/Goal:** InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

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

**Alternative Recommendation:** City Council may table this item and request further information

**Time Sensitivity:** None

**Resolution Date:** January 12, 2016

**Budget Information:**

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



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

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids Metro Economic Alliance combines the economic and community development efforts of the former Cedar Rapids Area Chamber of Commerce, Cedar Rapids Downtown District and Priority One.

WHEREAS, the vision of the Cedar Rapids Metro Economic Alliance is to be the top economic growth region in the country through core functions of business support, community development, economic development, public policy and regional development.

WHEREAS, as part of the City's comprehensive planning, the City Council of Cedar Rapids has identified the following goal for economic development:

*Make Cedar Rapids a desirable place for businesses to start, move, and grow by leveraging resources to invest in business districts and amenities that keep and attract a skilled workforce.*

- Targeted use of resources to maximize impact and rebuild core of the city and second tier of neighborhoods surrounding the core
- Maintain and enhance existing funding sources
- Increase number of high-quality jobs
- Maximize property tax revenue
- Create an environment for private investment budget
- Attract workers with quality of life amenities
- Diversify the economic base
- Retain and expand existing businesses; attract new and startup businesses
- Require accountability of City funds provided to organizations

WHEREAS, the City of Cedar Rapids recognizes the importance of the Cedar Rapids Metro Economic Alliance and its impact on economic development for both the City and the region.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Council authorizes adoption of the memorandum of agreement which has been negotiated between the Cedar Rapids Metro Economic Alliance and City staff for one year ending June 30<sup>th</sup>, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## Council Agenda Item Cover Sheet

**Submitting Department:** City Manager

**Presenter at Meeting:** Angie Charipar  
**E-mail Address:** a.charipar@cedar-rapids.org

**Phone Number/Ext.:** 319-286-5090

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

**Phone Number/Ext.:**

**Description of Agenda Item:** Special events

Resolution authorizing payments to various non-profit special events held in Cedar Rapids for the fiscal year 2016 from the Special Event Public Safety Fund. CIP/DID #OB568164

### Background:

Beginning in fiscal year 2011, the Cedar Rapids City Council put in place public safety funding to provide financial support to special events utilizing the services of the Cedar Rapids Special Duty Police program. Approximately 30-40 events per year hire special duty police to provide public safety, traffic control, and crowd management services at special events in Cedar Rapids.

On January 8, 2013, the Council approved Resolution No. 0024-01-13 authorizing the City Manager to implement the Special Event Public Safety Fund Policy to provide support for community special events as defined in the policy.

The criteria for special event applicants to receive Public Safety Funds includes:

- Events are provided funding for the amount invoiced from the Cedar Rapids Special Duty Police program, or \$1,000 per event, whichever is less.
- Organizations may receive a maximum of \$5,000 per fiscal year. Funding will be distributed twice annually.
- Organizations must be a non-profit, or the proceeds from the event must be directed toward a non-profit
- Organizations and/or special events to which the City contributes Hotel/Motel funding are not eligible.

This resolution is authorizing payment to nine different non-profit special event applicants for a total of \$7,075.48 for FY16 funding (July 1, 2015 to June 30, 2016).

**EnvisionCR Element/Goal:** InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

**Action/Recommendation:** Approve payment to non-profit organizations for special events held in Cedar Rapids as indicated in resolution.

**Alternative Recommendation:**

**Time Sensitivity:** .

**Resolution Date:** January 12, 2016

**Budget Information:**

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the Cedar Rapids City Council approved Resolution No. 0024-01-13 which established the Special Event Public Safety Fund Policy to provide financial support for community special events, and

WHEREAS, nine individual non-profit organizations have applied for reimbursement for their Special Duty Police officers utilized to provide public safety, traffic control and/or crowd management services at special events in Cedar Rapids during FY16 (July 1, 2015 to June 30, 2016).

Non-Profit Organization	Event Name	Event Dates	Amount
Matthew 25	Flood the Run	8/15/15	832.14
Corridor Running	New Bo Run	9/6/15	1,000.00
Iowa Epilepsy Foundation	Trashmore 5K	9/12/15	588.00
Jefferson High School	Jefferson Homecoming Parade	9/17/15	451.47
Alzheimer's Association	Walk to End Alzheimer's	9/26/15	147.00
Hawkeye Area Down Syndrome	HADSA'S Step Up for Down Syndrome	9/27/15	1,000.00
CR Schools	Five Seasons Invitational	10/3/15	784.00
Mercy Medical Center	Especially for You Race	10/4/15	1,000.00
CR Schools	State Marching Band Festival	10/10/15	882.00
McKinley Middle School	Pirates of Penance play	10/29 and 10/30	260.58
McKinley Middle School	Fall Band Concert	11/10/15	130.29
<b>Total</b>			<b>\$7,075.48</b>

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Finance Department is hereby authorized to issue payments to the above non-profit organizations for the amounts listed above from the public safety FY16 Fund [Fund 101, Dept ID 181000, class 13218].



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:** CONSENT AGENDA

Resolution authorizing an Economic Development Grant payment to PBI-GRR in the amount of \$187,326.58.

CIP/DID #OB715

**EnvisionCR Element/Goal:** InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

**Background:**

A resolution has been prepared to authorize payment of an Economic Development Grant to PBI-GRR in the amount of \$187,326.58. The grant payment is contingent upon the completion of minimum improvements specified in the Development Agreement with the City.

The City of Cedar Rapids and PBI-GRR, LLC entered into *Agreement for Private Redevelopment* on April 18, 2008. The Agreement set forth redevelopment and housing requirements of PBI-GRR, LLC and further provided for City payment of semi-annual Economic Development Grants based on the redevelopment of housing. This payment of \$187,326.58 completes the City's obligation to PBI-GRR, LLC.

**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:** January 12, 2016

**Budget Information:** The grant payment is generated through the increased property valuation of the project. The payment is budgeted and paid solely from the OSADA Tax Increment Financing Fund Account.

**Local Preference Policy:** NA

**Recommended by Council Committee:** NA

RESOLUTION NO. LEG\_NUM\_TAG

WHEREAS, the City of Cedar Rapids and PBI-GRR, LLC have entered into *Agreement for Private Redevelopment* (the "Agreement") dated April 18, 2008 which set forth redevelopment and housing requirements of PBI-GRR, LLC and further provided for City payment of semi-annual Economic Development Grants based on the redevelopment of housing, and

WHEREAS, the redevelopment improvements specified in the Agreement are entirely within the OSADA Urban Renewal Area as established by the City Council through Resolution No. 1660-08-96 on August 14, 1996, and

WHEREAS, upon submission of proper renovation and housing certification, PBI-GRR, LLC is qualified to receive an Economic Development Grant as provided under Section 8.1 (Housing Redevelopment Grants) of the Agreement that totals \$187,326.58,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Auditor and City Treasurer are hereby authorized to make an Economic Development Grant payment to PBI-GRR, LLC in the amount of \$187,326.58 to be paid from the OSADA Tax Increment Financing fund (Acct. #7517-751700-751790).

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

**Phone Number/Ext.:** 5968

**Description of Agenda Item:** REGULAR AGENDA

Report on bids for the UASB Reactor No. 3 Improvements project (estimated cost is \$250,000) (Steve Hershner).

Resolution awarding and approving contract in the amount of \$262,000, bond and insurance to WRH, Inc. 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.

One bid was received on December 16, 2015 for the UASB Reactor No. 3 Improvements project.

**Bidder**  
WRH, Inc.

**Office Location**  
South Amana, IA

**Lump Sum Bid**  
\$262,000

The Engineer's estimate was \$250,000, which is \$12,000 (or approximately 5 percent) below the bid price. The difference can be attributed to several factors. While multiple contractors were notified of the job prior to the bid and signed up to be included on the plan holders list, WRH was the only contractor that submitted a bid on the job. The size of the job is relatively small and given the recent recovery of the construction market, there may be fewer contractors available to take on smaller projects that have a relatively short duration.

A motion to publish a Notice of Hearing and Letting was approved by the City Council on November 17, 2015. The public hearing was held December 1, 2015. A pre-bid meeting was held on December 1, 2015. The work is anticipated to begin March 2016 and be completed by June 15, 2016.

**Action/Recommendation:** The Utilities Department-Water Pollution Control Division recommends awarding the contract to WRH, Inc. in the amount of \$262,000.

**Alternative Recommendation:** None

**Time Sensitivity:** 01-12-16

**Resolution Date:** 01-12-16

**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. 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, the City Council adopted a motion that directed the City Clerk to give notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the UASB Reactor No. 3 Improvements project (Contract No. 615162-03) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on November 21, 2015 pursuant to which a public hearing was held on December 1, 2015, and

WHEREAS, the following bids were received, opened and announced on December 16, 2015 by the Utilities Director, or designee, and said officer has now reported the results of the bidding and made recommendations thereon to the City Council at its next meeting on January 12, 2016:

WRH, Inc.	South Amana, IA	\$262,000
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AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$262,000, 553000-615-615000-x-x-615162, and

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

1. The previous delegation to the Utilities Director, or his designee, to receive, open and publicly announce the bids, and report the results thereof to the City Council at its next meeting is hereby ratified and approved;

2. WRH, Inc. is the lowest responsive, responsible bidder on said work and the Utilities Director, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to registration with the Department of Labor, the Bid of WRH, Inc. is hereby accepted, and the contract for the public improvement is hereby awarded to WRH Inc.;

4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED, that the bid securities of the unsuccessful bidders be returned to them by the City Clerk, and

BE IT FURTHER RESOLVED, that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.



PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## 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 \$106,000 plus incentive up to \$10,000, bond and insurance of Tricon General Construction for the Veterans Memorial Stadium Americans with Disabilities Act (ADA) Compliance project (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:**

Tricon General Construction, Cedar Rapids, IA	\$106,000
Incentive up to	\$ 10,000
Total	\$116,000
Kleiman Construction, Inc., Cedar Rapids, IA	\$118,821
Woodruff Construction, LLC, Waterloo, IA	\$122,750
Garling Construction, Inc., Belle Plaine, IA	\$141,000

Tricon General Construction submitted the lowest of the bids received on December 23, 2015 for the Veterans Memorial Stadium Americans With Disabilities Act (ADA) Compliance project. The bid is within the approved budget. Construction work is expected to begin this winter and anticipated to be completed by November 14, 2016.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$106,000 plus incentive up to \$10,000, bond and insurance of Tricon General Construction for the Veterans Memorial Stadium Americans With Disabilities Act (ADA) Compliance 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 January 12, 2016 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** January 12, 2016

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

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



December 23, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Veterans Memorial Stadium Americans With Disabilities Act (ADA) Compliance, Contract Number 314100-02

Dear City Council:

Bids were received on December 23, 2015 for the Veterans Memorial Stadium Americans With Disabilities Act (ADA) Compliance project as follows:

Tricon General Construction, Cedar Rapids, IA	\$106,000
Kleiman Construction, Inc., Cedar Rapids, IA	\$118,821
Woodruff Construction, LLC, Waterloo, IA	\$122,750
Garling Construction, Inc., Belle Plaine, IA	\$141,000

The engineers cost opinion for this work is \$227,375. 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 "Kevin Vrhoticky".

Kevin Vrhoticky, P.E.  
Civil Engineer

KWV/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 December 1, 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 Americans with Disabilities Act (ADA) Compliance (Contract No. 314100-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on December 5, 2015 pursuant to which a public hearing was held on December 15, 2015, and

WHEREAS, the following bids were received, opened and announced on December 23, 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 January 12, 2016:

Tricon General Construction, Cedar Rapids, IA	\$106,000
Incentive up to	<u>\$ 10,000</u>
Total	\$116,000
Kleiman Construction, Inc., Cedar Rapids, IA	\$118,821
Woodruff Construction, LLC, Waterloo, IA	\$122,750
Garling Construction, Inc., Belle Plaine, IA	\$141,000

WHEREAS, general ledger coding for this public improvement shall be as follows:  
\$116,000 314-314000-18401-314100 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. Tricon General Construction is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Tricon General Construction is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Tricon General Construction.
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





PROJECT LOCATION

Veterans  
Memorial  
Stadium

Kingston  
Stadium

VETERANS MEMORIAL DR SW

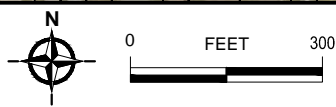
ROCKFORD ROAD SW

14TH AVE SW

15TH AVE SW



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



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



## 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:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$1,562,624 plus incentive up to \$70,000, bond and insurance of Municipal Pipe Tool Co., LLC for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 project (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:**

MUNICIPAL PIPE TOOL CO., LLC (HUDSON, IA)	\$1,562,624.00
Incentive up to	\$ 70,000.00
Total	\$1,632,624.00
MICHELS CORPORATION, (BROWNSVILLE, WI)	\$1,577,872.00
LAMETTI & SONS, INC. (HUGO, MN)	\$1,629,994.00
INSITUFORM TECHNOLOGIES USA, LLC (CHESTERFIELD, MO)	\$1,764,608.60
SAK CONSTRUCTION, LLC (O'FALLON, MO)	\$1,775,625.00
VISU-SEWER, INC. (PEWAUKEE, WI)	\$1,901,206.84

Municipal Pipe Tool Co. LLC submitted the lowest of the bids received on January 6, 2016 for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 project. The bid is within the approved budget. Construction work is expected to begin this spring and anticipated to be completed by September 15, 2016.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$1,562,624 plus incentive up to \$70,000, bond and insurance of Municipal Pipe Tool Co., LLC for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 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.

**Resolution Date:** January 12, 2016

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

**Local Preference Policy:** NA

**Explanation:** CIP Project

**Recommended by Council Committee:** NA

**Explanation:** NA





January 6, 2016

City Council  
City of Cedar Rapids

RE: Report on bids as read for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8, Contract Number SSD103-15

Dear City Council:

Bids were received on January 6, 2016 for the Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 project as follows:

MUNICIPAL PIPE TOOL CO. LLC (HUDSON, IA)	\$1,562,624.00
MICHELS CORPORATION, (BROWNSVILLE, WI)	\$1,577,872.00
LAMETTI & SONS, INC. (HUGO, MN)	\$1,629,994.00
INSITUFORM TECHNOLOGIES USA, LLC (CHESTERFIELD, MO)	\$1,764,608.60
SAK CONSTRUCTION, LLC (O'FALLON, MO)	\$1,775,625.00
VISU-SEWER, INC. (PEWAUKEE, WI)	\$1,901,206.84

The engineer's cost opinion for this work is \$2,140,000. 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 "Sandy Pumphrey".

Sandy Pumphrey, P.E.  
Project Engineer II

SJP/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 December 1, 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 Sanitary Sewers Quadrant Flood Repairs Northwest and Southwest Lining Package #8 (Contract No. SSD103-15) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on December 5, 2015 pursuant to which a public hearing was held on December 15, 2015, and

WHEREAS, the following bids were received, opened and announced on January 6, 2016 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 January 12, 2016:

MUNICIPAL PIPE TOOL CO., LLC (HUDSON, IA)	\$1,562,624.00
Incentive up to	\$ 70,000.00
Total	\$1,632,624.00
 MICHELS CORPORATION, (BROWNSVILLE, WI)	 \$1,577,872.00
LAMETTI & SONS, INC. (HUGO, MN)	\$1,629,994.00
INSITUFORM TECHNOLOGIES USA, LLC (CHESTERFIELD, MO)	\$1,764,608.60
SAK CONSTRUCTION, LLC (O'FALLON, MO)	\$1,775,625.00
VISU-SEWER, INC. (PEWAUKEE, WI)	\$1,901,206.84

WHEREAS, general ledger coding for this public improvement shall be as follows: \$1,632,624; \$660,050 330-330210-18511-SSD101, \$972,574 330-330210-18511-SSD103 FLOOD,

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. Municipal Pipe Tool Co., LLC is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Officer and registration with the Department of Labor, the Bid of Municipal Pipe Tool Co., LLC is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Municipal Pipe Tool Co., LLC.
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:** 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:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$121,410, plus incentive up to \$8,000, bond and insurance of CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal project (estimated cost is \$106,800) (Paving for Progress).

CIP/DID #301990-09

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

**Background:**

CAJ Enterprises, Inc. dba Chris Jones Trucking, West Branch, IA	\$121,410.00
Incentive up to	<u>\$ 8,000.00</u>
Total	\$129,410.00
 Tschiggfrie Excavating, Dubuque, IA	 \$369,592.45

CAJ Enterprises, Inc. dba Chris Jones Trucking submitted the lowest of the bids received on December 16, 2015 for the 2016 Tree and Vegetation Removal project. The bid is within the approved budget. Construction work is anticipated to begin this winter and expected to be completed by March 18, 2016.

**Action/Recommendation:** The Public Works Department recommends approval of the Resolution to award and approve approving contract in the amount of \$121,410 plus incentive up to \$8,000, bond and insurance of CAJ Enterprises, Inc. dba Chris Jones Trucking for the 2016 Tree and Vegetation Removal 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 January 12, 2016 may require re-bidding and affect the construction schedule for the improvements.

**Resolution Date:** January 12, 2016

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

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



December 16, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read for the 2016 Tree and Vegetation Removal,  
Contract Number 301990-09

Dear City Council:

Bids were received on December 16, 2015 for the 2016 Tree and Vegetation Removal project as follows:

CAJ ENTERPRISES INC.	\$121,410.00
DBA CHRIS JONES TRUCKING (WEST BRANCH, IA)	
TSCHIGGFRIE EXCAVATING (DUBUQUE, IA)	\$369,592.45

The engineers cost opinion for this work is \$106,800. 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



Lee Tippe, P.E.  
Project Engineer II

LJT/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 December 1, 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 2016 Tree and Vegetation Removal (Contract No. 301990-09) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on December 5, 2015 pursuant to which a public hearing was held on December 15, 2015, and

WHEREAS, the following bids were received, opened and announced on December 16, 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 January 12, 2015:

CAJ Enterprises, Inc. dba Chris Jones Trucking, West Branch, IA	\$121,410.00
Incentive up to	<u>\$ 8,000.00</u>
Total	\$129,410.00

Tschiggfrie Excavating, Dubuque, IA	\$369,592.45
-------------------------------------	--------------

WHEREAS, general ledger coding for this public improvement shall be as follows:  
\$1,134.08 301-301000-7970-301696, \$10,206.72 304-304000-304257, \$18,088.69 325-325000-325008, \$2,721.79 301-301000-7970-3012050, \$12,928.52 310-301000-7970-3012091, \$680.44 301-301000-7970-3012099, \$1,474.30 301-301000-7970-3012111, \$2,721.80 301-301000-3012115, \$5,103.36 301-301000-7970-3012116, \$1,927.92 301-301000-7970-3012120, \$1,587.71 301-301000-7970-3012127, \$1,587.71 301-301000-7970-3012131, \$9,367.51 301-301000-7970-3012092, \$567.04 301-301000-7970-3012130 \$5,670.41, 301-301000-301929, \$5,443.59 301-301000-301446, \$1,134.08 301-301000-301500, \$907.27 301-301000-7970-3012126, \$45,249.79 331-331000-7972-3313514, \$907.27 301-301000-7970-3012151

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. CAJ Enterprises, Inc. dba Chris Jones Trucking 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 CAJ Enterprises, Inc. dba Chris Jones Trucking is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to CAJ Enterprises, Inc. dba Chris Jones Trucking.
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

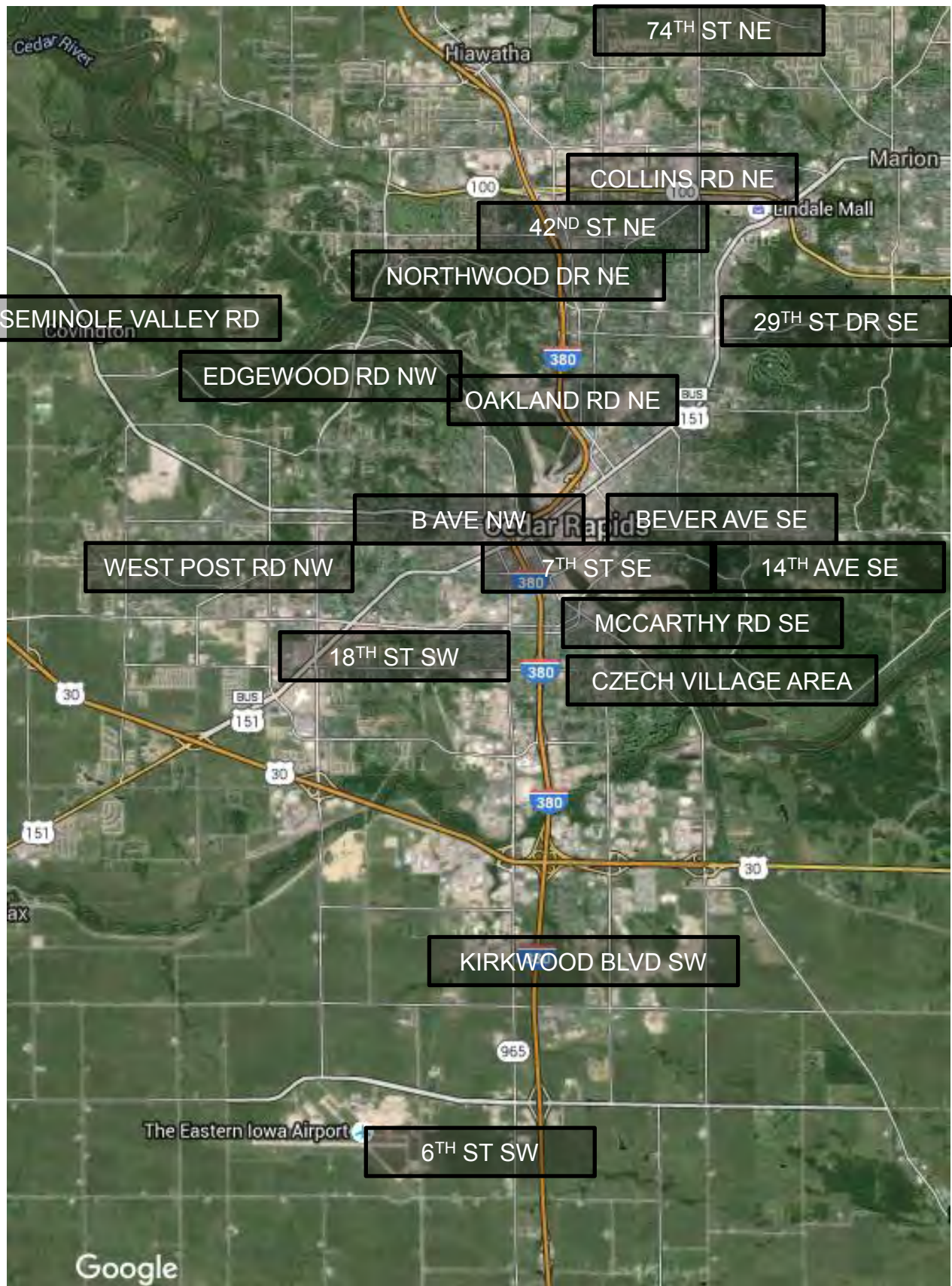
LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG







## Council Agenda Item Cover Sheet

**Submitting Department:** Public Works

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

**Phone Number/Extension:** 5141

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

**Phone Number/Extension:** 5153

**Description of Agenda Item:** REGULAR AGENDA

Report on bids and resolution awarding and approving contract in the amount of \$1,639,705.25 plus incentive up to \$103,500, bond and insurance of Pirc-Tobin Construction, Inc. 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 (estimated cost is \$1,870,000) (Paving for Progress).  
 CIP/DID #301240-07

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

**Background:**

Pirc-Tobin Construction, Inc., Alburnett, IA	\$1,639,705.25
Incentive up to	\$ 103,500.00
Total	\$1,743,205.25

Rathje Construction Co., Marion, IA	\$1,968,279.25
Synergy Contracting, Bondurant, IA	*\$2,108,676.86

\*Multiplication/Addition error found in bid

Pirc-Tobin Construction, Inc. submitted the lowest of the bids received on December 16, 2015 for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utility Replacement project. The bid is within the approved budget. Construction work is anticipated to begin this spring and be completed within 88 working days.

The Instructions to Bidders (Section 200 14.01) and contract documents require contractor bids based on unit price. Accordingly, the bid of Synergy Contracting was corrected to be \$2,108,676.86, 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 \$1,639,705.25 plus incentive up to \$103,500, bond and insurance of Pirc-Tobin Construction, Inc. for the 1st Avenue East from 27th to 29th and 31st to 34th Street Utility Replacement 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

**Resolution Date:** January 12, 2016

**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) Requires \$625,000 FY17 Revenue Bonds	
(2) Requires \$320,000 FY17 Revenue Bonds	

**Local Preference Policy:** NA

**Explanation:** NA

**Recommended by Council Committee:** NA

**Explanation:** NA



December 16, 2015

City Council  
City of Cedar Rapids

RE: Report on bids as read 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, Contract Number 301240-07

Dear City Council:

Bids were received on December 16, 2015 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 as follows:

Pirc-Tobin Construction, Inc., Alburnett, IA	\$1,639,705.25
Rathje Construction Co., Marion, IA	\$1,968,279.25
Synergy Contracting, Bondurant, IA	\$2,111,876.86

The engineers cost opinion for this work is \$1,870,000. 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 "Lee Tippe".

Lee Tippe, P.E.  
Project Engineer II

LJT/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 17, 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 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 (Contract No. 301240-07) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice was published in the Cedar Rapids Gazette on November 21, 2015 pursuant to which a public hearing was held on December 1, 2015, and

WHEREAS, the following bids were received, opened and announced on December 16, 2014 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 January 12, 2015:

Pirc-Tobin Construction, Inc., Alburnett, IA	\$1,639,705.25
Incentive up to	\$ 103,500.00
Total	\$1,743,205.25

Rathje Construction Co., Marion, IA	\$1,968,279.25
Synergy Contracting, Bondurant, IA	*\$2,108,676.86

\*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 Synergy Contracting was corrected to be \$2,108,676.86, 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:  
\$35,012.70 301-301000-7970-301240 LOST, \$801,907.60 655-655000-655939, \$906,284.95  
625-625000-625884-6250024

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. Pirc-Tobin 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 registration with the Department of Labor, the Bid of Pirc-Tobin Construction, Inc. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Pirc-Tobin Construction, Inc..

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.

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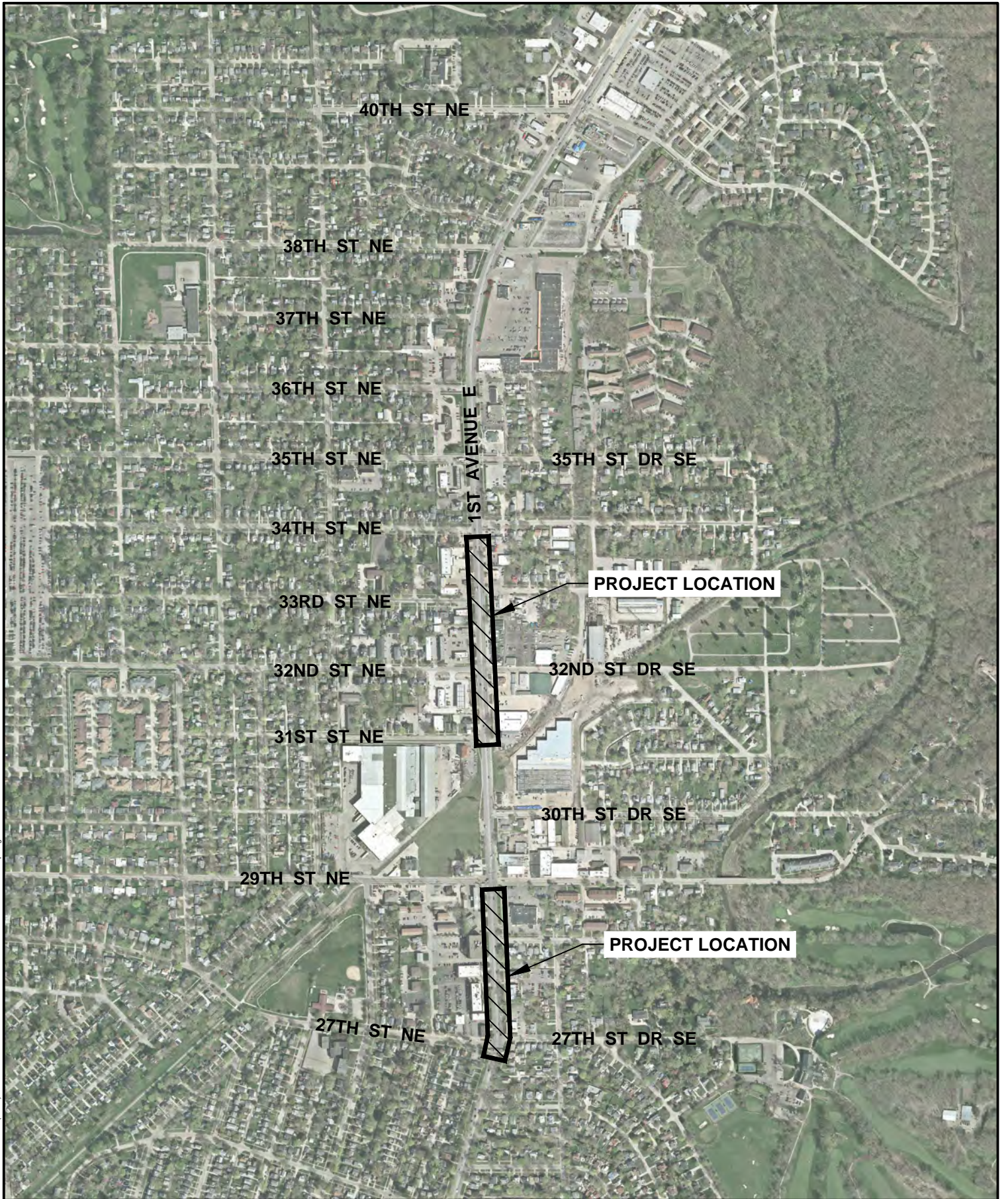
MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG





Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\301240 - 1st Ave E from 27th St to 40th St\301240 Council Map.dwg





## Council Agenda Item Cover Sheet

**Submitting Department:** Community Development

**Presenter at Meeting:** Caleb Mason

**Phone Number/Ext.:** 319 286-5188

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

**Alternate Contact Person:** Jennifer Pratt

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

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

**Description of Agenda Item:** ORDINANCES – Second Reading

Second Reading to consider an Ordinance relating to the collection of tax increment within the proposed Miron Construction Urban Renewal Area located at 335 French Court SW. CIP/DID #TIF-0003-2015

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

### Background:

The Ordinance establishes an Urban Renewal Area to provide a mechanism to provide City financial participation under the City's High Quality Jobs and Green Building Program.

The City has received a request for City participation under the High Quality Jobs and Green Building Programs from Miron Construction Co., Inc. and Commercial Horizons for the construction of an office and warehouse building at 335 French Ct SW. On November 3, 2015 the City Council adopted Resolution Nos. 1581-11-15 and 1536-11-15 which approved financial support for the Miron Construction office facility under the High Quality Jobs and Green Building program and to begin the process of establishing the Miron Construction Urban Renewal Area as the mechanism for the City participation.

The proposed project includes construction of a 12,000 square foot LEED-certified office building and 6,800 square foot warehouse facility to house the office and construction operations of Miron Construction, Inc. with a total estimated investment of \$4.0 million. Miron's project will consolidate its eastern Iowa office and construction operations, part of which is currently located within Cedar Rapids' corporate limits. The site will allow for future expansion capabilities.

The establishment of the Urban Renewal Area is based on the following schedule:

- 11/03/15 Setting the public hearing
- 11/18/15 Consultation with affected taxing agencies
- 12/03/15 City Planning Commission Review
- 12/15/15 Public hearing and introduction of First Reading of the Ordinance
- 01/12/16 Second Ordinance Reading
- 1/26/15 Third Ordinance Reading

To qualify for City assistance, Miron must add 10 or more employees whose pay is at or above the State's labor shed wage threshold for the High Quality Jobs program. Additionally, to receive the incentive boost provided under the City's Green Building program, the development is required to be LEED certified, as is being proposed. Those and other terms will be included in a Development Agreement which will be presented before the City Council at a later date.

**Action/Recommendation:** City staff recommends holding the public hearing and possible approval of the First Reading.

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

**Time Sensitivity:** NA

**Resolution Date:** NA

**Budget Information:** NA

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

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

ORDINANCE NO. LEG\_NUM\_TAG

AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES ARE LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE MIRON CONSTRUCTION URBAN RENEWAL AREA OF THE CITY OF CEDAR RAPIDS, COUNTY OF LINN, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF CEDAR RAPIDS, COUNTY OF LINN, COLLEGE COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH URBAN RENEWAL PROJECT ACTIVITIES UNDERTAKEN IN FURTHERANCE OF THE PLAN FOR THE MIRON CONSTRUCTION URBAN RENEWAL AREA.

WHEREAS, the City Council, after public notice and hearing and as prescribed by law and pursuant to Resolution No. 1744-12-15 passed and approved on the 15th day of December, 2015, adopted the Urban Renewal Plan (the "Urban Renewal Plan") for an urban renewal area known as the Miron Construction Urban Renewal Area (the "Urban Renewal Project Area") that includes lots and parcels located within the area described as follows:

Lot 5, Roger L. French Addition to the City of Cedar Rapids, Linn County, Iowa

WHEREAS, expenditures and indebtedness are anticipated to be incurred by the City of Cedar Rapids, Iowa in the future to finance urban renewal project activities carried out in furtherance of the objectives of the Urban Renewal Plan; and

WHEREAS, the City Council of the City of Cedar Rapids, Iowa desires to provide for the division of revenue from taxation in the Urban Renewal Project Area, as above described, in accordance with the provisions of Section 403.19 of the Code of Iowa.

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

Section 1: The taxes levied on the taxable property in the Miron Construction Urban Renewal Area, legally described in Section 1 hereof, by and for the benefit of the State of Iowa, City of Cedar Rapids, County of Linn, College Community School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

Section 2: That portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts upon the total sum of the assessed value of the taxable property in the Urban Renewal Project Area, as shown on the assessment roll as of January 1 of the calendar year preceding the first calendar year in which the City of Cedar Rapids certifies to the County Auditor of the amount of loans, advances, indebtedness, or bonds payable from the division of property tax revenue described herein (which certification is directed to be made during the 2015 calendar year), shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid (base year taxes).

Section 3: That portion of the taxes each year in excess of the base period taxes for the Miron Construction Urban Renewal Area, shall be allocated to and when collected be paid into the special tax increment fund previously established by the City of Cedar Rapids to pay the principal of and interest on loans, monies advanced to, or indebtedness, whether funded, refunded, assumed or otherwise, including bonds issued under authority of Section 403.9 or Section 403.12 of the Code of Iowa, incurred by the City of Cedar Rapids, Iowa to finance or refinance, in whole or in part, urban renewal projects undertaken within the Miron Construction Urban Renewal Area pursuant to the Urban Renewal Plan for said Miron Construction Urban Renewal Area, except that taxes for the payment of bonds and interest of each taxing district shall be collected against all taxable property within the Miron Construction Urban Renewal Area without any limitation as hereinabove provided.

Section 4: Unless or until the total assessed valuation of the taxable property in the areas of the Miron Construction Urban Renewal Area exceeds the total assessed value of the taxable property in said areas shown by the assessment rolls referred to in Section 3 of this Ordinance, all of the taxes levied and collected upon the taxable property in the Miron Construction Urban Renewal Area shall be paid into the funds for the respective taxing districts as taxes by or for the taxing districts in the same manner as all other property taxes.

Section 5: At such time as the loans, monies advanced, bonds and interest thereon and indebtedness of the City of Cedar Rapids referred to in Section 4 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the Miron Construction Urban Renewal Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 7: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Miron Construction Urban Renewal Area under the provisions of Section 403.19 of the Code of Iowa, as amended with respect to the division of taxes from property within the Miron Construction Urban Renewal Area as described above. In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Miron Construction Urban Renewal Area and the territory contained therein.

Section 8: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Introduced this 15th day of December, 2015.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:

ClerkSignature

LEG\_TABLED\_TAG



## 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

First reading of Ordinance 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 conduct a first reading of the Ordinance on January 12, 2016.

**Alternative Recommendation:** Ordinance will not be enacted without a first reading.

**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

ORDINANCE NO. LEG\_NUM\_TAG

CHAPTER 22A - NUISANCE PROPERTIES

ORDINANCE AMENDING CHAPTER 22A OF THE MUNICIPAL CODE, NUISANCE PROPERTY, BY DELETING CHAPTER 22A AND ENACTING NEW CHAPTER 22A IN ITS PLACE, ESTABLISHING REGULATIONS RELATING TO STATEMENT OF PUBLIC POLICY, NUISANCE ACTIVITY, SERVICE OF NOTICE, PROHIBITIONS, AND ADMINISTRATIVE APPEALS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Municipal Code is amended as follows:

Section 1. Chapter 22A of the Cedar Rapids Municipal Code is hereby deleted and a new Chapter 22A is enacted in lieu thereof as follows:

“22A.01 - STATEMENT OF PUBLIC POLICY.

The City of Cedar Rapids has an interest in ensuring a higher quality of life for its citizens, preserving property values and controlling the costs of taxpayer funded services such as police, fire and property code enforcement. In furtherance of that interest, the City seeks to ensure that properties within the City limits are well maintained and are not resorted to for purposes of unlawful conduct or conduct which disturbs the peaceable use of surrounding properties. Accordingly, it is the policy of the City that properties which are shown to be Nuisance Properties as defined by this Chapter shall be subject to the abatement process and charges set forth herein.

The City also has an interest in encouraging individuals to contact police and fire for emergency assistance. Accordingly, it is the policy of the City that the provisions of this Chapter shall not apply to a call made for Emergency Assistance as defined by this Chapter.

Further, the City acknowledges that conduct within the scope of this Chapter may arise out of a mental health condition and that, accordingly, any documented mental health condition of which City Officials are made aware may be taken into account when applying the terms of this Chapter.

22A.02 - DEFINITIONS.

As used in this Chapter, the following terms shall have the following meanings:

- a. "Abate" means to prevent and/or eliminate.
- b. "City Manager" means that person employed by the City as its City Manager or designee of that person.
- c. "Call for Service" means any occasion on which one or more members of any City Department go to a Property for purposes of investigating suspected Nuisance Activity. A Call for Service is not Founded unless it meets the definition herein of "Founded Call for Service."

- d. "Corrective Action" means any action taken with respect to a Nuisance Property for the purpose of Abating Nuisance Activity.
- e. "Emergency Assistance" means immediate intervention by first responders in order to prevent or stop further damage to person or property.
- f. "Founded Call for Service" means any occasion on which a Call for Service results in a finding of probable cause to believe Nuisance Activity occurred on or within one thousand feet of the Property to which the Call for Service was made. A Founded Call for Service shall not be applied if an Interested Party is the party who reported the criminal activity that resulted in the Call for Service to the City.
- g. "Health, Environmental or Solid Waste violation" means a violation of Chapter 21, Chapter 24, Chapter 25, or Chapter 29 of the Cedar Rapids Municipal Code.
- h. "Interested Party" means a Property Owner, resident, tenant, occupant or person in possession or control of a property.
- i. "Nuisance Activity" means conduct giving rise to the conditions, events, and/or situations described in Section 22A.03.
- j. "Nuisance Property" means a Property which meets the criteria set forth in Section 22A.03.
- k. "Nuisance Property Abatement Plan" means that written plan which is developed by a Property Owner, whether or not it is developed in consultation with the Nuisance Property Abatement Coordinator, pursuant to which the Property Owner undertakes Corrective Action at a Nuisance Property.
- l. "Nuisance Property Abatement Coordinator ("NPAC") " is the City official charged with the administration and enforcement of this Chapter, or any duly authorized representative thereof.
- m. "Permittee" means a person present on a particular property where an Interested Party has allowed, consented to, or otherwise acquiesced in that person's presence, and shall include a person whose presence the Interested Party has failed to prevent or remove.
- n. "Property" means any real estate, including land, and that which is affixed, incidental, or appurtenant to the real estate. For Property consisting of more than one unit, the term Property may refer to a particular unit or to the portion of the Property on which Nuisance Activity has occurred or is occurring. Property may also include areas used in common by all units of the Property, including without limitation, other structures erected on the Property and areas used for parking, loading, and landscaping.
- o. "Property Owner" means the owner of record of the Property in question as shown on the City of Cedar Rapids Assessors website.
- p. The phrase "within one thousand feet of the Property" means the distance measured from the central point of any Nuisance Activity to the nearest point along the parcel line for the Property with which the Interested Party or Permittee is associated. For purposes of this Chapter, the Property of an Interested Party or Permittee who is not responsible for the Founded Nuisance Activity shall not be subject to Section 22A.03.

## 22A.03 – NUISANCE PROPERTY

Property shall be deemed Nuisance Property upon a determination by the NPAC that any one or more of the following subsections is true with respect to the Property:

- a. One or more Founded Calls for Service have been made concerning the following Nuisance Activities at or within one thousand feet of the Property within a period of twelve consecutive months, whether committed by an Interested Party or Permittee(s) of an Interested Party:
  1. Manufacture or delivery of a controlled substance in violation of Iowa Code Chapter 124;
  2. Kidnapping as defined in Iowa Code Chapter 710;
  3. Arson as defined in Iowa Code Chapter 712;
  4. Burglary as defined in Iowa Code Chapter 713;
  5. Robbery as defined in Iowa Code Chapter 711;
  6. Sex abuse as defined in Iowa Code Chapter 709;
  7. Intimidation with a Dangerous Weapon as defined in Iowa Code Section 708.6;
  8. Willful injury as defined in Iowa Code Section 708.4;
  9. Sexual exploitation of a minor in violation of Iowa Code Section 728.12;
  10. Felony gambling in violation of Iowa Code Chapter 725.7;
  11. Felony criminal mischief as defined in Iowa Code Chapter 716;
  12. Animal contests in violation of Iowa Code Chapter 717D;
  13. Possessing or carrying a dangerous weapon as defined in Iowa Code Section 724;
  14. Riot as defined in Iowa Code Section 723.1;
  15. Failure to abate Odors or Offensive Annoyances as defined in Cedar Rapids Municipal Code Section 22.01(a)(2) and prohibited by Section 22.05 thereof;
  16. Owning, keeping or harboring a Dangerous Animal as defined in Cedar Rapids Municipal Code Section 23.01 and prohibited by Section 23.21 thereof;
  17. Prostitution as defined in Iowa Code Chapter 725.
- b. Two or more Founded Calls for Service have been made concerning the following Nuisance Activities at or within one thousand feet of the Property within a period of twelve consecutive months, whether committed by an Interested Party or Permittee(s) of an Interested Party:
  1. Possession of a controlled substance in violation of Iowa Code Chapter 124;
  2. Serious or aggravated misdemeanor criminal mischief as defined in Iowa Code Chapter 716;
  3. Serious or aggravated misdemeanor assault as defined in Iowa Code Chapter 708;
  4. Serious or aggravated misdemeanor theft as defined in Iowa Code Chapter 714;

5. Misdemeanor gambling as defined in Iowa Code Chapter 725;
  6. False imprisonment as defined in Iowa Code Section 710.7;
  7. Failing to secure or keep secure a structure in accordance with Chapter 29 of the Cedar Rapids Municipal Code and this code;
  8. An unpermitted or illegal use under Chapter 32 of the Cedar Rapids Municipal Code;
  9. Unlawful discharge of any device in violation of Section 63.10A (c) of the Cedar Rapids Municipal Code;
  10. Engaging in conduct prohibited by Section 62.33 of the Cedar Rapids Municipal Code concerning Disorderly Houses and Wrongful Drinking Establishments;
  11. Failure to disperse from an unlawful assembly as defined in Iowa Code Section 723.3;
  12. Serious or aggravated misdemeanor gambling as defined by Iowa Code Chapter 725.
- c. Three or more Founded Calls for Service have been made concerning the following Nuisance Activities at or within one thousand feet of the Property within a period of twelve consecutive months, whether committed by an Interested Party or Permittee(s) of an Interested Party:
1. A Health, Environmental, or Solid Waste violation as defined herein;
  2. Unlawful assembly in violation of Iowa Code Section 723.2;
  3. Defacing City Property and Graffiti as prohibited by Section 64.01, and/or Section 64.14, and/or Chapter 29 of the Cedar Rapids Municipal Code;
  4. Simple misdemeanor assault in violation of Iowa Code Chapter 708;
  5. Owning, keeping, harboring or knowingly permitting an animal to create such noise as to constitute a violation of Section 23.06 of the Cedar Rapids Municipal Code;
  6. Disturbing the peace in violation of Cedar Rapids Municipal Code 62.01;
  7. Consumption or intoxication in public places in violation of Iowa Code Section 123.46;
  8. Disorderly conduct in violation of Iowa Code Section 723.4;
  9. Persons under legal age in violation of Iowa Code Section 123.47;
  10. Making, continuing or causing the making or continuance of a Noise Disturbance as limited by Municipal Code Section 56.02;
- d. When any of the following occur upon the Property or within one thousand feet of the Property within a period of twelve consecutive months, except as otherwise specified, whether caused by an Interested Party or Permittee(s) of an Interested Party:
1. The property is placarded pursuant to Chapter 29 Housing Code of the Cedar Rapids Municipal Code, except when such placard is due solely to utility discontinuance for nonpayment of utility bill(s) by a tenant. When a property has

been declared a Nuisance Property based on this paragraph, any call for service to that Nuisance Property which is deemed founded for Prohibited Occupancy, as defined in Municipal Code Chapter 29 and the International Property Maintenance Code, shall be deemed a Founded Call for Service, and all costs associated with the call shall be charged to the Property Owner pursuant to Section 22A.08.

2. A second "no show" trip charge has been imposed in accordance with Chapter 29 Housing Code of the Cedar Rapids Municipal Code;
3. The City mows the property two or more times in a calendar year for an owner in violation of Chapter 21 and/or Chapter 29 of the Cedar Rapids Municipal Code;
4. The City removes snow from the sidewalk two or more times in a six month period for an owner in violation of Chapter 9 of the Cedar Rapids Municipal Code;
5. The City removes junk, debris, and/or solid waste from the property two or more times in a twelve month period for an owner in violation of Chapter 22 and/or Chapter 29 of the Cedar Rapids Municipal Code;
6. A violation of Chapter 29 of the Cedar Rapids Municipal Code(s) is prosecuted in Court and the Court rules in favor of the City;
7. A violation of Cedar Rapids Municipal Code Chapter 22 is prosecuted in Court and the Court rules in favor of the City.

Notwithstanding the foregoing, Chapter 22A shall not apply to Calls for Service made by or on behalf of an individual in need of Emergency Assistance, provided the caller(s) has (have) a good faith belief in the need for Emergency Assistance and provided, further, such Emergency Assistance is in fact necessary to prevent or stop further damage to person or property.

Except where otherwise specified, the references in this Section 22A.03 to provisions of the Iowa Code or the Cedar Rapids Municipal Code shall not be construed to mean that prosecution of the specific charge is required to proceed under this Chapter, nor shall it be construed to mean the Nuisance Activity must be proven beyond a reasonable doubt. Rather, in determining whether a Property is a Nuisance Property, the Nuisance Property Abatement Coordinator shall apply the criteria of this section using a preponderance of evidence as the standard of proof. Any determination pursuant to this section shall be subject to administrative appeal and/or Court review as set forth in this Chapter.

#### 22.04 – PROHIBITIONS.

The following are hereby prohibited by this Chapter:

- a. The creation or maintenance of or the failure to Abate a Nuisance Property.
- b. Interference, delay or hindrance of enforcement of this Chapter except to pursue appeal and/or review of administrative actions by the City Manager or NPAC.
- c. The termination of a lease agreement with a tenant or other retaliation against a



tenant because that tenant notified or otherwise complained to law enforcement or other city officials that Nuisance Activity was occurring at the Property.

- d. The termination of a lease agreement with a tenant or other retaliation against a tenant because the tenant called for Emergency Assistance for themselves or on behalf of a person in need of Emergency Assistance.

#### 22A.05 – INSPECTION OF PREMISES.

The City Manager is authorized to enter and remain upon private property to the extent reasonably necessary for the purpose of locating, identifying, investigating and documenting any Nuisance Activity as defined by this Chapter and, further, for the purpose of administering this Chapter, subject in any event to the limitations on that authority under other applicable law.

#### 22A.06 – FINDING OF VIOLATION; NUISANCE PROPERTY ABATEMENT PLAN.

- a. Upon a threshold determination by the NPAC that a Property meets the criteria of Section 22A.03 herein, the City shall cause a Notice of Violation to be served upon the Property Owner in the manner provided by this Chapter. A courtesy copy of the Notice of Violation shall also be sent by regular mail to the occupant(s) of the Property in question at the address of the Property in question.
- b. Upon the issuance of a Notice of Violation, the Property Owner may submit a Nuisance Property Abatement Plan specifying the Corrective Action the Property Owner will take, including dates by which each Corrective Action shall be completed.
- c. The NPAC shall meet with any Property Owner who has submitted a Nuisance Property Abatement Plan to review the facts of the case and Corrective Action contemplated by the Plan.
- d. The submission of a Nuisance Property Abatement Plan may be the basis for the NPAC, pursuant to Section 22A.07, to postpone by 15 days the imposition of charges otherwise due under Section 22A.08.

#### 22A.07 - NOTICE OF VIOLATION; CONTENTS.

The Notice of Violation required by this Chapter shall contain:

- a. The location of the Nuisance Property in question;
- b. A description of what constitutes the violation of this Chapter;
- c. A statement that within 15 days following service of the Notice of Violation, the Property Owner shall be charged for future Founded Calls for Service to the Nuisance Property; provided, however, that if the Property Owner submits a Nuisance Property Abatement Plan, then the NPAC may postpone by 15 days the date that Founded Calls for Service will be billed to the Property Owner.
- d. A statement that pursuant to Section 22A.11 of this Chapter, an aggrieved party may

seek administrative appeal of the NPAC's determinations that the Property is a Nuisance Property and the Notice of Violation and/or Court review as authorized by Iowa law.

#### 22A.08 – FOUNDED CALLS FOR SERVICE CHARGED TO NUISANCE PROPERTY.

With respect to a Property for which a Notice of Violation has been duly served, the NPAC shall cause to be charged to the Property Owner all costs associated with Founded Calls for Service to the Property, beginning on the date specified in the Notice of Violation and continuing thereafter until the expiration of one year from the date on the Notice of Violation. This provision shall not be construed so as to preclude an additional determination under Section 22A.03 that the Property is a Nuisance Property due to additional Nuisance Activity. In the event of such an additional finding under Section 22A.03, the twelve month period shall run from date of the most recent Notice of Violation.

Notwithstanding the foregoing, the charges otherwise due under this section may be postponed by the NPAC in accordance with 22A.06(d) and 22A.07(c).

#### 22A.09 – EMERGENCY ABATEMENT.

If it is determined by the City Manager that an emergency exists by reason of the continuing presence or repeated occurrence of Nuisance Activity, the City may perform any action required under this Chapter to the extent reasonably necessary to Abate the Nuisance Activity constituting the emergency. This provision shall not be construed so as to impose any duty upon the City to take such action. Emergency action pursuant to this section may be taken without prior notice or hearing. Notice of emergency action shall be provided to the Property Owner, along with an opportunity for hearing as provided in this Chapter. Subject to the provisions of this Chapter concerning Appeals of Administrative Actions or Decisions, if the amount shown by the statement has not been paid by the person within thirty days, it shall then be collected with, and in the same manner, as special taxes.

#### 22A.10 - CORRECTIVE ACTION BY THE CITY; COLLECTION OF COSTS.

- a. If a Property Owner who has been served with a Notice of Violation fails or refuses to prevent the recurrence of Nuisance Activity, and the City is capable of correcting or eliminating the Nuisance Activity, the City may take such lawful steps as are necessary and proper to Abate the Nuisance Activity upon 30 days' notice to the Property Owner. This provision shall not be construed so as to impose any duty upon the City to take such corrective action. In so doing, the City shall keep an accurate account of the costs incurred in correcting or eliminating the Nuisance Activity. The NPAC shall keep an itemized account of such costs. The salvage value, if any, of any item or items collected in connection with such action by the City shall be retained by the City and shall be applied as an offset against costs. In the event the salvage proceeds exceed the costs, any such excess shall be paid promptly to the Property Owner.
- b. In the event action is taken pursuant to this section, the NPAC shall mail to the Property

Owner an itemized statement of the expenses incurred, minus any salvage value, to the Property Owner demanding payment of the expense. Subject to the provisions of this Chapter concerning Appeals of Administrative Actions or Decisions, if the amount shown by the statement has not been paid by the person within thirty days, it shall then be collected with, and in the same manner, as special taxes.

#### 22A.11 – APPEALS OF ADMINISTRATIVE DECISIONS OR ACTIONS.

- a. Any person aggrieved by a decision or act of the City Manager or NPAC shall have the opportunity for hearing before a duly appointed hearing officer. Any aggrieved party may submit a request for a hearing which shall be in writing delivered to the NPAC. If said request is received within the time stated in the notice of the action or decision in question, the hearing shall be held pursuant to this section; any request for hearing received thereafter shall not entitle the requesting party to a hearing.
- b. Upon receipt of a timely request for hearing, the NPAC shall set a hearing to be held within 30 days from said receipt and, further, shall give at least 10 days' Notice to the requesting party of the time, date and location of said hearing. The hearing may be reset by agreement of the requesting party, the City and the hearing officer, as confirmed in writing, but in no event shall the hearing be held any later than 60 days after the date of the action or decision being appealed.
- c. At the time of hearing, the requesting party and NPAC shall be afforded the opportunity to present evidence and arguments. The formal rules of evidence and procedure shall not apply. Legal counsel shall not be required but shall be permitted.
- d. Within thirty days after the conclusion of an administrative hearing held pursuant to this section, the hearing officer shall make the following written findings which shall be based on a preponderance of the evidence as the standard of proof, and the City shall serve Notice thereof upon the appealing party:
  - i. Whether the determination under 22A.03 was correct; and
  - ii. Whether the action taken upon that determination was in accordance with all applicable law.
- e. Any decision rendered by a hearing officer pursuant to this section shall be subject to further review by a Court in accordance with Iowa law.
- f. Where a person aggrieved by an action taken pursuant to this Chapter has made a request for an administrative hearing pursuant to this section or has sought further review by a Court as provided by Iowa law, any charges for calls for service and any other administrative fees imposed pursuant to this Chapter shall be recorded, but the due date therefor and collection thereof shall be suspended pending the final outcome of any administrative hearing and/or Court review.

#### 22A.12 - ALTERNATIVE MEANS OF ENFORCEMENT.

Without negating, restricting or otherwise limiting any conditions or sanctions imposed pursuant to this Chapter, this Chapter may also be enforced by any lawful means including but not limited to the following:

- a. Prosecution as a simple misdemeanor in accordance with Chapter 1 of the Cedar Rapids Municipal Code and Chapter 364 of the Iowa Code.
- b. The filing of a Municipal Infraction in accordance with Chapter 1 of the Cedar Rapids Municipal Code and Chapter 364 of the Iowa Code.

#### 22A.13 – SERVICE OF NOTICE.

Except where expressly provided otherwise, notices required under this Chapter shall be served by one or more of the following methods:

- 1) Mailing by both regular mail and certified mail, as defined in Iowa Code Section 618.15 (2015), to the last known address of the Property Owner;
- 2) Hand delivery to the Property Owner;
- 3) Personal service on the Property Owner pursuant to Iowa Rule of Civil Procedure 1.305; or
- 4) Any other method of providing notice which results in the notice actually being received by the Property Owner.

Notice served by mail under this section is deemed completed ten business days after the notice is deposited in the mail and postmarked for delivery, whether or not the recipient signs a receipt for the notice.”

Section 2. Separability of Provisions. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 3. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 4. The changes as provided in this Ordinance shall be made a part of the replacement pages of the Municipal Code, City of Cedar Rapids, Iowa, and made a part of said Code as provided by law.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 12th day of January, 2016.

PASSED\_DAY\_TAG

LEG\_PASSED\_FAILED\_TAG

MayorSignature

Attest:  
ClerkSignature

LEG\_TABLED\_TAG