

“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, August 9, 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
 - ❖ Presentation - Entrepreneurial Development Center MOU Report (Curt Nelson)

PUBLIC HEARINGS

1. A public hearing will be held to consider amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting a new Chapter 22A in its place, by adding provisions relating to victims of crime or abuse and modifying the exemption for certain calls for emergency assistance (Amanda Grieder). CIP/DID #OB807542
 - a. First Reading: Ordinance amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting a new Chapter 22A in its place, by adding provisions relating to victims of crime or abuse and modifying the exemption for certain calls for emergency assistance.
2. A public hearing will be held to consider the continuation of the disposition of excess City-owned property described as a non-conforming vacant lot located at 1314 1st Street SW (Rita Rasmussen). CIP/DID #PRD-023180-2016
 - a. Resolution authorizing the disposition of excess City-owned property described as a non-conforming vacant lot located at 1314 1st Street SW.

3. A public hearing will be held to consider annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co. (Johnny Alcivar). CIP/DID #ANNX-023193-2016
 - a. Resolution authorizing the annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co.
4. A public hearing will be held to consider granting a change of zone for property at 1731 Center Point Road NE from C-2, Community Commercial Zone District, to C-3, Regional Commercial Zone District, as requested by Ronald L. and Karen S. White and Jason C. Jones (Johnny Alcivar). CIP/DID #RZNE-023324-2016
 - a. First Reading: Ordinance granting a change of zone for property at 1731 Center Point Road NE from C-2, Community Commercial Zone District, to C-3, Regional Commercial Zone District, as requested by Ronald L. and Karen S. White and Jason C. Jones.
5. A public hearing will be held to consider granting a change of zone for property at 1834 Blairs Ferry Road NE from I-1, Light Industrial Zone District, to C-3, Regional Commercial Zone District, as requested by Vua Property Management, L.C. (Johnny Alcivar). CIP/DID #RZNE-023328-2016
 - a. First Reading: Ordinance granting a change of zone for property at 1834 Blairs Ferry Road NE from I-1, Light Industrial Zone District, to C-3, Regional Commercial Zone District, as requested by Vua Property Management, L.C.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2017 Sidewalk Repair Program – Contract No. 1 project (estimated cost is \$569,000) (Nate Kampman). CIP/DID #3017017-01
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2017 Sidewalk Repair Program – Contract No. 1 project.
7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 4 project (estimated cost is \$307,000) (Nate Kampman). CIP/DID #3016016-07
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 4 project.
8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project (estimated cost is \$425,000) (Dave Wallace). CIP/DID #655625-08
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration 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.

9. Motion to approve minutes.
10. Resolution authorizing sponsorship of FY2017 Redevelopment Tax Credits Program applications to be submitted to the Iowa Economic Development Authority. CIP/DID #OB865256
11. Resolution referring to the Linn County Compensation Commission the partial acquisition of a permanent retaining wall easement and a temporary grading easement for construction from Cedar View Apartments LP for land located at 1100 O Avenue NW and from Joan M. Wenzel for land located at 1156 O Avenue NW, in connection with the O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project. **(Paving for Progress)** CIP/DID #3012121-00
12. Resolution rescinding Resolution No. 572-4-77, which established stop control at the intersection of N Avenue and 6th Street NW, stopping all north/south traffic on 6th Street for N Avenue NW; and establishing stop control at the intersection of N Avenue and 6th Street NW, stopping all eastbound traffic on N Avenue for 6th Street NW. CIP/DID #60-17-031
13. Resolution authorizing a Systems Analyst to attend the CommunityLIVE OnBase Conference in Kissimmee, FL from September 10 - 15, 2016 for an estimated total amount of \$4,902.25. CIP/DID #IT2016-011
14. Resolution authorizing a Systems Analyst to attend Lenel OnGuard training in Seattle, WA from September 18 - 23, 2016 for an estimated total amount of \$4,292.20. CIP/DID #IT2016-012
15. Resolution authorizing a Database Analyst to attend the SQL PASS Summit 2016 in Seattle, WA from October 25 - 29, 2016 for an estimated total amount of \$3,900. CIP/DID #IT2016-010

16. Motions setting public hearing dates for:
 - a. August 23, 2016 - to consider granting a change of zone for property at 221 4th Avenue SW from C-3, Regional Commercial Zone District, to R-3, Single Family Residence Zone District, as requested by Scallon Custom Homes, LLC. CIP/DID #RZNE-023551-2016
 - b. August 23, 2016 - to consider granting approval of a Preliminary Site Development Plan for an "Essential Service" as requested by the State of Iowa for property zoned PUB, Public Zone District, at 5400 16th Avenue SW. CIP/DID #PSDP-023259-2016
 - c. August 23, 2016 - to consider the disposition of three excess City-owned properties located at 0 Vacant Lot SE (GPN 142720202200000), 0 Vacant Lot SE (GPN 142720702500000) and 0 Vacant Lot SE (GPN 142720200400000) for participation in the fourth round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
 - d. September 27, 2016 - to consider an Urban Revitalization Area designation for ReConserve of Iowa, Inc. for the construction of a new industrial facility east of Edgewood Road SW and south of 60th Avenue SW. CIP/DID #URTE-0010-2016
17. Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:
 - a. August 23, 2016 - 66th Avenue SW Roadway Improvements from Locust Road to 6th Street, Phase 1 – Utility Improvements project, with bid opening August 24, 2016 (estimated cost is \$880,000). **(Paving for Progress)** CIP/DID #3012129-02
 - b. August 23, 2016 – Raw Water Main Relocation project, with bid opening September 14, 2016 (estimated cost is \$670,000). CIP/DID #6250044-02
18. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Applebee's Neighborhood Grill - Edgewood Road, 2645 Edgewood Road SW.
 - b. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for an event on August 20, 2016).
 - c. Bread Garden Market, 225 Linn Street, Iowa City (5-day permit for an event on August 26, 2016, at Veterans Memorial Coliseum, 50 2nd Avenue Bridge).
 - d. Carlos O'Kelly's, 2635 Edgewood Road SW.
 - e. Casey's General Store #2765, 5050 Northland Avenue NE.
 - f. Casey's General Store #2771, 501 6th Street SW.
 - g. Cedar Rapids Metro Economic Alliance, 501 1st Street SE (5-day permit for the Cedar Rapids Market After Dark event on August 27, 2016 at 2nd, 3rd and 5th Streets SE from 1st Avenue to 4th Avenue, 2nd and 3rd Avenues SE from 1st Street to 6th Street SE).
 - h. Checkers Tavern & Eatery, 3120 6th Street SW (additional outdoor service for an event on August 20 - 21, 2016).
 - i. Coe College/Sodexo, 1220 1st Avenue NE (transfer for an event on August 13, 2016 at Veterans Memorial Coliseum, 50 2nd Avenue Bridge).
 - j. Dollar General #10774, 266 Blairs Ferry Road NE.
 - k. Dollar General #3781, 151 Jacolyn Drive NW.
 - l. Dollar General #6190, 403 Edgewood Road NW.
 - m. Dollar General #9141, 3451 Mount Vernon Road SE.
 - n. El Bajio, 555 Gateway Place SW (new – formerly Cancun #2).

- o. Flamingo, 2310 1st Avenue NE (transfer to St. Matthew's Church, 2310 1st Avenue NE, for an event on August 27, 2016).
 - p. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event on August 20, 2016 at Veterans Memorial Ballroom, 51 1st Avenue Bridge).
 - q. Hy-Vee #7 Market Grille, 5050 Edgewood Road NE.
 - r. Just Coz, 406 6th Street SW.
 - s. New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on September 10, 2016).
 - t. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on September 9, 2016).
 - u. Porky's Bar & Grill, 4617 J Street SW.
 - v. Puerto Vallarta Bar & Grill, 588 Boyson Road NE.
 - w. Rumors, 400 F Avenue NW.
 - x. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event August 27, 2016 at Metro Harley Davidson, 2415 Westdale Drive SW).
19. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2016-01
 - b. Payroll. CIP/DID #FIN2016-02
20. Resolution appointing the following individual:
- a. Douglas Hamilton (effective through June 30, 2019) to the Mechanical Board of Appeals. CIP/DID #OB572849
21. Resolutions approving the special event applications for:
- a. Benz Beer Nuts Beer Festival (includes road closure) on August 20, 2016. CIP/DID #SPEC-054642-2016
 - b. NewBo Art Fest (includes road closure) on September 4, 2016. CIP/DID #SPEC-055006-2016
 - c. New Bo Run, amending Reso No. 0991-07-16, to correct the date to September 4, 2016. CIP/DID #SPEC-050969-2016
22. Resolutions approving assessment actions:
- a. Intent to assess - Solid Waste & Recycling - clean-up costs - two properties. CIP/DID #SWM-008-16
 - b. Levy assessment - Solid Waste & Recycling - clean-up costs - two properties. CIP/DID #SWM-007-16
 - c. Levy assessment - Solid Waste & Recycling - delinquent weed mowing charges - 111 properties. CIP/DID #FIN2016-05
 - d. Intent to assess - Water Division - delinquent municipal utility bills - 56 properties. CIP/DID #WTR080916-001
 - e. Levy assessment - Water Division - delinquent municipal utility bills - 23 properties. CIP/DID #WTR062816-001
 - f. Levy assessment - Building Services - delinquent nuisance abatement charges - one property. CIP/DID #FIN2016-04

23. Resolutions accepting projects, approving Performance Bonds and authorizing final payments:
- a. Water Pollution Control UASB Reactor #3 Improvements project, final retainage payment in the amount of \$12,494.49 and 2-year Performance Bond submitted by WRH, Inc. (original contract amount was \$262,000; final contract amount is \$249,889.79). CIP/DID #615162-04
 - b. 18th Street NW South of B Avenue Sanitary Sewer Point Repair project, final payment in the amount of \$2,743.59 and 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. (original contract amount was \$42,926.50; final contract amount is \$54,871.77). CIP/DID #6550019-01
24. Resolutions approving final plats:
- a. Novey First Addition to Linn County, Iowa for land located at 9209 Feather Ridge Road. CIP/DID #FLPT-023125-2016
 - b. Gardenview Third Addition to Cedar Rapids, Linn County, Iowa for land located at the extension of Bryant Boulevard SW, east of Stoney Point Road SW. CIP/DID #FLPT-022402-2015
25. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 4 to renew contract with Walsworth Publishing Company, Inc. for printing of magazine-style newsletter for the Communications Division for an annual amount not to exceed \$210,000 (original contract amount was \$240,000; renewal contract amount is \$210,000). CIP/DID #0812-045
 - b. Amendment No. 3 to renew contract with Fauser Energy Resources for motor oil and lubricants for the Fleet Services Division for an annual amount not to exceed \$145,000 (original contract amount was \$145,000; renewal contract amount is \$145,000). CIP/DID #0713-006
 - c. Amendment No. 3 to renew contract with Ultramax Ammunition for ammunition for the Police Department for an annual amount not to exceed \$90,000 (original contract amount was \$70,000; renewal contract amount is \$90,000). CIP/DID #0713-013
 - d. Contract with VIQ Solutions Inc./Dataworxs for an electronic dictation transcription system for the Police Department for an amount not to exceed \$95,243. CIP/DID #PUR0116-140
 - e. User Agreement with the Iowa Department of Public Safety for the Iowa On-Line Warrants and Articles System. CIP/DID #OB759137
 - f. Amendment No. 5 to the contract with Culver's Lawn & Landscape for Median Landscape Maintenance for the Streets Division to reflect additional cost for services for an amount not to exceed \$40,000 (original contract amount was \$2,500; total contract amount with this amendment is \$104,989.77). CIP/DID #0810-045
 - g. Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$89,984.92 for design services in connection with the C Street SW from Bowling Street to Wilson Avenue Drive Roadway Rehabilitation project. **(Paving for Progress)** CIP/DID #3012095-01
 - h. Amendment No. 1 to the Professional Services Agreement with Foth Infrastructure and Environment, LLC, specifying an increased amount not to exceed \$134,286 for engineering design services in connection with the O Avenue NW Roadway Improvements from Edgewood Road to Ellis Boulevard project (original contract amount was \$916,420; total contract amount with this amendment is \$1,050,706). **(Paving for Progress)** CIP/DID #3012121-01

- i. Amendment No. 2 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$40,200 for design services in connection with the Memorial Drive SE Roadway and Utility Improvements from Mount Vernon Road to Bever Avenue project (original contract amount was \$271,017; total contract amount with this amendment is \$328,220). **(Paving for Progress)** CIP/DID #301379-01
- j. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$100,000 for design services in connection with the FY17 Miscellaneous Storm Sewer Improvements project. CIP/DID #304990-14
- k. Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$148,641 for design services in connection with the Cottage Grove Parkway Stormwater Management Study project. CIP/DID #304224-07
- l. Professional Services Agreement Amendment No. 1 with Snyder and Associates, Inc. specifying an increased amount not to exceed \$45,010 for design services in connection with the 18th Street SW North of Wilson Avenue Detention Basin project (original contract amount was \$89,620; total contract amount with this amendment is \$134,630). CIP/DID #304257-01
- m. 28E Agreement with the Cedar Rapids Community School District to renew the School Resource Officer Program for the term July 1, 2016 through June 30, 2018. CIP/DID #OB641224
- n. 28E Agreement with Linn County to accept payment for construction in the amount of \$20,000 for a Hot Mix Asphalt (HMA) overlay on Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE. **(Paving for Progress)** CIP/DID #3012116-00
- o. Grant application to the Iowa Department of Natural Resources for a REAP Grant to fund the conversion of 82 acres of Sac and Fox Greenway to native pollinator habitat and installation of interpretive signage. CIP/DID #787005-00
- p. Commitment to maintain the Sac & Fox Portland Cement Concrete Trail Extension from Indian Creek to Trailridge Road SE in good condition for 20 years from the time of its construction. CIP/DID #325031-01
- q. Rescinding Resolution No. 0945-07-16, which accepted an easement for a retaining wall and temporary grading easement, and authorizing execution of a Purchase Agreement in the amount of \$12,700, and accepting a warranty deed for right-of-way and an easement for retaining wall and Temporary Grading Easement from Monte D. Rife and Kelly A. Rife from land located at 1300 O Avenue NW in connection with the O Avenue NW Street Reconstruction Project from 16th Street NW to Ellis Boulevard project. **(Paving for Progress)** CIP/DID #3012121-00
- r. Development Agreements with Thomas Dostal Developers Inc. for properties located at 5404 Dostal Drive SW and 5406 Dostal Drive SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
- s. Rescinding Resolution No. 1625-11-15, which established a Development Agreement with Cedar Valley Habitat for Humanity, Inc. for property at 1026 12th Street NE participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #OB540257
- t. Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 953 N Street SW participating in the fourth round of the Single Family New Construction program. **(Flood)** CIP/DID #OB540257
- u. Change Order No. 3 Final deducting the amount of \$1,064 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project (original contract amount was \$287,630; total contract amount with this amendment is \$477,966). CIP/DID #655625-07

- v. Change Order No. 7 in the amount of \$92,008.65 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 \$1,170,463.94). CIP/DID #301614-02
- w. Change Order No. 6 in the amount of \$8,593.20, plus 3 additional working days, with L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, and Garden Drive SE Pavement Rehabilitation Improvements project (original contract amount was \$1,922,103; total contract amount with this amendment is \$2,072,085.36). **(Paving for Progress)** CIP/DID #3012081-02
- x. Assignment and Assumption Agreement with Gatto, LLC in connection with the redevelopment of 100 and 102 3rd Avenue SW. CIP/DID #OB803706
- y. Awarding and approving contract in the amount of \$6,590,000, bond and insurance of Williams Brothers Construction, Inc. for the Water Pollution Control Facility Odor Control Upgrades project. CIP/DID #615233-02
- z. Awarding and approving contract in the amount of \$1,829,801.29, plus incentive up to \$20,000, bond and insurance of Vieth Construction Corp. for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project (estimated cost is \$1,895,000). CIP/DID #301240-08
- aa. Awarding and approving contract in the amount of \$435,057.44, bond and insurance of Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading project (estimated cost is \$480,000). CIP/DID #325008-02

REGULAR AGENDA

- 26. Report on bids for the Sinclair Levee - Grading/Gatewell Package (estimated cost is \$5,200,000) (Rob Davis). CIP/DID #3316509-03
- 27. Presentation and Resolutions authorizing Revision No. 2 to the Cedar River Flood Control System Master Plan and execution of a Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed \$170,012 for preliminary design services in connection with the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project (Rob Davis). CIP/DID #3311300-00
 - a. Resolution authorizing Revision No. 2 to the Cedar River Flood Control System Master Plan.
 - b. Resolution authorizing execution of a Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed \$170,012 for preliminary design services in connection with the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project.
- 28. Discussion and Resolution amending the Cedar Rapids Business Assistance Revolving Loan Fund (RLF) to allocate an additional \$50,000 of the total RLF to the MICRO Loan program, bringing the total for the MICRO Loan to \$100,000 (Jasmine Almoayed). CIP/DID #OB1002098

29. Presentation and Resolution adopting the Civil Rights Commission FY17 Work Plan (LaSheila Yates and Chair Salma Igram). CIP/DID #CVR-2016-08

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

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a City Council public meeting, should contact the City Clerk's Office at (319) 286-5060 or email cityclerk@cedar-rapids.org as soon as possible but no later than 48 hours before the event.

Agendas and minutes for Cedar Rapids City Council meetings can be viewed at www.cedar-rapids.org



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

A public hearing will be held to consider amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting new Chapter 22A in its place, by adding provisions relating to victims of crime or abuse and modifying the exemption for certain calls for emergency assistance.

First reading: Ordinance amending Chapter 22A of the Municipal Code, Nuisance Property, by deleting Chapter 22A and enacting new Chapter 22A in its place, by adding provisions relating to victims of crime or abuse and modifying the exemption for certain calls for emergency assistance.

CIP/DID #807542

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.

SAFE-CR has worked closely with Social Service Agencies, Landlords, Realtors, and Non-Profit Organizations to ensure victims of crimes, especially victims of abuse, are not penalized upon calling for emergency assistance. Since the implementation of the SAFE-CR Focus Group and SAFE-CR Focus Group Subcommittees, not a single call for service has been brought to the attention of SAFE-CR staff where a victim of a crime was negatively impacted by Chapter 22A.

Recently, SAFE-CR staff found it necessary to define a victim of a crime. It is important to provide clarity to the ordinance by defining a victim of a crime, as this definition is frequently utilized when determining if a property meets the criteria to be deemed a Nuisance Property.

Additionally, SAFE-CR found the need to amend 22A.03 to ensure SAFE-CR can operate as it does now, while simultaneously protecting victims of crimes, especially victims of abuse.

Action/Recommendation:

The Police Department recommends the City Council conduct a public hearing and first reading of the proposed ordinance.

Alternative Recommendation:

Failure to conduct Public Hearing and first reading of the proposed ordinance reduces the ability for residents to understand the intent of Chapter 22A.

Time Sensitivity:

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

Resolution Date: NA

Budget Information: NA

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

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, BY ADDING PROVISIONS RELATING TO VICTIMS OF CRIME OR ABUSE AND MODIFYING THE EXEMPTION FOR CERTAIN CALLS FOR EMERGENCY ASSISTANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that 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.

Section 1. Chapter 22A.02 of Chapter 22A of the Cedar Rapids Municipal Code is hereby deleted and a new Chapter 22A is enacted in lieu thereof as follows:

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.
- q. "Victim of Abuse or Crime" means a person who has suffered harm as a result of abuse or crime that was perpetrated directly against that person."

Section 2. Section 22.03 of Chapter 22A of the Cedar Rapids Municipal Code is hereby deleted and a new Section 22A.03 is enacted in lieu thereof as follows:

“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 a caller seeking law enforcement assistance or other Emergency Assistance for a Victim of Crime or Abuse, or seeking law enforcement assistance or other Emergency Assistance for an individual in any other emergency situation, if the caller had a reasonable belief that Emergency Assistance was necessary to prevent the perpetration or escalation of the abuse, crime or other emergency or, in the event of abuse, crime or other emergency, the Emergency Assistance was actually needed. Also notwithstanding the foregoing, no penalty shall be imposed under this Chapter against a resident, owner, tenant or landlord because the resident, owner, tenant or landlord was a Victim of Abuse or Crime.

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 3. Separability of Provisions. It is the intention of the Council that each section, paragraph, sentence, clause, and provision of the Ordinance is separable, and, if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

Section 4. All ordinances or parts of ordinances in conflict with any provision of this Ordinance are hereby repealed.

Section 5. 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 6. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this day of 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Phone Number/Extension: 5807

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

Alternate Contact Person: Carol Morgan

Phone Number/Extension: 5092

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

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider the continuation of the disposition of excess City-owned property described as a non-conforming vacant lot located at 1314 1st Street SW.

Resolution authorizing the disposition of excess City-owned property described as a non-conforming vacant lot located at 1314 1st Street SW.

CIP/DID #PRD-023180-2016

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The City of Cedar Rapids acquired this parcel in 2010 through the Voluntary Property Acquisition Program and is seeking to dispose of it by offering it for sale by sealed bid to adjacent property owners only. The winning bidder will be required to join the parcel with theirs to form one tax parcel. Criteria used by City Staff to identify lots as non-conforming is as follows: lots must have a total square footage of less than 4,200 square feet; property frontage less than 30 feet in width; or be encumbered by easements which restrict or prohibit the building of new structures. This lot is 3,214 square feet. The City Assessor has valued this non-conforming vacant lot at a maximum of \$10,900, which will be the list price for the disposition process. By disposing of this property, the City will no longer be responsible for the maintenance of the property and will attain the goal of placing this property back on the tax roll.

Action/Recommendation: The Public Works Department recommends approving the resolution continuing the disposition of the excess City-owned property located at 1314 1st Street SW.

Alternative Recommendation: Continue to maintain the property and opt not to receive the benefit of property taxes on this parcel.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: NA

Local Preference Policy: NA

Explanation: Does not fit criteria, therefore, does not apply.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION TO CONTINUE THE DISPOSITION OF EXCESS CITY-OWNED PROPERTY

WHEREAS, the City of Cedar Rapids City Council has determined it is in the public interest to dispose of excess City-owned property described as a non-conforming vacant lot located at:

1314 1st Street SW

, and

WHEREAS, on August 9, 2016 at the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Iowa, the Cedar Rapids City Council, after notice as required by law, held a public hearing to consider the disposition of said property,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Council hereby authorizes the continuation of the disposition of said excess City-owned property.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



PROPERTY DISPOSITION



1314 1ST STREET SW
PROPERTY DISPOSITION



PRD-023180-2016



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Johnny Alcivar

Phone Number/Ext.: 319 286-5132

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

Alternate Contact Person: Joe Mailander

Phone Number/Ext.: 319 286-5822

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

Description of Agenda Item: PUBLIC HEARINGS

A public hearing will be held to consider annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co.

Resolution authorizing the annexation of property located at 3500 Ellis Road NW as requested by Wilmar Development Co.

CIP/DID# ANNX-023193-2016

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

Background:

The Property Owner, Wilmar Development Co, submitted a written application for voluntary annexation to the City of Cedar Rapids. The total area to be annexed is approximately 28 acres. There is County right-of-way adjoining this property that is included in the annexation. 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.

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 holding the public hearing.

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

Time Sensitivity: N/A.

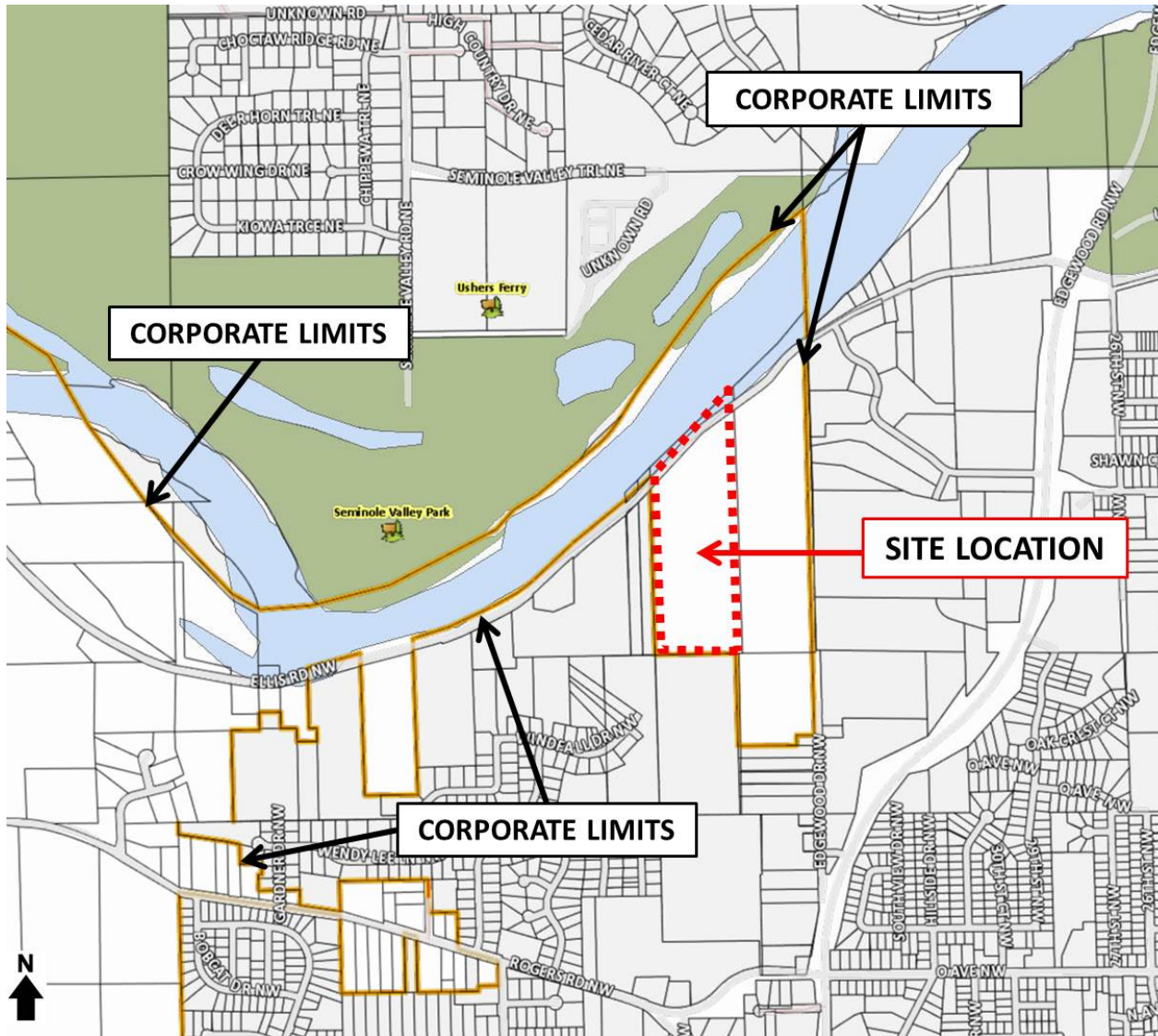
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



DSD
ASR BSD
CD CLK
WTR ENG
FIR ANL
JC RCR
LC AUD WPC
TED PD
PKS TRN
STR SWM
ANNX-023193-2016

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION APPROVING THE ANNEXATION OF PROPERTY
LOCATED AT 3500 ELLIS ROAD NW

WHEREAS, the City of Cedar Rapids, Iowa received annexation application from Wilmar Development Co. for the annexation of territory located at 3500 Ellis Road NW; and

WHEREAS, the property is currently located in Clinton Township in Linn County; and

WHEREAS, upon recordation of the annexation the property will be included in Voting Precinct CR20, City Council District 4, County Supervisor District 1, State House District 70, State Senate District 35, State Judicial District 6 and US Representative District 1; and

WHEREAS, it is in the best interest of the City of Cedar Rapids that the property legally described as:

The West 10.4 chains of Government Lot 5, Section 13, Township 83 North,
Range 8 West, Linn County, Iowa.

be annexed to the City of Cedar Rapids at this time.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the territory legally described above, is hereby annexed by the City of Cedar Rapids, Iowa, in a manner provided by Chapter 368 of the Code of Iowa, 2005, and that said property shall become a part of the City of Cedar Rapids, Iowa.

BE IT FURTHER RESOLVED that the City Clerk be authorized and directed to file a copy of this resolution, together with the legal description and map of the property, with the appropriate agencies as specified by the Code of Iowa.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: 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: PUBLIC HEARINGS

A public hearing will be held to consider granting a change of zone for property at 1731 Center Point Road NE from C-2, Community Commercial Zone District, to C-3, Regional Commercial Zone District as requested by Ronald L. and Karen S. White, and Jason C. Jones.

CIP/DID # RZNE-023324-2016

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background:

The request for a Rezoning was reviewed by the City Planning Commission on July 14, 2016 and approval was recommended unanimously.

This is a request to rezone 12,155 SF to the C-3, Regional Commercial Zone District to allow for the existing building to be used as a car service repair shop. The property is currently used as an automobile dealership only permitted to conduct repair services on cars for sale. The rezoning does not include any alterations to the structure. The property is identified as "Urban-Medium Intensity" on the City's Future Land Use Map in EnvisionCR, the City's Comprehensive Plan. A neighborhood meeting was held on July 11, 2016 and no attendees were present.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and recommends setting a Public Hearing for August 9.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on July 14, 2016 and recommended approval unanimously.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing to allow for public input and the First Reading of the Ordinance to be held on August 9, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends holding the Public Hearing.

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

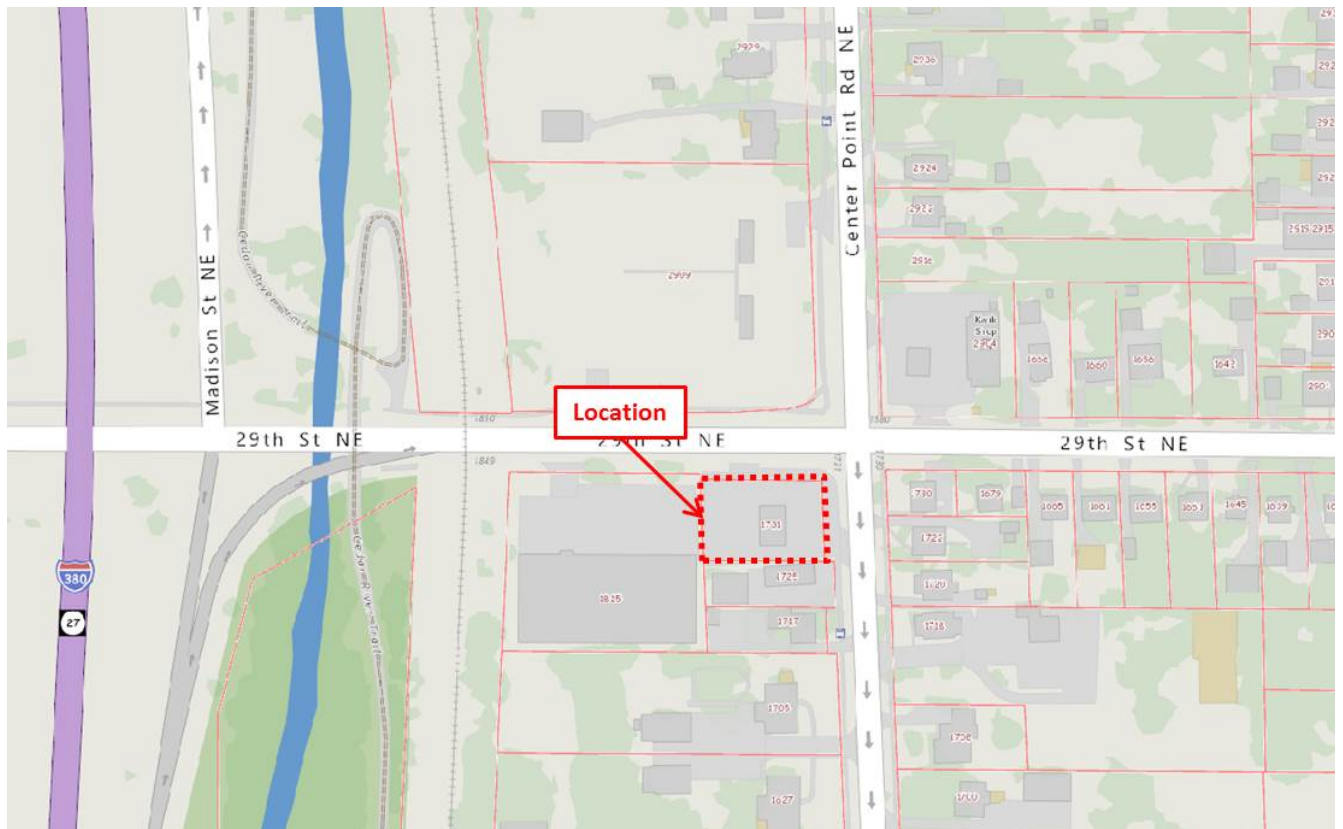
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

Location Map



ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

THE EASTERLY 90 FEET OF OUT LOT 16, EXCEPTING THEREFROM THE SOUTHERLY 100 FEET, ALSO EXCEPTING THEREFROM THE FOLLOWING: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 16; THENCE SOUTH 15 FEET ALONG THE EAST LINE OF SAID OUT LOT 16; THENCE NORTHWESTERLY TO A POINT 17 FEET WEST OF AND 6.5 FEET SOUTH OF THE SAID NORTHEAST CORNER; THENCE WEST 73 FEET ALONG A LINE PARALLEL TO AND 6.5 FEET SOUTH OF THE NORTH LINE OF SAID OUT LOT 16 TO THE WEST LINE OF THE EAST 90 FEET THEREOF; THENCE NORTH 6.5 FEET ALONG SAID WEST LINE TO THE NORTH LINE OF SAID OUT LOT 16; THENCE EAST 90 FEET ALONG THE SAID NORTHERLY LOT LINE TO THE NORTHEAST CORNER OF SAID OUT LOT 16 TO THE POINT OF BEGINNING, ALL IN COLLEGE PARK SECOND ADDITION TO CEDAR RAPIDS, IOWA.

AND

THE WESTERLY 50 FEET OF THE EASTERLY 140 FEET, EXCEPTING THEREFROM THE SOUTHERLY 100 FEET, ALSO EXCEPTING THEREFROM THE NORTH 6.5 FEET OF THE WESTERLY 50 FEET OF THE EASTERLY 140 FEET OF OUT LOT 16, COLLEGE PARK SECOND ADDITION TO CEDAR RAPIDS, IOWA.

and located at 1731 Center Point Road NE, now zoned C-2, Community Commercial Zone District, and as shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. That future development under this rezoning action shall be subject to the PSDP review process as set forth in Section 32.02.030.G. prior to issuance of building permit(s). Such Development shall meet all City development standards in effect at the time of plan submittal.
2. Provision of a pedestrian designated path to the street is required.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 9th day of August, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. _____

I/we hereby agree to the terms and conditions set out in the Ordinance.

Dated this 21 day of July, 2016.

RONALD L. WHITE

Ronald L. White

Signature

Ronald L. White

Printed name

Title Holder

Printed title

KAREN S. WHITE

Karen S. White

Signature

Karen S. White

Printed name

Title Holder

Printed title

JASON C. JONES



Signature

Jason Jones

Printed name

President DS Auto Sales, Inc.

Printed title



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: PUBLIC HEARINGS

A public hearing will be held to consider granting a change of zone for property at 1834 Blairs Ferry Road NE from I-1, Light Industrial Zone District, to C-3, Regional Commercial Zone District, requested by Vua Property Management, L.C.

CIP/DID # RZNE-023328-2016

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

Background:

The request for a Rezoning with a Preliminary Site Development Plan was reviewed by the City Planning Commission on July 14, 2016 and approval was recommended unanimously.

This is a request to rezone 19,788 SF to the C-3 Zoning District to allow the property to be redeveloped for commercial/retail purposes including the expansion of a beauty shop. The site plan depicts a single-story 4,950 SF building with 25 on-site parking spaces. The property is identified as "Urban – High Intensity" in 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"> City staff reviewed the application and recommends setting a Public Hearing for August 9.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission reviewed the application on July 14, 2016 and recommended approval on a 7-0 vote.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing to allow for public input and the First Reading of the Ordinance to be held on August 9, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

Action/Recommendation: City staff recommends holding the Public Hearing.

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

Time Sensitivity: NA

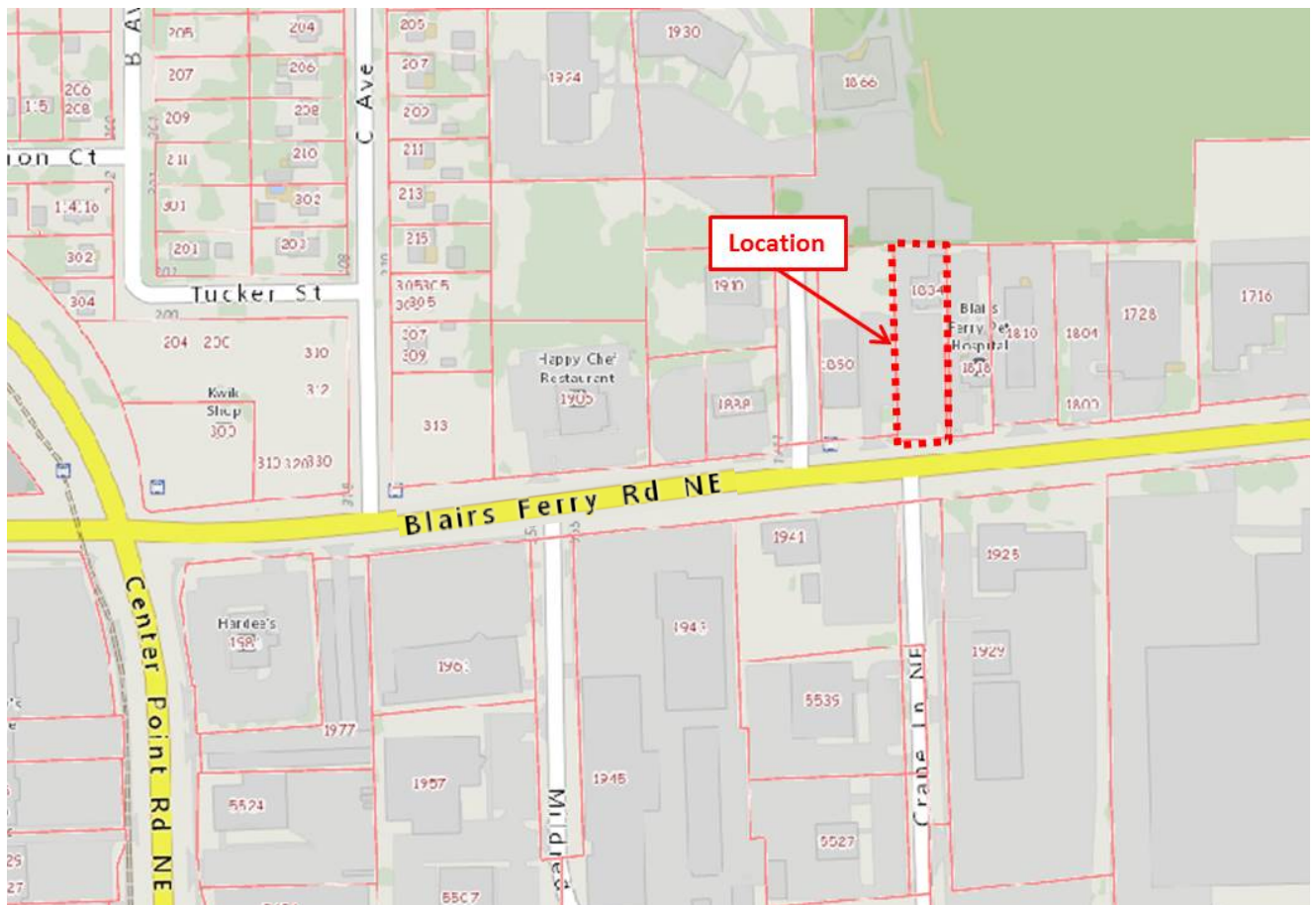
Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map



ORDINANCE NO. LEG_NUM_TAG

AN ORDINANCE PASSED IN ACCORDANCE WITH CHAPTER 32, AS AMENDED, OF THE MUNICIPAL CODE OF CEDAR RAPIDS, IOWA, BEING THE ZONING ORDINANCE, CHANGING THE ZONING DISTRICT AS SHOWN ON THE "DISTRICT MAP" FOR THE PROPERTY MORE PARTICULARLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, as follows:

Section 1. That in accordance with Chapter 32, as amended, of the Municipal Code of Cedar Rapids, Iowa, being the Zoning Ordinance, that the property described as follows;

LOT 5, EXCEPT THE EAST 85 FEET, BEING MEASURED ALONG THE NORTH LINE THEREOF, COOK'S INDUSTRIAL ADDITION TO CEDAR RAPIDS, IOWA AND WEST 60 FEET OF THE EAST 85 FEET LOT 5, BEING MEASURED ALONG THE NORTH LINE THEREOF, COOKS' INDUSTRIAL ADDITION TO CEDAR RAPIDS, IOWA EXCEPT THAT PARCEL DESCRIBED AS: THE WEST 5 FEET OF THE EAST 30 FEET OF LOT 5, COOK'S INDUSTRIAL ADDITION TO CEDAR RAPIDS, IOWA EXCEPT THE NORTH 138.90 FEET THEREOF.

and located at 1834 Blairs Ferry Road NE, now zoned I-1, Light Industrial Zone Zone District and Railroad Right-of-way, and as shown on the "District Map," be rezoned and changed to C-3, Regional Commercial Zone District, and that the property be used for such purposes as outlined in the C-3, Regional Commercial Zone District, as defined in Chapter 32 of the Municipal Code of Cedar Rapids, Iowa.

Section 2. That this Ordinance and the zoning granted by the terms hereof are subject to the conditions which have been agreed to and accepted prior to the passage of this Ordinance in writing (shown by attached Acceptance) by the owners and are binding upon the owners, successors, heirs, and assigns, as follows:

1. The existing structure must be removed under appropriate permit and inspections conducted and approved.
2. No buildings or building overhangs shall encroach upon any portion of an easement without obtaining appropriate approval.

3. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to construct concrete sidewalk along Blairs Ferry Road NE adjoining this site. The property owner shall construct the sidewalk improvements in accordance with City Standards, ADA requirements, and improvement plans accepted by the City Public Works Director/City Engineer.
4. PRIOR TO THE ISSUANCE OF A FINAL CERTIFICATE OF OCCUPANCY, the property owner shall be responsible to dedicate to the public additional street right-of-way along Blairs Ferry Road NE providing a minimum 50' half width right-of-way adjoining this site.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Introduced this 9th day of August, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

ACCEPTANCE OF CONDITIONS OF REZONING
ORDINANCE NO. _____

I/we hereby agree to the terms and conditions set out in the Ordinance.

Dated this 21ST day of July, 2016.

VUA PROPERTY MANAGEMENT LC

Signature

Printed name

Printed title



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nate Kampman, PE **Phone Number/Extension:** 5628
E-mail Address: n.kampman@cedar-rapids.org

Alternate Contact Person: Keith Abkes, PE **Phone Number/Extension:** 5818
E-mail Address: k.abkes@cedar-rapids.org

Description of Agenda Item: *PUBLIC HEARINGS*

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY 2017 Sidewalk Repair Program – Contract No. 1 (estimated cost is \$569,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the FY 2017 Sidewalk Repair Program – Contract No. 1 project.

CIP/DID #3017017-01

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

Background: The approved FY 2017 Capital Improvements Program includes funding for sidewalk repair. The purpose of the program is to repair existing sidewalk at various locations throughout the City. The estimated budget is \$782,956 and the anticipated assessment value is \$569,000. Subject to receipt of acceptable bids, construction is scheduled to begin in the fall of 2016 and expected to be completed within 300 calendar days.

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

Alternative Recommendation: If the resolution is not approved on August 9, 2016, work would be deferred and considered as part of a future sidewalk repair program.

Time Sensitivity: Must be acted upon August 9, 2016 to maintain the project schedule, and which must occur ahead of the project's August 10, 2016 bid opening

Resolution Date: August 9, 2016

Budget Information: 301/301000/3017017 NA

Local Preference Policy: No
Explanation: NA

Recommended by Council Committee: No
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 26, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the FY 2017 Sidewalk Repair Program – Contract No. 1 (Contract No. 3017017-01 NA) 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: Nate Kampman, PE
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: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 4 project (estimated cost is \$307,000).

Resolution adopting plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 4 project.

CIP/DID #3016016-07

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

Background: The project will consist of removal and replacement of sidewalk ramps to be compliant with the Americans with Disabilities Act (ADA). The City is required to fix a number of locations throughout the City as part of the Department of Justice (DOJ) Settlement Agreement. Construction will consist mostly of reconstructing, installing or removing sidewalk ramps with some parkway grading. Some locations may also include reconstruction of the street crosswalk to provide ADA access.

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 project is part of the City's agreement with the DOJ and is to be completed within 4 years of July 28, 2015.

Time Sensitivity: Must be acted upon July 26, 2016 to maintain the project schedule, and which must occur ahead of the project's August 3, 2016 bid opening.

Resolution Date: August 9, 2016

Budget Information: 301/301000/3016016-18401 ADA

Local Preference Policy: NA
Explanation: NA

Recommended by Council Committee: NA
Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 26, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Curb Ramp Repair Project – NW Bid Package No. 4 project (Contract No. 3016016-07 ADA) 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



**CURB RAMP REPAIR PROJECT - NW BID PACKAGE NO. 4
NORTHWEST QUADRANT**



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Phone Number/Extension: 5814

E-mail Address: d.wallace@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: PUBLIC HEARINGS

A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project (estimated cost is \$425,000).

CIP/DID #655625-08

Resolution adopting plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project.

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

Background:

This project will install and maintain trees along the route of the Indian Creek sanitary sewer projects. The project limits are between Bertram Road SE and east of East Post Road SE and the purpose of the project is re-forestation of the sanitary sewer corridor. The available funding for this activity is \$485,107 and subject to receipt of acceptable bids, construction is scheduled to begin in September 2016 and is anticipated to be completed by November 2018.

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 the project to the future.

Time Sensitivity: Must be acted upon August 9, 2016 to maintain the project schedule, and which must occur ahead of the project's August 10, 2016 bid opening.

Resolution Date: August 9, 2016

Budget Information: 655625 NA - \$485,107

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 26, 2016 there was filed in the Office of the City Clerk proposed plans, specifications, form of contract and estimated cost for the Indian Creek Tree Restoration project (Contract No. 655625-08 NA) 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

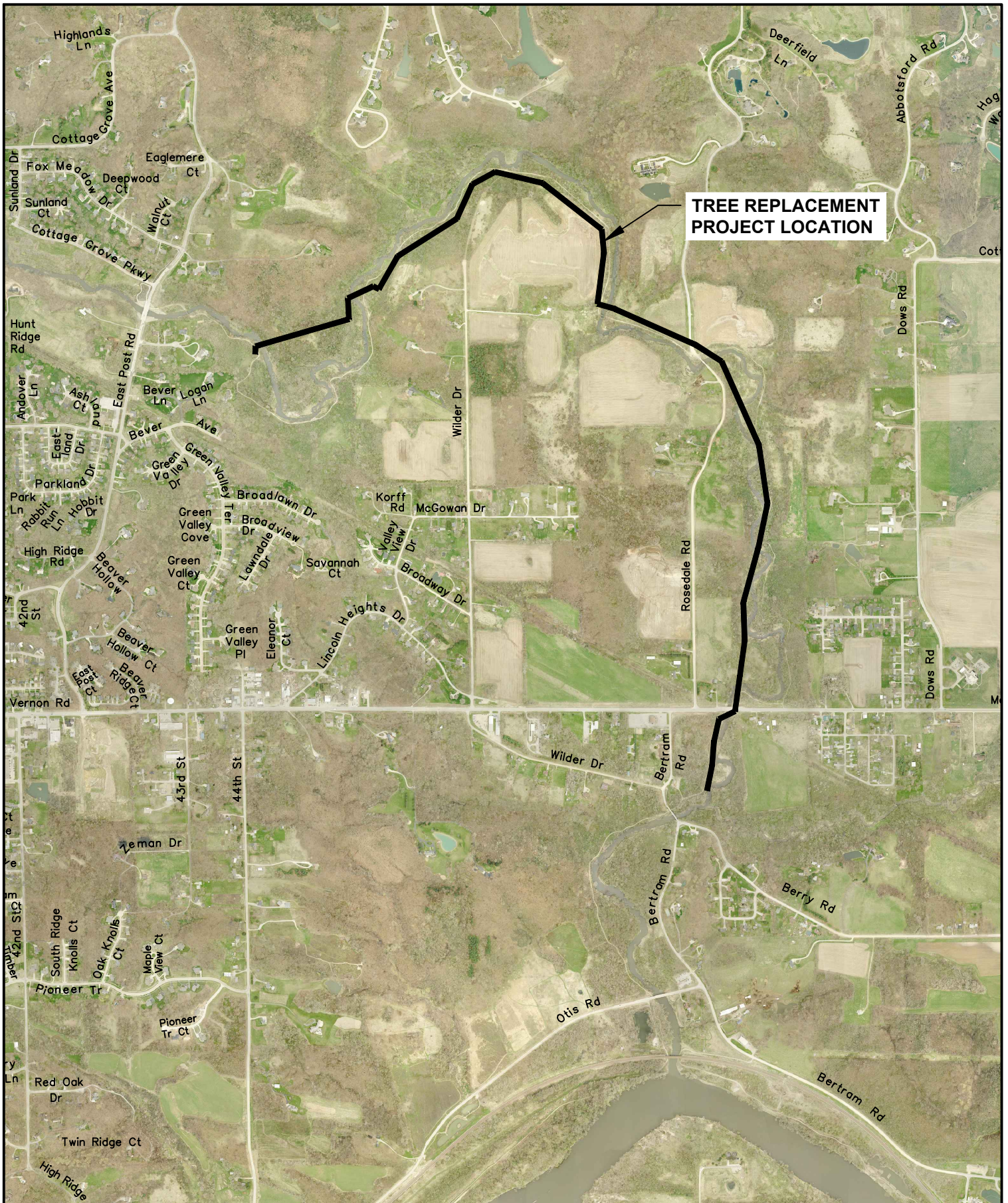
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG





Council Agenda Item Cover Sheet

Submitting Department: Community Development

Presenter at Meeting: Caleb Mason

Phone Number/Ext.: 319 286-5188

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

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 286-5047

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

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing sponsorship of FY2017 Redevelopment Tax Credits Program Applications to be submitted to the Iowa Economic Development Authority.

CIP/DID #OB865256

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background:

The Resolution authorizes support letters for local projects seeking to secure funding through the State Redevelopment Tax Credit program (the "Program"). The Program is administered by the Iowa Economic Development Authority and awards \$10 million funding annually for redevelopment projects located on a qualified Grayfield or Brownfield.

Qualifying projects can receive tax credits equal to 24% of qualifying costs for a Brownfield or 12% for a Greyfield, with a maximum cap of \$1 million per project. Applications for funding are accepted on an annual basis during July and August with an application deadline of September 1, 2016. Projects are scored competitively based on (1) feasibility, (2) financial need, and (3) quality. No City funds are required or projects to receive tax credit benefits.

The following is a list of projects that anticipate submitting applications to the Program:

- Hobart Historic Restoration, LLC – Knutson Building at 523 Valor Way SW
- ArtTech Village in New Bo, LLC – ArtTech Village project at 450 16th Ave SE
- ArtTech Village II in New Bo, LLC – ArtTech Village II project at 455 16th Ave SE
- SLE Investments LC – Smulekoffs Warehouse project at 411 6th Ave SE
- Progression LC – 519 4th Ave SE, 411 6th St SE & 524 5th Ave SE
- Skogman Construction of Iowa - 417, 421, and 427 1st Ave SE

Action/Recommendation: City staff recommends approval of the Resolution

Alternative Recommendation: City Council may table the item for additional information

Time Sensitivity: Applications for the program are due by September 1, 2016

Resolution Date: August 9, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, annually the Iowa Economic Development Authority competitively awards \$10 million of tax credit benefits through the Redevelopment Tax Credit program to aid in the redevelopment of qualifying Brownfield and Grayfield sites, and

WHEREAS, the Redevelopment Tax Credit program requires that projects submit with their application a letter of support from the local jurisdiction in which an applicant's project is located, and

WHEREAS, the City Council has determined that the tax credit funding provided by the Redevelopment Tax Credit program provides a benefit to the City as a whole by assisting with redevelopment of qualifying brownfield and grayfield sites within the City which is consistent with the City Council's priority of infill development,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager, or designee, is authorized to sign letters of support for qualifying local projects seeking assistance from the Redevelopment Tax Credit program for FY2017.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Rita Rasmussen

Phone Number/Extension: 5807

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

Alternate Contact Person: Doug Wilson

Phone Number/Extension: 5141

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

Description of Agenda Item: CONSENT AGENDA

Resolution referring to the Linn County Compensation Commission the partial acquisition of a permanent retaining wall easement and a temporary grading easement for construction from Cedar View Apartments LP for land located at 1100 O Avenue NW and from Joan M. Wenzel for land located at 1156 O Avenue NW, in connection with the O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project (**Paving for Progress**).

CIP/DID #3012121-00

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

Background:

The permanent retaining wall easements and temporary grading easements for construction are required to accommodate the proposed O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project. Negotiations are proceeding between the City and the property owners. However, in order to protect the City's project letting, the City will file an application for eminent domain proceedings if the City and the property owners come to an impasse with negotiations. Until the compensation commission hearing, negotiations will continue between both parties to reach a mutually agreeable settlement to conclude this transaction.

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 acquisitions. This action is an expediency to maintain the construction schedule. The City will offer mediation to the property owners if the City and the property owners come to an impasse with negotiations.

Action/Recommendation:

The Public Works Department recommends that the City Council approve the referral to the Linn County Compensation Commission to obtain the required easement acquisitions for land located at 1100 O Avenue NW owned by Cedar View Apartments LP and for land located at 1156 O Avenue NW owned by Joan M. Wenzel.

Alternative Recommendation:

If Council does not refer this matter to the Linn County Compensation Commission to obtain the required easement acquisitions required for the project, the City Council shall direct City staff to abandon or reconfigure the project.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/3010000/3012121 SLOST

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 a permanent retaining wall easement and a temporary grading easement for construction is necessary for the O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project, (CIP No. 3012121-00), and

WHEREAS, the additional required permanent retaining wall easement and temporary grading easement for construction are located on the following properties owned by:

Property Address: 1100 O Avenue NW - Owned by: Cedar View Apartments LP

Property Address: 1156 O Avenue NW - Owned by: Joan M. Wenzel

, and

WHEREAS, the City has initiated negotiations with property owners for the acquisition and has made good faith effort to acquire the required permanent retaining wall easements and temporary easements, and

WHEREAS, the Public Works Director has determined it is in the best interest of the City to refer the acquisitions to the Linn County Compensation Commission to establish the fair value for the City to acquire title to the permanent retaining wall easements and temporary grading easement for construction, and

WHEREAS, the City Council has allocated Capital Improvement funds for the O Avenue NW Improvements Phase I from 16th Street NW to Ellis Boulevard NW project (Fund 301, Dept ID 3010000, Project 3012121 SLOST), 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 property permanent easement and temporary easement acquisition matters to the Linn County Compensation Commission to determine the fair compensation value and allow both property acquisitions with the following description:

See Attached Permanent Easement and Temporary Easement Exhibit – Parcel 174

See Attached Permanent Easement and Temporary Easement Exhibit – Parcel 176

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

PERMANENT EASEMENT EXHIBIT

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE IMPROVEMENTS
PARCEL 174
CITY CONTRACT NO. 3012121-01

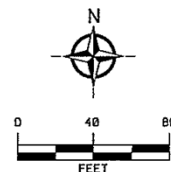
PROPERTY OWNER:

CEDAR VIEW APARTMENTS LP
801 WASHINGTON AVENUE NORTH #108
MINNEAPOLIS, MN 55401
BOOK 7471, PAGE 505

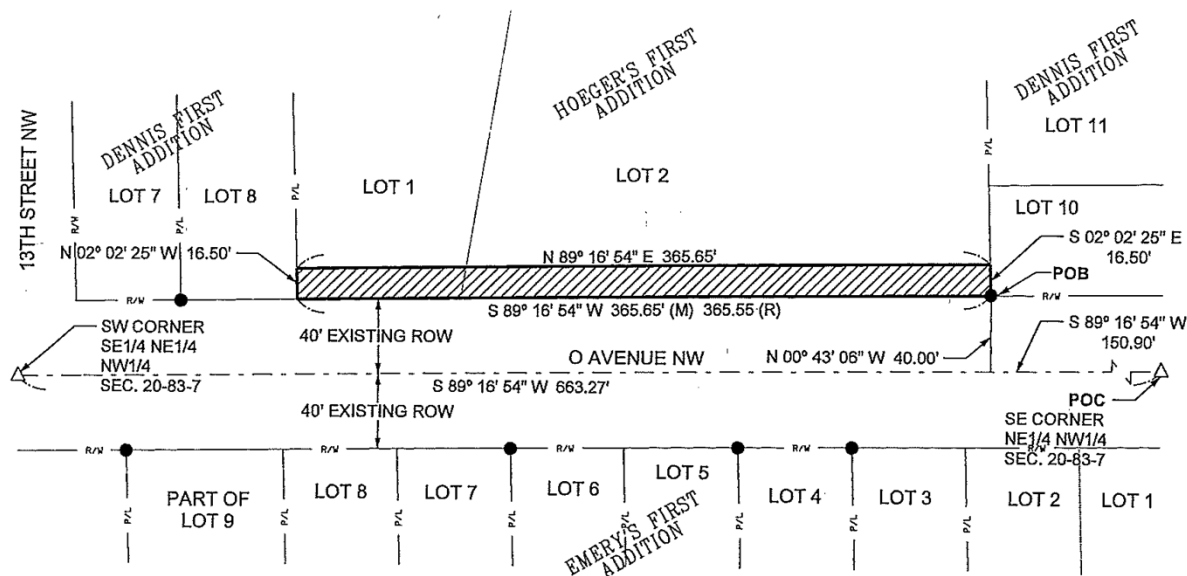
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOTS 1 AND 2 OF HOEGER'S FIRST ADDITION, AS RECORDED IN BOOK 3198, PAGE 618 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, THENCE SOUTH 89° 16' 54" WEST, 150.90 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 00° 43' 06" WEST, 40.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 2 AND TO THE POINT OF BEGINNING; THENCE SOUTH 89° 16' 54" WEST, 365.65 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE WEST LINE OF SAID LOT 1; THENCE NORTH 02° 02' 25" WEST, 16.50 FEET ALONG SAID LINE; THENCE NORTH 89° 16' 54" EAST, 365.65 FEET TO THE EAST LINE OF SAID LOT 2; THENCE SOUTH 02° 02' 25" EAST, 16.50 FEET ALONG SAID LINE TO THE POINT OF BEGINNING, CONTAINING 6,033 SQUARE FEET OR 0.14 ACRES, MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- R/W --- RIGHT-OF-WAY LINE
- EASEMENT LINE
- P/L --- PROPERTY LINE
- EXISTING LOT LINE
- ▨ PERMANENT EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014

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. BUDDE, L.S.

DATE

License Number: 22847

My license renewal date is DECEMBER 31, 2016.

Pages or sheets covered by this seal:

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 2/23/2016



Foth

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

TEMPORARY EASEMENT EXHIBIT

TEMPORARY CONSTRUCTION EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE IMPROVEMENTS
PARCEL 174
CITY CONTRACT NO. 3012121-01

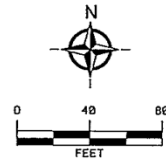
PROPERTY OWNER:
CEDAR VIEW APARTMENTS LP
801 WASHINGTON AVENUE NORTH #108
MINNEAPOLIS, MN 55401
BOOK 7471, PAGE 505

LEGAL DESCRIPTION:

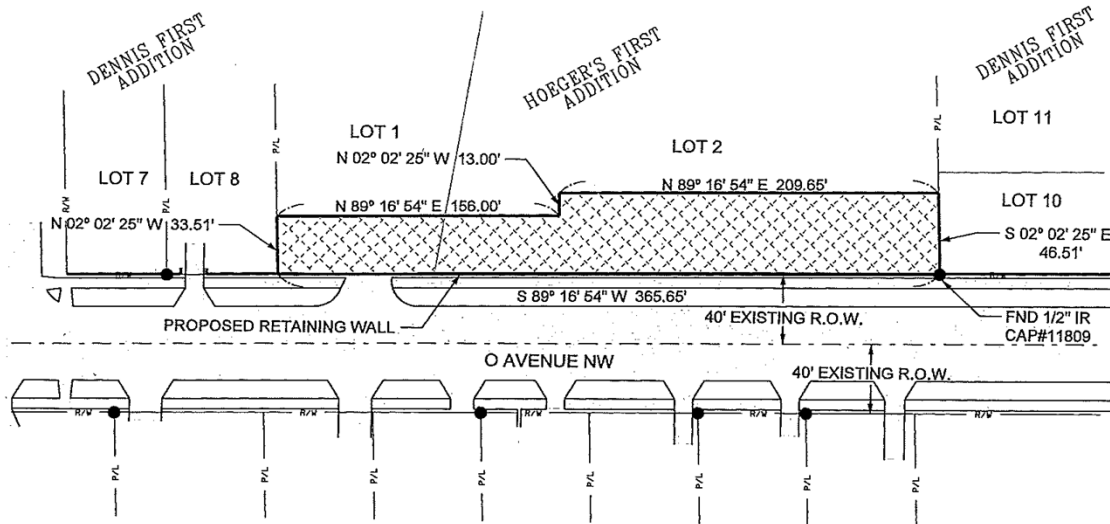
A PARCEL OF LAND LOCATED IN LOT 1 AND LOT 2 OF HOEGER'S FIRST ADDITION, AS RECORDED IN BOOK 3196, PAGE 618 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE SOUTH 33.50 FEET OF LOT 1 AND LOT 2 AND THE NORTH 13.00 FEET OF THE SOUTH 46.50 FEET OF THE EAST 209.65 FEET OF LOT 2, HOEGER'S FIRST ADDITION, CEDAR RAPIDS, LINN COUNTY, IOWA.

SAID TRACT CONTAINS 14,974 SQUARE FEET OR 0.34 ACRES MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- R/W - RIGHT-OF-WAY LINE
- - - - - EASEMENT LINE
- P/L - PROPERTY LINE
- - - - - CENTERLINE
- - - - - EXISTING LOT LINE
- XXXXX TEMPORARY CONSTRUCTION EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 1/14/2016



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

PERMANENT EASEMENT EXHIBIT

PERMANENT RETAINING WALL EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE IMPROVEMENTS
PARCEL 176
CITY CONTRACT NO. 3012121-01

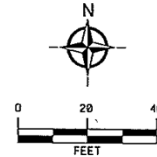
PROPERTY OWNER:

WENZEL, JOAN M.
1156 O AVE NW
CEDAR RAPIDS, IA 52405
BOOK 3125, PAGE 700

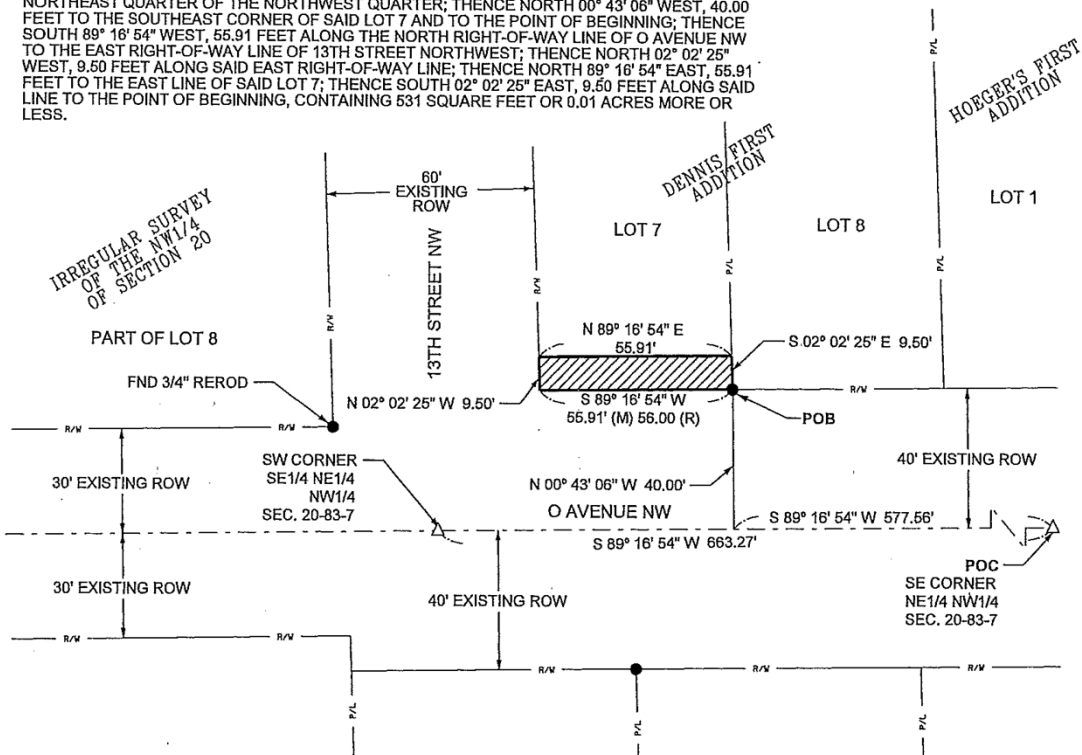
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN LOT 7 OF DENNIS FIRST ADDITION, AS RECORDED IN BOOK 8, PAGE 340 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 83 NORTH, RANGE 7 WEST OF THE FIFTH PRINCIPAL MERIDIAN, THENCE SOUTH 89° 16' 54" WEST, 577.56 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 00° 43' 06" WEST, 40.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 7 AND TO THE POINT OF BEGINNING; THENCE SOUTH 89° 16' 54" WEST, 55.91 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE NW TO THE EAST RIGHT-OF-WAY LINE OF 13TH STREET NORTHWEST; THENCE NORTH 02° 02' 25" WEST, 9.50 FEET ALONG SAID EAST RIGHT-OF-WAY LINE; THENCE NORTH 89° 16' 54" EAST, 55.91 FEET TO THE EAST LINE OF SAID LOT 7; THENCE SOUTH 02° 02' 25" EAST, 9.50 FEET ALONG SAID LINE TO THE POINT OF BEGINNING, CONTAINING 531 SQUARE FEET OR 0.01 ACRES MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" IRON ROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- - - SECTION LINE
- - - RIGHT-OF-WAY LINE
- - - EASEMENT LINE
- - - PROPERTY LINE
- ▨ PERMANENT EASEMENT

FIELD SURVEY COMPLETED: NOVEMBER 2014

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. BUDDE, L.S. DATE
License Number: 22847
My license renewal date is DECEMBER 31, 2016.
Pages or sheets covered by this seal:

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802

FOTH PROJECT NO. 14C001-05 DATE: 2/23/2016



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

TEMPORARY EASEMENT EXHIBIT

TEMPORARY CONSTRUCTION EASEMENT BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE IMPROVEMENTS
PARCEL 176
CITY CONTRACT NO. 3012121-01

PROPERTY OWNER:

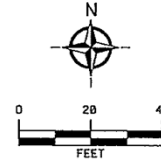
WENZEL, JOAN M.
1156 O AVE NW
CEDAR RAPIDS, IA 52405
BOOK 3125, PAGE 700

LEGAL DESCRIPTION:

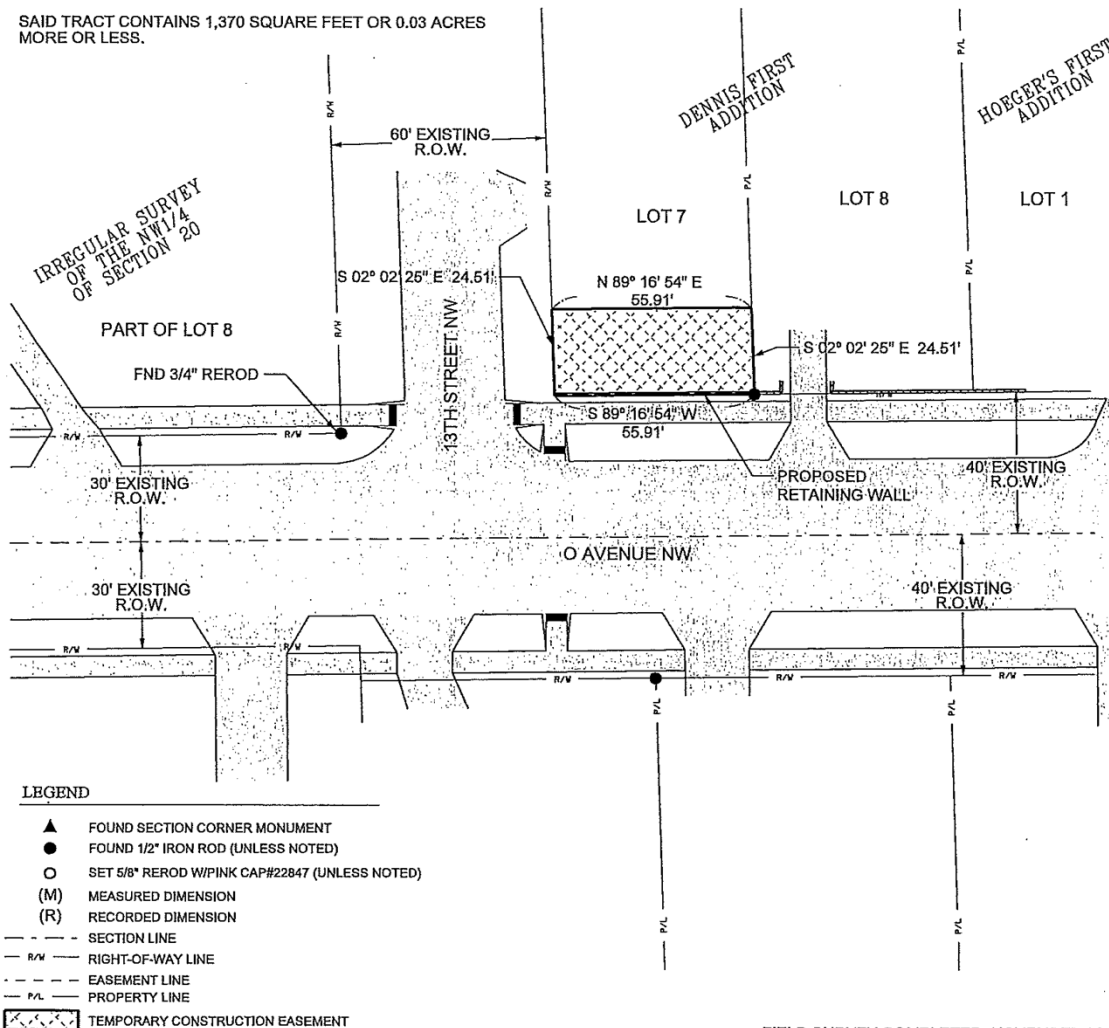
A PARCEL OF LAND LOCATED IN LOT 7 OF DENNIS FIRST ADDITION, AS RECORDED IN BOOK 8, PAGE 340 OF THE LINN COUNTY RECORDER'S OFFICE, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE SOUTH 24.50 FEET OF LOT 7, DENNIS FIRST ADDITION, CEDAR RAPIDS, LINN COUNTY, IOWA.

SAID TRACT CONTAINS 1,370 SQUARE FEET OR 0.03 ACRES MORE OR LESS.



NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



FIELD SURVEY COMPLETED: NOVEMBER 2014

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802



Foth

Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

FOTH PROJECT NO. 14C001-05 DATE: 1/14/2016



**O AVENUE NW ROADWAY IMPROVEMENTS
FROM EDGEWOOD ROAD TO ELLIS BOULEVARD**





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Matt Myers, PE, PTOE
E-mail Address: m.myers@cedar-rapids.org

Phone Number/Extension: 5718

Alternate Contact Person: Luke Miller
E-mail Address: l.miller2@cedar-rapids.org

Phone Number/Extension: 5302

Description of Agenda Item: CONSENT AGENDA

Resolution rescinding Resolution No. 572-4-77 which established stop control at the intersection of N Avenue and 6th Street NW, stopping all north/south traffic on 6th Street for N Avenue NW; and establishing stop control at the intersection of N Avenue and 6th Street NW, stopping all eastbound traffic on N Avenue for 6th Street NW.

CIP/DID #60-17-031

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

Background: The Public Works Department identified the two-way stop control at the intersection of N Avenue NW and 6th Street NW is inadequate due to the removal of N Avenue NW east of 6th Street NW, as part of the Pavement Removal Program, which has created a T-intersection. Due to the intersection changing from 4 legs to 3, the stop control should be removed from 6th Street NW and established at N Avenue NW.

Action/Recommendation: The Traffic Engineering Division of the Public Works Department recommends rescinding Resolution No. 572-4-77, passed by City Council on April 6, 1977, which established stop control at the intersection of N Avenue and 6th Street NW, stopping all traffic on 6th Street for N Avenue NW. Establish stop control at the intersection of N Avenue and 6th Street NW, stopping all traffic on N Avenue for 6th Street NW.

Alternative Recommendation: Should Council not approve the resolution, the intersection will remain under the current stop control, stopping all traffic on 6th Street for N Avenue NW.

Time Sensitivity: Normal

Resolution Date: August 9, 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 Traffic Engineering Division of the Public Works Department has identified that the two-way stop control at the intersection of N Avenue NW and 6th Street NW is inadequate due to the removal of N Avenue NW east of 6th Street NW, as part of the Pavement Removal Program, which has created a T-intersection, and

WHEREAS, the Traffic Engineering Division of the Public Works Department recommends rescinding Resolution 572-4-77, installing stop signs at the intersection of N Avenue NW and 6th Street NW, stopping 6th Street NW traffic for N Avenue NW, and

WHEREAS, the Traffic Engineering Division of the Public Works Department has recommended that stop control be established at the intersection of N Avenue NW and 6th Street NW, such that eastbound traffic on N Avenue NW stops for 6th Street NW,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that Resolution No. 572-4-77 is hereby rescinded and the installation of a stop sign on N Avenue NW at the intersection of 6th St NW, be and the same is hereby approved.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

Mayor Signature

Attest:

Clerk Signature

LEG_TABLED_TAG



REMOVE STOP CONTROL FROM
6TH STREET NW AND ESTABLISH
STOP CONTROL AT N AVENUE NW

N AVENUE NW

6TH STREET NW

(Green Space)

ELLIS BLVD NW

M AVENUE NW



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

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

Phone Number/Ext.: N/A

Alternate Contact Person: Nic Roberts
E-mail Address: n.roberts@cedar-rapids.org

Phone Number/Ext.: 5088

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing Systems Analyst to attend CommunityLIVE OnBase Conference in Kissimmee, FL from September 10-15, 2016 for an estimated total amount of \$4,902.25.

CIP/DID #IT2016-011

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

Background:

City of Cedar Rapids utilizes OnBase document and agenda management. Conference presents networking opportunities, product road maps and latest updates.

Action/Recommendation:

The Information Technology Department – recommends that City Council approve Sheila Shaver's Business Travel Report for attending the CommunityLIVE OnBase Conference in Kissimmee, FL from September 10-15, 2016 for an estimated total amount of \$4,902.25.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date:

Budget Information:

Local Preference Policy: Exempt

Explanation: Travel

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Sheila Shaver, Systems Analyst, be hereby approved for attending the CommunityLIVE OnBase Conference in Kissimmee, FL from September 10-15, 2016 for an estimated total amount of \$4,902.25. The trip cost will be funded from the Information Technology's FY2017 Cost of Conference/Training budget 542102-101-109130.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

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

Phone Number/Ext.: N/A

Alternate Contact Person: Nic Roberts
E-mail Address: n.roberts@cedar-rapids.org

Phone Number/Ext.: 5088

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing Systems Analyst to attend Lenel OnGuard training in Seattle, WA from September 18-23, 2016 for an estimated total amount of \$4,292.20.

CIP/DID #IT2016-012

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

Background:

City of Cedar Rapids utilizes Lenel OnGuard software suite as the primary security access software. As this application changes and is enhanced by new features, IT staff need to stay current with changes. This training will enable Alan to stay current with new software features and provide system administration.

Action/Recommendation:

The Information Technology Department – recommends that City Council approve Alan Sholes' Business Travel Report for Lenel OnGuard training in Seattle, WA from September 18-23, 2016 for an estimated total amount of \$4,292.20.

Alternative Recommendation: N/A

Time Sensitivity: N/a

Resolution Date:

Budget Information: 542102-101-109130

Local Preference Policy: Exempt

Explanation: Travel

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Alan Sholes, Systems Analyst, be hereby approved for attending Lenel OnGuard training in Seattle, WA from September 18 - 23, 2016 for an estimated total amount of \$4,292.20. The trip cost will be funded from the Information Technology's FY2017 Cost of Conference/Training budget 542102-101-109130.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Information Technology

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

Phone Number/Ext.: N/A

Alternate Contact Person: Nic Roberts
E-mail Address: n.roberts@cedar-rapids.org

Phone Number/Ext.: 5088

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing Database Analyst to attend SQL PASS Summit 2016 in Seattle, WA from October 25 – 29, 2016 for an estimated total amount of \$3,900.

CIP/DID #IT2016-010

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

Background:

The City currently uses Microsoft SQL as the backend database for Applications throughout the City. As this application changes and is enhanced by new features, IT staff need to stay current with changes. This Database Summit will enable Sandy to stay current on new Microsoft SQL Database features.

Action/Recommendation:

The Information Technology Department – recommends that City Council approve Sandy Skaar's Business Travel Report for attending the SQL PASS Summit 2016 in Seattle, WA from October 25 – 29, 2016 for an estimated total amount of \$3,900.00.

Alternative Recommendation: N/A

Time Sensitivity: N/A

Resolution Date:

Budget Information: 542102-101-109130

Local Preference Policy: Exempt

Explanation: Travel

Recommended by Council Committee:

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Business Travel Report submitted by Sandy Skaar, Database Analyst, be hereby approved for attending the SQL PASS Summit 2016 in Seattle, WA from October 25 – 29, 2016 for an estimated total amount of \$3,900. The trip cost will be funded from the Information Technology's FY2017 Cost of Conference/Training budget 542102-101-109130.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Johnny Alcivar
E-mail Address: J.AlcivarZuniga@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 for August 23, 2016 to consider granting a change of zone for property at 221 4th Avenue SW from C-3, Regional Commercial Zone District to R-3, Single Family Residence Zone District as requested by Scallon Custom Homes, LLC.
 CIP/DID # RZNE-023551-2016

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background: The request for rezoning of this property will be reviewed by the City Planning Commission on August 4, 2016. Their recommendation will be noted in the City Council cover sheet for the public hearing.

The property is currently vacant and located in the Taylor Neighborhood. The applicant wishes to develop the property as a single-family home as part of the City's ROOTs Program. Since this is a rezoning for single-family residential there is no site plan requirement at this time. A detailed site plan will be required for issuance of a building permit.

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: N/A
Budget Information: N/A

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

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Development Services

Presenter at Meeting: Vern Zakostelecky

Phone Number/Ext.: 319 286-5043

E-mail Address: v.zakostelecky@cedar-rapids.org

Alternate Contact Person: Joe Mailander

Phone Number/Ext.: 319 286-5822

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

Description of Agenda Item: Motions setting public hearings

Motion setting a public hearing for August 23, 2016 to consider granting approval of a Preliminary Site Development Plan for an "Essential Service" as requested by State of Iowa for property zoned PUB, Public Zone District at 5400 16th Avenue SW.

CIP/DID #PSDP-023259-2016

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background:

The property is currently land that is developed as a public use facility. There is an existing communication tower on the parcel with associated equipment and an office building. The facility is the Iowa Department of Public Safety, District 11 Office. The proposed development plan is the installation of a new tower, antennas, ground shelter, generator, and associated equipment as part of Federally mandated Statewide upgrade to the State's Emergency Management System (EMS) communications system. As such, this application is considered an "Essential Service", which is defined in the Chapter 32 of the City's Municipal Code, Zoning Ordinance as follows:

Subsection 32.09.020.6O.

Essential Services

Services and utilities needed for the health, safety, and general welfare of the community. This definition includes, but is not limited to:

- A. Overhead, surface or underground gas, electrical, steam, or water distribution or storage or transmission systems;
- B. Collection, communication, supply and disposal systems, including mains, drains, sewers, pipes, pumping stations, conduits, tunnels, wires, cables, fire alarm boxes, police call boxes, municipal parking lots, traffic signals, hydrants, municipal tower, and poles;
- C. Railroad switches and signals;
- D. Municipal public safety facilities such as police and fire stations;

- E. Municipal sanitary sewer treatment facilities;
- F. Municipal buildings and uses;
- G. Municipal water treatment facilities.

The City Zoning Ordinance prescribes as process for approvals of “Essential Services”. This process includes City Planning Commission review and recommendation to City Council. City Council must conduct a public hearing and then can take action by resolution.

The Preliminary Site Development Plan submitted includes the following proposed improvements:

- Total site area – 4.67 acres.
- Existing approx. 6,800 s. f. dispatch/office building & associated driveway & parking lot.
- Proposed tower-self-support lattice tower.
- Proposed tower height-360’.
- Proposed tower will be 360’ from residential properties on the north side of Johnson Ave.
- Proposed tower will be 270’ from residential property on the south side of Johnson Ave.
- Associated equipment includes:
 - 60’ x 70’ fenced area around facility.
 - 11’-8” x 16’-6” Prefabricated equipment shelter.
 - Backup generator.
 - Propane tank.

Application Process/Next Steps:

Actions	Comments
City staff review	<ul style="list-style-type: none"> City staff reviewed the application and recommends approval of preliminary site development plan.
City Planning Commission review	<ul style="list-style-type: none"> The City Planning Commission will review the application on August 4, 2016 and recommendation will be noted in the August 23, 2016 City Council cover sheet.
City Council consideration	<ul style="list-style-type: none"> A Public Hearing to allow for public input and the First Reading of the Ordinance to be scheduled for August 23, 2016. Two additional readings of the Ordinance by City Council are required by State law before approval of the rezoning is final.

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

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

Time Sensitivity: State of Iowa is required to have communication tower constructed by end of this year.

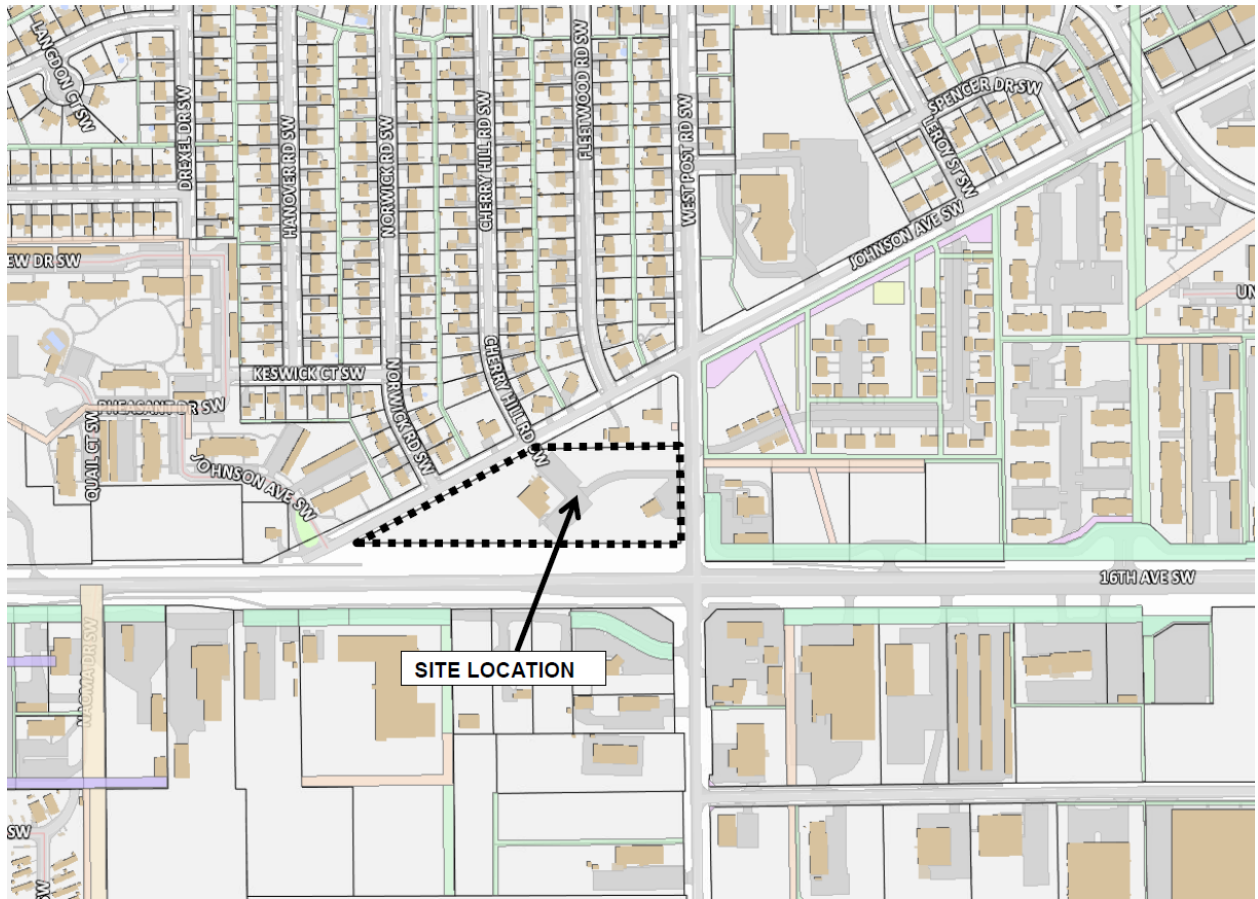
Resolution Date: August 23, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

Location Map





Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Ali Suntken

Phone Number/Ext.: 319 286-5893

E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext.: 319 286-5852

E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Motions setting public hearings

Motion setting a public hearing for August 23, 2016 to consider the disposition of excess City-owned properties located at 0 Vacant Lot SE (GPN 142720202200000), 0 Vacant Lot SE (GPN 142720702500000) and 0 Vacant Lot SE (GPN 142720200400000) for participation 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 referenced city-owned properties have been identified as buildable lots for the fourth round of the Single Family New Construction Program (known locally as the ROOTs Program):

The referenced property meets the program criteria required to house a Single Family New Construction unit. A total of 194 properties have been identified by 22 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: NA

Resolution Date: August 9, 2016

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA



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

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 286-5047

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

Description of Agenda Item: Motions setting public hearings

Motion setting a public hearing for September 27, 2016 to consider an Urban Revitalization Area designation for ReConserve of Iowa, Inc. for the construction of a new industrial facility and creation of new jobs east of Edgewood Road SW and south of 60th Avenue SW.

CIP/DID #URTE-0010-2016

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background:

On July 26, 2016 the City Council adopted a Resolution of Support authorizing sponsorship of an application to the Iowa Economic Development Authority (IEDA) for state funds and authorizing the required local match participation through an Urban Revitalization Tax Exemption (URTE).

ReConserve of Iowa, Inc. is requesting City sponsorship of a Business Financial Assistance Application to the State of Iowa to assist the company in the construction of a new 61,000 square foot industrial facility located near the intersection of 60th Ave SW and Edgewood Rd SW. ReConserve was previously located in rural Linn County until a fire destroyed its facility in October 2015.

Project Details:

- New 61,000 sq. ft. industrial facility
- \$12.3 Million total Capital Investment
 - \$6.8 Million in site development and construction
- 24 Jobs new to Cedar Rapids, 15 jobs meeting High Quality Wage threshold
- Approximately \$851,500 in yearly wages

This project qualifies for the City's Local Match Program which would leverage \$244,800 in in tax credits through the State's High Quality Jobs program. The partial tax exemption is a ten-year, declining scale exemption averaging 44% per year, applied only to the increased property valuation. Upon the completion of the project, the 10-year City incentive provided under the URTE is as follows:

- \$995,700 in total tax revenues collected over a 10-year period
- \$585,300 deferred as tax exempt over a 10-year period.

ReConserve processes grain-based food waste products such as bread, cereal, cookies, crackers, chips, and pasta, into registered feed ingredients for livestock feed. As a post-production processing company, ReConserve works with multiple local food manufacturers as a value-added industry.

Timeline and Next Steps:

- August 9 Motion Setting a Public Hearing
- September 27 Public Hearing and First Reading
- October 11 Second and Possible Third Reading

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

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA



Council Agenda Item Cover Sheet

Submitting Department: Public Works Department

Presenter at meeting: Jennifer Selby, PE
E-mail Address: j.selby@cedar-rapids.org

Phone Number/Extension: 5622

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

Phone Number/Extension: 5141

Description of Agenda Item: Motions filing plans and specifications

Motions setting public hearing date of August 23, 2016 and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by posting notice to bidders as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results on August 24, 2016 for the 66th Avenue SW Roadway Improvements from Locust Road to 6th Street, Phase 1 – Utility Improvements project (estimated cost is \$880,000). **(Paving for Progress)**

CIP/DID #3012129-02

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

Background: This project includes the reconstruction of 66th Avenue SW from Locust Road to 6th Street. This is Phase 1 of a two-phase project. The work for Phase 1 includes water main and culvert replacement. The work for Phase 2, to begin construction in 2017, includes pavement removal and replacement and storm water improvements.

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 August 23, 2016 and advertising for bids by posting 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: August 23, 2016

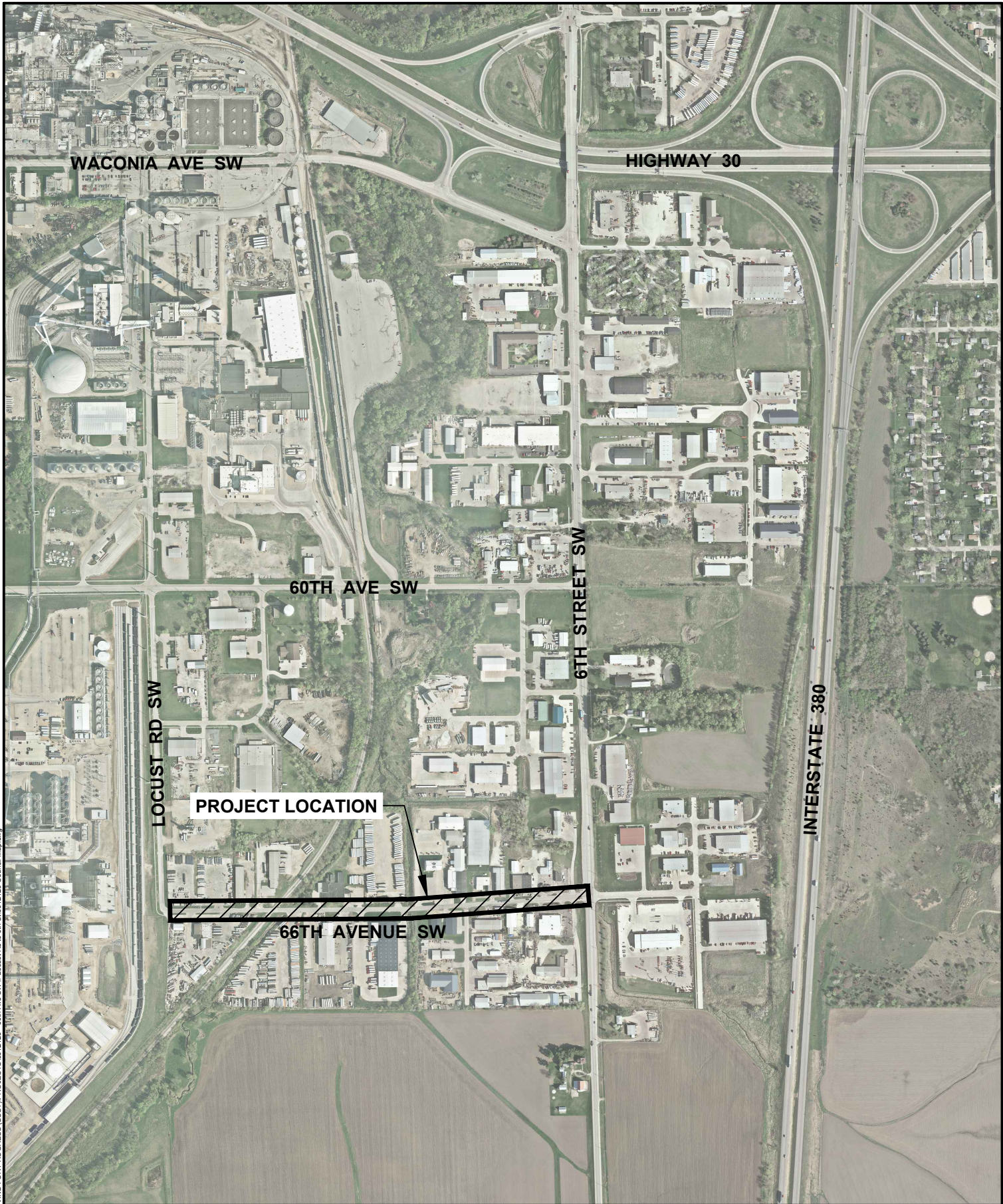
Budget Information: 301/301000/3012129 SLOST
 625/6250000/6250051-2016040 NA
 304/304000/304457 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA



Cadd File Name: W:\PAVING FOR PROGRESS (LOST)\PROJECTS\3012129 - 66th Ave SW F Locust Rd to 6th St\3012129 Council Map.dwg



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

Phone Number/Ext.: 5968

Description of Agenda Item: Motions filing plans and specifications

Motions setting public hearing dates and directing publication thereof, filing plans and/or specifications, form of contract and estimated cost, advertising for bids by publishing notice to bidders, as required by law, and authorizing City officials or designees to receive and open bids and publicly announce the results for:

- a. August 23, 2016 – Raw Water Main Relocation project located at Low Lift Pump Station near Mohawk Park, Cedar Rapids, Iowa, with bid opening September 14, 2016 (estimated cost is \$670,000).

CIP/DID #6250044-02

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

Background:

The Low Lift Pump Station off J Avenue at one time pumped surface water from the Cedar River to the J Avenue Water Treatment Plant. For decades, the lift station served as the main source of water for the City of Cedar Rapids. Starting in the 1960's, ground water well fields replaced surface water as the primary source of drinking water for the City. The well field pumps are used to pump water directly into the J Avenue Water Treatment Plant, and the Low Lift Pump Station is no longer in use. Leaks in the piping have caused flooding in the basement of the Low Lift Pump Station, adding to the degradation of the building. The Low Lift Pump Station is slated for eventual demolition, but to minimize the risk of future leaks and flooding, the Utilities Department desires to have the pipes connected to the 30-inch raw water intake main disconnected and plugged.

The goal of the Project is to replace an existing 30-inch raw water intake main currently installed to the north of the Low Lift Pumping Station. The branch connections into the Low Lift Pump Station are to be disconnected and plugged in preparation for eventual demolition of the structure. A pre-bid meeting will be held on August 23, 2016 at the Water Department Administration Building at 10:00 a.m. Bids will be opened and publicly announced on September 14, 2016.

Action/Recommendation:

The Utilities Department – Water Division staff recommend that the plans and specifications be filed with the City Clerk on August 9, 2016 and a Notice to Bidders be posted as required by law and a Notice of Public Hearing be published on August 13, 2016. A Public Hearing is scheduled for August 23, 2016 and bids will be opened on September 14, 2016.

Alternative Recommendation: None

Time Sensitivity: Action needed 08/09/2016

Motion Date: 08/09/16

Budget Information:

1. **Included in Current Budget Year.** The Water Division will be funded from the FY2017 Utilities Department – Water Division CIP budget and coded to 553000-625-625000-X-X-6250044.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$700,000 in the FY2017 Capital Improvement Projects budget for the Water Division for the Raw Water Main Relocation 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, 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 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. Applebee's Neighborhood Grill - Edgewood Road, 2645 Edgewood Road SW.
- b. Benz Beverage Depot, 501 7th Avenue SE (5-day permit for an event on August 20, 2016).
- c. Bread Garden Market, 225 Linn Street, Iowa City (5-day permit for an event on August 26, 2016, at Veterans Memorial Coliseum, 50 2nd Avenue Bridge).
- d. Carlos O'Kelly's, 2635 Edgewood Road SW.
- e. Casey's General Store #2765, 5050 Northland Avenue NE.
- f. Casey's General Store #2771, 501 6th Street SW.
- g. Cedar Rapids Metro Economic Alliance, 501 1st Street SE (5-day permit for the Cedar Rapids Market After Dark event on August 27, 2016 at 2nd, 3rd and 5th Streets SE from 1st Avenue to 4th Avenue, 2nd and 3rd Avenues SE from 1st Street to 6th Street SE).
- h. Checkers Tavern & Eatery, 3120 6th Street SW (additional outdoor service for an event on August 20-21, 2016).
- i. Coe College/Sodexo, 1220 1st Avenue NE (transfer for an event at Veterans Memorial Coliseum, 50 2nd Avenue Bridge, on August 13, 2016).
- j. Dollar General #10774, 266 Blairs Ferry Road NE.
- k. Dollar General #3781, 151 Jacolyn Drive NW.
- l. Dollar General #6190, 403 Edgewood Road NW.
- m. Dollar General #9141, 3451 Mount Vernon Road SE.
- n. El Bajio, 555 Gateway Place SW (new – formerly Cancun #2).
- o. Flamingo, 2310 1st Avenue NE (transfer to St. Matthew's Church, 2310 1st Avenue NE, for an event on August 27, 2016).
- p. Hy-Vee Food Store #1, 1843 Johnson Avenue NW (5-day permit for an event at Veterans Memorial Ballroom, 51 1st Avenue Bridge, on August 20, 2016).
- q. Hy-Vee #7 Market Grille, 5050 Edgewood Road NE.
- r. Just Coz, 406 6th Street SW.
- s. New Shack Tavern, 2545 Old River Road SW (outdoor service for an event on September 10, 2016).
- t. NewBo City Market, 1100 3rd Street SE (additional outdoor service for an event on September 9, 2016).

- u. Porky's Bar & Grill, 4617 J Street SW.
- v. Puerto Vallarta Bar & Grill, 588 Boyson Road NE.
- w. Rumors, 400 F Avenue NW.
- x. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event August 27, 2016 at Metro Harley Davidson, 2415 Westdale Drive SW).

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: August 3, 2016

Business Name/Address	Total Calls	Public Intox	Intox Driver	Disturbances
Applebee's Neighborhood Grill - Edgewood Rd 2645 EDGEWOOD RD SW	14	0	1	4
Benz Beverage Depot 501 7TH AVE SE	8	0	0	1
Bread Garden Market 225 Linn ST	0	0	0	0
Carlos O'Kelly's 2635 EDGEWOOD RD SW	11	0	0	3
Casey's General Store #2765 5050 NORTHLAND AVE NE	70	0	0	3
Casey's General Store #2771 501 6TH ST SW	129	0	0	10
Cedar Rapids Metro Economic Alliance 501 1ST ST SE	0	0	0	0
Checkers Tavern & Eatery 3120 6TH ST SW	17	0	0	6
Coe College 50 2ND AVE BRG	0	0	0	0
El Bajio 555 GATEWAY PL SW	0	0	0	0
Flamingo 2310 1ST AVE NE	0	0	0	0
Hy-Vee #7 Market Grille 5050 EDGEWOOD RD NE	6	0	0	0
Hy-Vee Food Store #1 51 1st Ave BRG	0	0	0	0
Just Coz 406 6TH ST SW	13	0	1	1
New Shack Tavern 2545 OLD RIVER RD SW	28	0	2	2
NewBo City Market	634	0	0	2

1100 3RD ST SE				
Porky's Bar & Grill	13	0	0	0
4617 J ST SW				
Puerto Vallarta Bar & Grill	1	0	0	0
588 BOYSON RD NE				
Rumors	43	0	0	11
400 F AVE NW				
Wild Hog Saloon & Eatery	1	0	0	0
350 Commercial DR				



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:
E-mail Address:

Phone Number/Ext.:

Description of Agenda Item: Bills, payroll and funds

Resolutions approving:

- a. Payment of bills. CIP/DID #FIN2016-01
- b. Payroll. CIP/DID #FIN2016-02

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

Background:

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

Action/Recommendation:

Authorize the Finance Department to issue payments and payroll checks as per the Resolution listings.

Alternative Recommendation: NA

Time Sensitivity: Normal

Resolution Date: 8-9-2016

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.

Department	Total	Department	Total
Animal Control	\$ 22,968.70	Human Resources	\$ 35,628.91
Aquatics Operation	\$ 90,542.96	Information Technology	\$ 86,057.95
Attorney	\$ 20,522.13	Joint Communications	\$ 61,543.77
Building Services Division	\$ 73,589.36	Library	\$ 29,237.26
CD – Federal Programs	\$ 36,774.49	Parks Operations	\$ 151,492.75
Cedar Rapids Public Library	\$ 116,195.18	Police	\$ 694,675.21
City Band	\$ 15,451.00	Public Works	\$ 12,033.52
City Manager	\$ 45,848.41	Public Works – Engineering	\$ 118,362.94
Civil Rights	\$ 13,202.83	Purchasing Service	\$ 11,864.24
Clerk	\$ 12,109.60	Recreation	\$ 39,814.97
Community Develop – DOD	\$ 34,023.87	Sewer Operations	\$ 59,574.42
Council	\$ 6,828.95	Street Operations	\$ 144,989.49
Development Services	\$ 35,792.26	Traffic Engineering	\$ 48,048.51
Facilities Maint Service	\$ 46,423.99	Transit	\$ 114,188.03
Finance	\$ 13,857.16	Treasury Operations	\$ 12,374.72
Finance – Analysts	\$ 15,479.69	Utilities	\$ 13,844.29
Financial Operations	\$ 45,923.83	Utilities – Solid Waste	\$ 96,503.63
Fire	\$ 418,668.01	Veterans Memorial	\$ 17,384.63
Five Seasons Parking	\$ 7,347.20	Water Operations	\$ 270,655.77
Fleet Maintenance	\$ 82,344.13	Water Pollution Control	\$ 181,380.59
Golf Operations	\$ 51,498.21	Grand Total	\$ 3,405,047.56

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

Resolution appointing the following individual:

- a. Appointing Douglas Hamilton (effective through June 30, 2019) to the Mechanical Board of Appeals.

CIP/DID #OB572849

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

Background:

Many board and commission terms expired on June 30, 2016. This agenda includes an appointment for one of the remaining vacant positions on the Mechanical Board of Appeals.

Action/Recommendation: Approve resolution as presented

Alternative Recommendation:

Time Sensitivity: None

Resolution Date: August 9, 2016

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

APPOINTMENT

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 Mechanical Board of Appeals for the term as indicated or until a successor is appointed and qualified:

<u>Commissioner</u>	<u>Term Beginning</u>	<u>Term Expiration</u>
Douglas Hamilton	08/09/2016	06/30/2019

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 Douglas Hamilton to the Mechanical Board of Appeals for the term indicated above is hereby given.

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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 approving the special event application for Benz Beer Nuts Beer Festival (includes road closures) on August 20, 2016.

CIP/DID #SPEC-0546422016

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity: .

Resolution Date: 08/09/16

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Matt Hanlin, on behalf of Benz Beverage Depot, has requested approval for the Beer Nuts Beer Festival beer tasting event on Benz property at 501 7th Avenue SE on Saturday, August 20, 2016 from 1 PM until 5 PM (not including set up and teardown times), and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

01. Applicant has requested the following street to be closed during the event: 7th Avenue Se from 5th Street to 6th Street SE.
02. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
03. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
04. Applicant shall contact the City Clerk's Office (319-286-5060) to obtain appropriate alcohol related applications and information on processing deadlines.
05. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
06. Applicant shall provide complete maintenance of the area prior to it being opened to traffic and reimburse the City for damage to any portion of public property.
07. Applicant shall make themselves aware of the state and city codes pertaining to disorderly conduct and disturbing the peace. The Police Department will reserve the right to terminate the event if complaints are received.
08. No trails or sidewalks are closed for the event
09. Applicant shall not use any equipment that penetrates or damages the City street or sidewalk surface. All tents, stages, and other structures shall be water barrel or sand weight supported.
10. Applicant shall comply with all existing parking regulations on all adjacent areas of public property.

11. Applicant will contact Fire Marshal Vance McKinnon at 319-286-5862 to acquire an Outdoor Place of Assembly permit as required for the outdoor service area and request the appropriate inspections prior to the event taking place.
 12. If cooking using LP, an LP permit is required.
 13. If food is served and/or sold at the event, the applicant (or vendors) shall meet all applicable requirements of the Linn County Health Department and the City Code.
 14. The outermost event fencing shall be no closer than two (2) feet from all public sidewalks to avoid obstructing a public sidewalk or impeding pedestrian traffic.
 15. Applicant will ensure proper exiting is in place from the fenced area, patrons cannot reenter the building to exit the fenced area.
 16. No minors shall be allowed in the alcohol service area.
 17. Applicant shall have a discernible area as required by the Police Department. No alcoholic beverages shall be carried beyond the discernible area.
 18. Applicant shall contact the Cedar Rapids Police Department at least 15 to 30 days prior to the event to hire off-duty police officers, as required by the Police Department to attend barricades at street closures, to assist with traffic control at designated intersections, and for event security. Contact Sgt. Mark Andries (286-5438) to arrange officers. The Police Department will provide the off-duty officer contact name and cell number to applicant prior to the event. Applicant will be required to hire one (1) off duty officer (\$49/hr) for six (6) hours with a three (3) hour minimum.
Estimated cost of the off duty officer is \$294 (however is dependent upon final determination at event time).
 19. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
 20. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
 21. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities.
-

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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 approving the special event application for New Bo Art Fest (includes road closures) on September 4, 2016.

CIP/DID #SPEC-055006-2016

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background:

Referencing the Special Event application received for the above special event which is requesting permission to hold activities with a street closure, approval is recommended subject to the conditions stated on the attached resolution.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity: .

Resolution Date: 08/09/16

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Stephanie Jelinek, on behalf of New Bohemia Group, has requested approval for the NewBo Art Fest event on NewBo Market property, 3rd Street SE between 11th Ave and 12th Ave and 11th Ave SE between 3rd St and 4th Street tracks on Sunday, September 4, 2016 from 9 AM until 4 PM (not including set up and teardown times), and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this event is recommended subject to the following conditions:

1. Applicant requests the following streets be closed for the event:
 - 11th Avenue SE from 3rd Street SE & 4th Street SE
 - 3rd Street SE from 10th Avenue SE to 12th Avenue SE (not inclusive)
2. For traffic and pedestrian safety purposes, the City Traffic Engineering Division will approve temporary "No Parking" signs, meeting City specifications, to be placed along the following streets for this event:
 - *11th Avenue SE from 3rd Street SE & 4th Street SE
 - *3rd Street SE from 10th Avenue SE to 12th Avenue SE (not inclusive)
 - a. The appropriate signs, as specified by the Traffic Engineering Division, will be installed, maintained and removed by an insured traffic control contractor that will be hired and paid by Applicant. Signs shall be stake mounted and a minimum size of 24" X 18", spaced at a maximum distance of 75' apart on all listed streets.
 - b. The temporary "No Parking" signs shall be installed by the traffic control contractor no earlier than Saturday, September 3, 2016, and removed no later than Monday, September 5, 2016.
 - c. The Applicant shall provide advance written notification to adjacent property owners on the above named streets of the event dates and times and the temporary "No Parking" posting. A copy of the notice shall be provided to the Traffic Engineering Division prior to the event.
3. No trails or sidewalks are closed for the event
4. Applicant shall comply with all existing parking regulations on all adjacent areas of public
5. Applicant and participants shall not impede normal vehicular or pedestrian movement through the event areas.
6. Applicant shall provide adequate restroom facilities including ADA accessible restrooms (5% or no less than 1).
7. Food vendors must contact Linn County Public Health @ 892-6000 in advance of the event for required permits and guidelines (permits available at www.linncounty.org/health). The event organizer shall obtain copies of submitted temporary food service applications from food vendors prior to the event.

8. If food is served and/or sold at the event, the applicant (or vendors) shall meet all applicable requirements of the Linn County Health Department and the City Code.
9. Applicant shall provide adequate adult volunteers at all intersections and other locations to assist with walk event instructions, event monitoring, and event participant safety. Volunteers are NOT authorized to direct vehicular traffic at any time.
10. Applicant agrees that any signage required for this event will be done with prior approval of the City Building Services Division and any required permits will be obtained.
11. Applicant's insured traffic control contractor shall provide all barricades/traffic controls required by the City for the temporary street closure. All barricades/traffic controls must conform to the requirements of the Manual on Uniform Traffic Control Devices. Applicant shall provide the name and phone number of the company providing the barricades/traffic controls to the Police Department and Traffic Engineering a minimum of one week prior to the event.
12. Applicant agrees that any pavement markings or signage required for this event will be done with prior approval of the City Traffic Engineering Division, and no permanent markings of any type will be permitted. Any signage and/or markings used must be removed immediately following the event.
 - a. Sidewalk chalk is acceptable for chalk art on public sidewalks OTHER THAN sidewalks in and adjacent to City parks.
 - b. Chalk paint shall not be applied to any city street or sidewalk.
13. Applicant will supply trash bags and receptacles and is responsible for removing all associated trash from city property. Any cost associated with clean up done by the City will be billed to the applicant.
14. Applicant shall provide written notification, a minimum of 48 hours before the event, to all affected property owners adjoining the barricaded street closures and/or temporary no parking, (to help minimize traffic conflicts between motorists and race participants). Written notification shall include information on the event including event route, event date, start and finish times, and the name and telephone number of the Applicant's contact person. A copy of this written notification shall be provided to the City Manager's Office.
15. Applicant shall contact the City Clerk's Office (319-286-5060) to obtain appropriate alcohol related applications and information on processing deadlines.
16. No minors shall be allowed in the alcohol service area.
17. If cooking using LP, an LP permit is required.

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

Applicant will be required to hire 3 off duty officers (\$49/hr) for approximately nine (9) hours with a three (3) hour minimum.

Estimated cost of off duty officers is \$1,323 (however is dependent upon final determination at event time).

19. The City reserves the right to revoke or alter approval for any event date and/or route based upon a continuing evaluation of items including but not limited to safety, parking, traffic concerns, noise levels, etc., related to the event site and operation; or flood issues, conflicting street construction or other elements deemed hazardous to event attendees.
20. Applicant agrees to defend, indemnify, and save the City of Cedar Rapids harmless from all liability and place on file at the City Clerk's Office, a certificate of liability insurance with policy limits satisfactory to the City Council naming the City of Cedar Rapids, Iowa, and its employees as additional insured, insuring against any liability that may arise in connection with the activities held.

PASSED_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 amending Reso 0991-07-16, correcting the date for the New Bo Run event from September 6, 2015 to September 4, 2016.

CIP/DID #SPEC-050969-2016

EnvisionCR Element/Goal: InvestCR Goal 4: Grow a sustainable, diverse economy by supporting businesses, fostering entrepreneurship, and targeting industry-specific growth.

Background:

An incorrect date had been on the resolution from July 26 (0991-07-16). This resolution has the correct date of the event.

Action/Recommendation: Approve resolution for the event.

Alternative Recommendation:

Time Sensitivity:

Resolution Date: 08/09/16

Budget Information:

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, John Hackbarth on behalf of Corridor Running, had received approval through Council Resolution 0991-07-16 for the NEW BO RUN however the date was incorrect on the original resolution. The New Bo Run event correct date is September 4, 2016

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, approval of this resolution is recommended:

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Solid Waste and Recycling

Presenter at Meeting: Mark Jones

Phone Number/Ext.: 4791

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

Alternate Contact Person: Sarah Augustine

Phone Number/Ext.: 4786

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

Description of Agenda Item: CONSENT AGENDA

1. Resolutions approving assessment actions:

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

CIP/DID #SWM-008-16

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 an "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: 8/9/16

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, September 7, 2016.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

INTENT TO ASSESS 8/9/16

				INTENT TO ASSESS 8/9/16
#		Balance Due		Premise Address
1		298.75		351 17 th St SE
2		334.00		520 4 th St SW
		\$632.75		Grand Total
		2		Number of Properties



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 – two properties.

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

(Note: The Intent to Assess Resolution was approved at the Council Meeting on June 28, 2016).

CIP/DID #SWM-007-16

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. 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. 0856-06-16 passed on June 28, 2016.

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: 6-28-16

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.

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LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

LEVY ASSESSMENT (TO BE LIENED) 8/9/2016

				LEVY ASSESSMENT 8/9/16
				INTENT TO ASSESS 6/28/16
#		Balance Due		Premise Address
1		441.75		1312 G Ave NE
2		665.75		1131 11 th St NW
		\$1,107.50		Grand Total
		2		Number of Properties



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 - Solid Waste & Recycling - delinquent weed mowing charges - 111 properties.

CIP/DID #FIN2016-05

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

Background:

The Finance Department is responsible for the billing and collection of charges incurred by the Solid Waste & Recycling Division to bring properties into compliance with Cedar Rapids Municipal Code Chapter 21.13, and Ordinance 046-12 (Weeds).

Between May 11, 2016 and June 21, 2016, 110 property owners did not submit payment for invoices issued due to a violation of the City's weed ordinance. Property owners were notified by letter that if payment was not made the charges would be levied against their property and collected in the same manner as property taxes. The levied amount totals \$24,523.54.

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 properties and has equal precedence to property taxes.

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

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

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: Solid Waste Operating – Weed Nuisances

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

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 111 properties in violation of the City's Weed Ordinance 046-12 and Municipal Code Chapter 21.13;

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 \$24,523.54, as shown below, and 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 assessments may be collected in the same manner as property taxes.

#	Service Location	Name	Service Date	GPN	Invoice	Amount
1	235 27TH ST NW	George Grubich Jr & Betty M Grubich	5/11/2016	143027700600000	SWW_000 71217	169.14
2	414 6TH AVE SW	Clinton W Walker	5/11/2016	142832700600000	SWW_000 71245	169.14
3	1718 B AVE NW	Sam H & Tammy S Aossey	5/11/2016	142922901800000	SWW_000 71248	169.14
4	1420 DANIELS ST NE	Timothy J Garner & Kristin E Geppert	5/19/2016	141610600900000	SWW_000 71678	169.14
5	1422 3RD AVE SE	Cedar City Enterprises Inc	5/16/2016	142228301700000	SWW_000 71681	209.14
6	1323 M ST SW	Pam Sarin	5/16/2016	142838500500000	SWW_000 71682	159.14
7	1420 9TH ST SW	Anthony C Russell Trustee	5/16/2016	143210300400000	SWW_000 71686	169.14
8	620 17TH ST SE	Federal National Mortgage Association	5/16/2016	142245201000000	SWW_000 71687	209.14
9	413 5TH AVE SW	Robert L Jones	5/16/2016	142826000400000	SWW_000 71688	169.14
10	3009 E AVE NE	Bradley M Knoernschild, Wendy J & Alexander R Drake	5/19/2016	141048300800000	SWW_000 71689	169.14
11	1210 32ND ST NE	Eleanor Schultz & Ross Armstrong	5/18/2016	141030900400000	SWW_000 71719	249.14
12	1620 14TH AVE SE	James A Santee	5/23/2016	142715301300000	SWW_000 71721	179.14
13	1736 A AVE NE	Rita & Theresa Cejka	5/23/2016	141538501700000	SWW_000 71722	169.14
14	626 10TH AVE SE	Shirley L Luter	5/23/2016	142724001600000	SWW_000 71723	169.14

#	Service Location	Name	Service Date	GPN	Invoice	Amount
15	507 2ND ST SW	Marie Grignon	5/25/2016	142828000700000	SWW_000 72248	209.14
16	510 DEER RUN DR NE	Wayne J Salzwedel Land Trust	5/26/2016	112747700200000	SWW_000 72249	169.14
17	526 7TH AVE SW	Hawkins Properties LLC	5/25/2016	142833000700000	SWW_000 72250	169.14
18	618 G AVE NW	MDA Fund VIII LLC	5/25/2016	142048201400000	SWW_000 72252	209.14
19	826 7TH ST SW	Phil A & Mary J Cox	5/25/2016	142940801200000	SWW_000 72254	209.14
20	916 10TH AVE SE	Katherine L Fowler	5/25/2016	142722901400000	SWW_000 72256	199.14
21	917 5TH ST SE	Ricky R Ellison	5/25/2016	142818001000000	SWW_000 72257	159.14
22	1026 10TH AVE SE	Willie C & Arnie J Jones	5/29/2016	142720302600000	SWW_000 72258	209.14
23	1056 10TH AVE SE	Sherri L Walker	5/25/2016	142720303100000	SWW_000 72259	209.14
24	1414 B AVE NE	Ronald D Melley	5/26/2016	142223202000000	SWW_000 72265	219.14
25	1788 MALLORY ST SW	Maxine R & Michael J Brickner	5/26/2016	143310801400000	SWW_000 72266	209.14
26	1829 8TH AVE SE	Kevin D Morris	5/25/2016	142245700200000	SWW_000 72268	209.14
27	3100 JOHNSON AVE NW	Della A Kerkman	5/29/2016	143022701000000	SWW_000 72271	169.14
28	0 VACANT LAND SE	Secretary of Housing & Urban Development	5/25/2016	142245502800000	SWW_000 72273	209.14
29	4634 SUGAR PINE DR NE	Robert & Carrel Nielson	5/31/2016	140530200500000	SWW_000 72274	209.14
30	3808 PINE WOOD DR NE	Jeremy W & Anna M Karg	5/31/2016	140522800400000	SWW_000 72275	309.14
31	1729 D AVE NE	Lindsay Walter	5/31/2016	141538100700000	SWW_000 72276	169.14
32	520 4TH ST SW	David C Portz	5/31/2016	142832701400000	SWW_000 72277	159.14
33	1051 12TH ST NE	Lyn M Etzel	5/31/2016	141642700500000	SWW_000 72278	209.14
34	1642 B AVE NE	US Bank National Association ND	5/31/2016	141538601000000	SWW_000 72279	169.14
35	3200 BOWLING ST SW	Patricia K Hartson	5/31/2016	190410102200000	SWW_000 72280	329.14
36	124 PARK CT SE	William R Hennessey & Son Inc	5/31/2016	142221100700000	SWW_000 72541	169.41
37	2224 42ND ST NE	Elizabeth Borg	6/2/2016	140435700900000	SWW_000 72542	209.41
38	2014 J ST SW	Joanna J Valerio	6/2/2016	143327801000000	SWW_000 72543	209.41
39	1607 5TH AVE SE	Wesley G Gourley & Christine A Josephson	6/1/2016	142243400500000	SWW_000 72544	169.41
40	1506 D AVE NE	Jordan C Allyn	6/2/2016	142222700300000	SWW_000 72545	199.41

#	Service Location	Name	Service Date	GPN	Invoice	Amount
41	1103 1ST AVE SW	Donald H Kieseewetter	6/2/2016	142916200100000	SWW_000 72547	229.41
42	1307 O AVE NW	Barry & Amanda Wilson	6/2/2016	142027601100000	SWW_000 72551	199.41
43	1060 33RD ST NE	Brian & Amy Collings	6/2/2016	141030502600000	SWW_000 72552	239.41
44	653 16TH AVE SW	Duane H & Barbara J Pratt	6/2/2016	143210701000000	SWW_000 72553	169.41
45	351 17TH ST SE	Michael P & Nicole J Willis	6/2/2016	142215601800000	SWW_000 72555	199.41
46	818 CAMBURN CT SE	Kathryn VanHorn	6/2/2016	142238101200000	SWW_000 72556	169.41
47	1725 8TH AVE SE	Household Finance Industrial Loan Co	6/1/2016	142245800100000	SWW_000 72557	239.41
48	640 39TH ST NE	Steven R Adams	6/6/2016	141010900900000	SWW_000 72593	589.14
49	2511 ILLINOIS ST SW	Stanley A Raymer	6/3/2016	143333002600000	SWW_000 72594	229.14
50	180 LENORA DR NW	Lowell A Lain	6/3/2016	132528301000000	SWW_000 72595	229.14
51	438 18TH ST NW	Mark B & Susan A Witting	6/6/2016	143010103900000	SWW_000 72597	239.14
52	1128 A AVE NW	Jackie L Johnson	6/6/2016	142927601300000	SWW_000 72598	219.14
53	1505 5TH AVE SE	Donald J & Zenobia M Beckley	6/6/2016	142230501600000	SWW_000 72601	199.14
54	3200 SCHAEFFER DR SW	Mary A Smith	6/3/2016	190410301200000	SWW_000 72630	229.14
55	1714 C AVE NE	Jerry D Nagel	5/26/2016	141538102000000	SWW_000 73036	219.14
56	253 SINCLAIR AVE SE	Hutch's Properties LLC	5/23/2016	141438300900000	SWW_000 73037	169.14
57	2420 MT VERNON RD SE	Lois V Ceynar & Darlene A Speidel	5/25/2016	142337802800000	SWW_000 73038	209.14
58	2040 D ST SW	Dennis Drahozal	5/24/2016	143310900400000	SWW_000 73039	169.14
59	515 9TH ST SW	Damon A Stowell	5/24/2016	142940200700000	SWW_000 73040	159.14
60	1001 C AVE NW	Todd E & Amber R Meek	5/24/2016	142913700100000	SWW_000 73042	169.14
61	111 15TH ST NW	James W Abbott	6/20/2016	142928400800000	SWW_000 73461	199.41
62	827 9TH ST SW	Leslie Soukup	6/20/2016	142940900800000	SWW_000 73463	239.41
63	1402 1ST AVE NW	Douglas E Johnston	6/20/2016	142928401700000	SWW_000 73464	229.41
64	1518 YUMA DR NW	Helen G Schafer	6/20/2016	142032900900000	SWW_000 73465	219.41
65	1716 13TH AVE SW	Luella F Barnes	6/20/2016	142935701700000	SWW_000 73466	169.41
66	3418 BEL AIR DR SE	Justin D Fritz	6/7/2016	142525401600000	SWW_000 73467	209.41

#	Service Location	Name	Service Date	GPN	Invoice	Amount
67	3119 CORAL LN SW	Chad C & Sarah Reece	6/13/2016	190623300500000	SWW_000 73468	209.41
68	2505 M AVE NW	Phyllis A Payne	6/13/2016	141915203000000	SWW_000 73469	249.41
69	2414 1ST AVE NE	James C Harens	6/9/2016	141425202200000	SWW_000 73470	239.41
70	2018 PARK AVE SE	Richard W Dyer	6/13/2016	142217802100000	SWW_000 73472	159.41
71	1634 14TH AVE SE	Shawn M McMurrin	6/7/2016	142715301400000	SWW_000 73478	179.41
72	1616 B AVE NW	Matthew D Phillips	6/9/2016	142922801500000	SWW_000 73479	209.41
73	1604 7TH AVE SE	Sara Whitlatch	6/13/2016	142245302000000	SWW_000 73480	159.41
74	1415 K ST SW	PHH Mortgage Corporation	6/8/2016	142838600500000	SWW_000 73482	239.41
75	1340 WOODSIDE DR NW	Sara K Rion	6/7/2016	141925101900000	SWW_000 73483	219.41
76	1214 2ND ST SW	Jerry E & Debbie L Spores	6/8/2016	142838001500000	SWW_000 73484	159.41
77	1024 18TH ST NW	Craig Stoddard	6/7/2016	142032801700000	SWW_000 73487	219.41
78	635 32ND ST SE	Joe C Holsinger	6/7/2016	142347801500000	SWW_000 73491	239.41
79	621 33RD ST NE	Patricia J & Jeffrey W Megown	6/9/2016	141040600600000	SWW_000 73492	239.41
80	512 14TH ST SE	Alice M Spencer	6/13/2016	142230601200000	SWW_000 73493	229.41
81	369 15TH ST SE	Martha Huante	6/8/2016	142228502600000	SWW_000 73494	159.41
82	296 24TH AVE SW	Jimmie M & Mariclee M Wesbrook	6/13/2016	143330101100000	SWW_000 73495	189.41
83	220 5TH ST NW	220 5th Street NW Trust	6/7/2016	142911102400000	SWW_000 73497	199.41
84	121 WESTVIEW DR NW	Jeremy R & Amy L Eble	6/8/2016	132630300200000	SWW_000 73498	209.41
85	145 BROADMORE RD NW	Daniel A & Ginger L Sarrett	6/7/2016	132628201000000	SWW_000 73499	209.41
86	200 CHERRY PARK DR NW	J Murphy Homes LLC	6/7/2016	132620100500000	SWW_000 73500	209.41
87	212 PARK CT SE	Kingdom First LLC	6/8/2016	142227600700000	SWW_000 73502	209.41
88	5301 KESLER RD NW	Robert K Miell	6/12/2016	132618201400000	SWW_000 73503	169.41
89	4104 PRO FARMER RD SW	William Wheeler	6/14/2016	200137600800000	SWW_000 73504	199.41
90	3800 WILSON AVE SW	Frank M Scurlock Trust	6/14/2016	133617700500000	SWW_000 73506	269.41
91	944 19TH AVE SW	H & R Ventures LLC	6/15/2016	143213501200000	SWW_000 73507	209.41
92	511 21ST ST NE	Scott & Doria Andrews	6/14/2016	141542600300000	SWW_000 73510	239.41

#	Service Location	Name	Service Date	GPN	Invoice	Amount
93	1325 HINKLEY AVE NW	Jann Chposky	6/12/2016	142927900700000	SWW_000 73513	209.41
94	1626 5TH AVE SE	Darlene De Los Santos Nunez	6/21/2016	142243101300000	SWW_000 73633	209.41
95	1429 STAUB CT NE	Penny L Small	6/21/2016	141035501900000	SWW_000 73634	239.41
96	1418 M ST SW	Steven J Hird	6/21/2016	142835701100000	SWW_000 73635	209.41
97	1022 10TH AVE SE	Richard D & Marilyn K Carpenter	6/21/2016	142720302400000	SWW_000 73637	159.41
98	1012 8TH ST SE	Dwayne Ampey	6/21/2016	142723500600000	SWW_000 73638	209.41
99	811 16TH ST SE	John R Hixson	6/21/2016	142238103200000	SWW_000 73640	209.41
100	316 7TH ST SW	Brian J Marrah	6/21/2016	142918801800000	SWW_000 73642	209.41
101	1202 M ST SW	Royce Alger	5/11/2016	142835500100000	SWW_000 71247	209.14
102	1202 M ST SW	Royce Alger	6/13/2016	142835500100000	SWW_000 73486	169.41
103	4010 JOHNSON AVE NW	Richard S Sampson	5/11/2016	132515501500000	SWW_000 71249	259.14
104	4010 JOHNSON AVE NW	Richard S Sampson	6/12/2016	132515501500000	SWW_000 73512	189.41
105	818 12TH ST NE	James & Tracy Merta	5/19/2016	141645600400000	SWW_000 71679	239.14
106	818 12TH ST NE	James & Tracy Merta	6/8/2016	141645600400000	SWW_000 73490	209.41
107	821 10TH AVE SE	Johnnie P Dickson Estate	5/16/2016	142723500200000	SWW_000 71683	229.14
108	821 10TH AVE SE	Johnnie P Dickson Estate	6/21/2016	142723500200000	SWW_000 73639	159.41
109	921 12TH ST NE	BAB Associates LTD	5/17/2016	141643400100000	SWW_000 71685	229.14
110	921 12TH ST NE	BAB Associates LTD	6/14/2016	141643400100000	SWW_000 73509	219.41
111	1015 8TH ST SE	Chris & Kathryn M Pyle	5/23/2016	142723901500000	SWW_000 71720	159.14
112	1015 8TH ST SE	Chris & Kathryn M Pyle	6/13/2016	142723901500000	SWW_000 73488	159.41
113	616 4TH ST SW	Christopher Russell	5/29/2016	142832901000000	SWW_000 72251	159.14
114	616 4TH ST SW	Christopher Russell	6/21/2016	142832901000000	SWW_000 73641	199.41
115	801 O AVE NW	Dale E & Doris May	5/25/2016	142015200100000	SWW_000 72253	159.14
116	801 O AVE NW	Dale E & Doris May	6/20/2016	142015200100000	SWW_000 73462	199.41
117	1702 13TH AVE SW	David P Murphy	5/24/2016	142935702400000	SWW_000 73041	209.14
118	1702 13TH AVE SW	David P Murphy	6/12/2016	142935702400000	SWW_000 73473	179.41
119	1200 6TH AVE SE	Ernest Brauch	6/6/2016	142235100300000	SWW_000 72599	199.14
120	1208 6TH AVE SE	Ernest Brauch	6/13/2016	142233401300000	SWW_000 73485	169.41

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: 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 – 56 properties.

CIP/DID #WTR080916-001

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 by council resolution and collect the delinquent municipal bills by another process or system.

Time Sensitivity: Normal

Resolution Date: 8/09/16

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 13th day of September, 2016 and notice was given by mailing to the owners of the properties, a notice of this proposed assessment, stating the amount of the assessment and the description of the property, and on what account, and that objections to said proposed assessment may be filed prior to 11:00 a.m., September 13, 2016.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

LIEN INTENTS (SPECIAL ASSESSMENTS) 8/09/16

LIEN INTENTS 8/09/16			
#		Balance Due	Premise Address
1		\$ 119.02	111 15TH ST NW
2		\$ 145.38	116 33RD ST NE - FRONT
3		\$ 205.12	140 23RD STREET DR SE
4		\$ 169.65	180 22ND AVE SW
5		\$ 108.54	185 27TH ST NW
6		\$ 243.44	217 17TH ST SE
7		\$ 123.57	218 15TH ST NE
8		\$ 230.89	245 JACOLYN DR NW
9		\$ 133.08	259 19TH AVE SW
10		\$ 115.82	312 21ST ST NE
11		\$ 239.95	275 13TH ST NW
12		\$ 125.28	350 WOODLAND DR SE
13		\$ 107.85	384 15TH ST SE
14		\$ 152.98	407 24TH ST NW
15		\$ 95.47	423 41ST ST NE
16		\$ 85.50	508 30TH ST NE
17		\$ 253.46	611 TEAKWOOD LN NE
18		\$ 237.35	635 32ND ST SE
19		\$ 36.71	655 22ND AVE SW
20		\$ 126.92	725 30TH ST SE
21		\$ 318.57	727 DOWS RD SE
22		\$ 136.91	863 CENTER POINT RD NE
23		\$ 46.46	910 7TH ST SE #233
24		\$ 331.86	916 10TH AVE SE
25		\$ 118.38	1021 HAROLD DR SE
26		\$ 144.26	1100 33RD ST NE
27		\$ 216.06	1105 C AVE NW
28		\$ 161.51	1120 9TH ST SE
29		\$ 196.95	1212 8TH ST NW
30		\$ 40.11	1307 30TH ST SE
31		\$ 154.71	1504 BEVER AVE SE
32		\$ 226.95	1515 6TH AVE SE
33		\$ 146.59	1555 7TH AVE SE
34		\$ 177.84	1643 32ND ST NE
35		\$ 52.70	1704 PARK AVE SE
36		\$ 67.02	1711 B AVE NW
37		\$ 280.55	1742 6TH AVE SE
38		\$ 51.10	2409 DEBORAH DR SW
39		\$ 260.88	2423 1ST AVE SE
40		\$ 102.48	2512 C AVE NE
41		\$ 114.02	2602 WESTWOOD DR NW
42		\$ 223.15	3203 CIRCLE DR NE
43		\$ 238.85	3210 O AVE NW - UPPER
44		\$ 149.73	3216 CIRCLE DR NE
45		\$ 256.03	3418 BEL AIR DR SE
46		\$ 173.90	3522 DUNHAM DR SW

				LIEN INTENTS 8/09/16
#		Balance Due		Premise Address
47		\$ 121.19		3828 F AVE NW
48		\$ 99.89		3864 OAKLAND RD NE
49		\$ 116.20		4300 BENTON ST NE
50		\$ 253.93		4521 MIDWAY DR NW
51		\$ 238.02		4820 FORD AVE NW
52		\$ 123.79		5029 LOUISA ST NE
53		\$ 60.27		5729 MUIRFIELD DR SW #12
54		\$ 225.90		6617 KIOWA TRACE NE
55		\$ 70.87		6814 KIOWA TRACE NE
56		\$ 392.84		8710 EARHART LN SW
		\$ 9,146.45		Grand Total
		56		Number of Properties
		\$ 36.71		Balance Due - Low
		\$ 392.84		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 – 23 properties.

CIP/DID #WTR062816-001

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. 0854-06-16 on June 28, 2016.

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: 8/09/16

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) 8/09/16

			SPECIAL ASSESSMENTS 8/09/16
			LIEN INTENTS 6/28/16
#		Balance Due	Premise Address
1		\$ 120.88	135 34TH STREET DR SE
2		\$ 246.07	296 24TH AVE SW
3		\$ 134.01	316 35TH ST NE
4		\$ 123.14	418 FAIRWAY TER SE
5		\$ 107.33	507 15TH ST SE
6		\$ 206.50	603 32ND ST NE
7		\$ 57.58	724 5TH AVE SW
8		\$ 143.61	810 9TH ST SW
9		\$ 168.66	1020 A AVE NW
10		\$ 232.06	1120 B AVE NW
11		\$ 217.53	1324 20TH AVE SW
12		\$ 273.25	1331 21ST AVE SW
13		\$ 121.01	1452 5TH AVE SE
14		\$ 97.39	1518 12TH AVE SE
15		\$ 111.75	1536 5TH AVE SE
16		\$ 97.74	1811 D AVE NE
17		\$ 96.90	2327 TERESA DR SW
18		\$ 160.61	2920 RUSSELL DR NE
19		\$ 273.33	3212 BAYBERRY DR SW
20		\$ 254.03	4315 E AVE NE
21		\$ 277.06	4738 DANBURY ST NE
22		\$ 327.87	6650 PRESTON TERRACE CT SW #1
23		\$ 213.55	6707 COLORADO DR SW
		\$ 4,061.86	Grand Total
		23	Number of Properties
		\$ 57.58	Balance Due - Low
		\$ 327.87	Balance Due - High



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 – Building Services - delinquent nuisance abatement charges – one property.

CIP/DID #FIN2016-04

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

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 \$300.

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: August 9, 2016

Budget Information: Building Services

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

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 \$300, 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	1103 1ST AVE SW	Donald H Kieseewetter	300	4/25/16-5/19/16	142916200100000	CED_000 72671

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

Water Pollution Control UASB Reactor #3 Improvements project authorize issuance of final retainage payment in the amount of \$12,494.49 and approving 2-year Performance Bond submitted by WRH, Inc. (original contract amount was \$262,000; final contract amount is \$249,889.79).

CIP/DID #615162-04

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.

There was one Change Order approved for this project. Change Order #1 was in the amount of (\$12,110.21). Original contract amount before the Change Order was \$262,000; final contract amount with the Change Order was \$249,889.79. The Change Order was for the portion of the allowance that was not needed.

Action/Recommendation:

The Utilities Department – 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 \$12,494.49 to WRH, Inc., thirty days after acceptance in accord with the State of Iowa Code.

Alternative Recommendation: None

Time Sensitivity: 08-09-16

Resolution Date: 08-09-16

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: 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 Water Pollution Control UASB Reactor #3 Improvements project (Contract No. 615162-04) is substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated January 27, 2016 in the amount of \$262,000 covering said work filed by WRH, Inc. and executed by Merchants Bonding Company provides a two-year correction period for defects in materials and workmanship, and

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

BE IT FURTHER RESOLVED, that the Utilities Department – Water Pollution Control Facility staff recommends that the City Council approve the resolution in the amount of \$12,494.49 to WRH, Inc., thirty days after acceptance in accord with the State of Iowa Code. The original contract amount was \$262,000; final contract amount is \$249,889.79.

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: Russell Betts, PE

Phone Number/Extension: 5847

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

Description of Agenda Item: Accept projects

Resolution accepting project, authorizing final payment in the amount of \$2,743.59 and approving the 4-year Performance Bond submitted by Pirc-Tobin Construction, Inc. for the 18th Street NW South of B Avenue Sanitary Sewer Point Repair project (original contract amount was \$42,926.50; final contract amount is \$54,871.77).

CIP/DID #6550019-01

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 18th Street NW South of B Avenue Sanitary Sewer Point Repair project. This is an approved Capital Improvements Project (CIP No. 6550019-01) with a final construction contract amount of \$54,871.77. Funding resources for this project were approved in FY 17 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 \$2,743.59.

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: August 9, 2016

Budget Information: Fund 655, Dept ID 655000, Project 6550019 (\$105,130 NA)

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 18th Street NW South of B Avenue Sanitary Sewer Point Repair project (Contract No. 6550019-01), has been substantially completed in accordance with the approved plans and specifications, and

WHEREAS, a Performance Bond, dated November 3, 2016 in the amount of \$38,126.40 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	\$38,126.40
Original Incentive Value	4,800.00
Change Order No. 1	14,619.17
Change Order No. 2 (Final)	<u>(2,673.80)</u>
Amended Contract Amount	\$54,871.77

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 18th Street NW South of B Avenue Sanitary Sewer Point Repair project, (Contract No. 6550019-01) be and the same is hereby accepted as being substantially completed, and the City of Cedar Rapids Finance Director is authorized and directed to issue a warrant in the sum of \$2,743.59 to Pirc-Tobin Construction, Inc. as final payment.

The final contract price is \$54,871.77 distributed as follows: \$54,871.77 655-655000-6550019, 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: Development Services

Presenter at Meeting: Joe Mailander

Phone Number/Ext.: 319-286-5822

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

Alternate Contact Person: John Reasoner

Phone Number/Ext.: 319-286-5806

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

Description of Agenda Item: Final plats

Resolution approving the Final Plat of Novey First Addition to Linn County, Iowa for land located at 9209 Feather Ridge Road.

CIP/DID #FLPT-023125-2016

EnvisionCR Element/Goal: GrowCR Goal 2: Manage Growth.

Background:

The property owner submitted the Final Plat of Novey First Addition in conformance with the minor preliminary plat approved by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable preliminary plat conditions and applicable requirements for final plats. The final plat contains three (3) lots and a total plat area of 40.16 acres.

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: August 9, 2016

Budget Information: NA

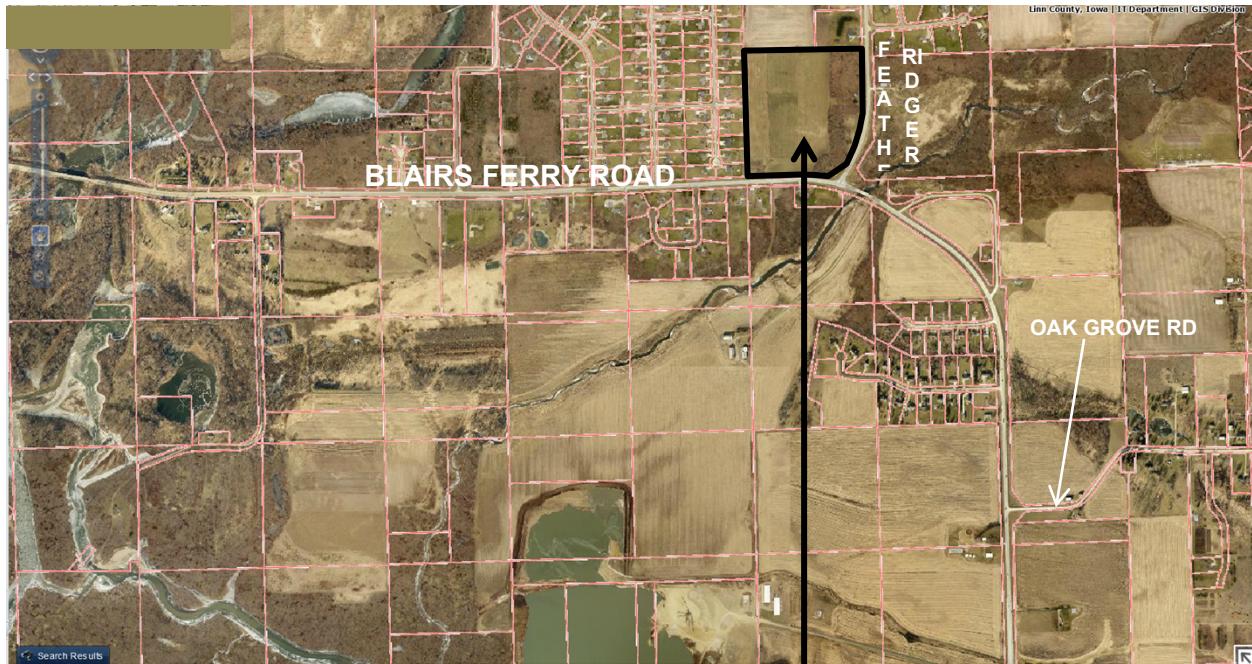
Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

LOCATION MAP



**Location of the
Final Plat of Novey
First Addition to
Linn County**

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF NOVEY FIRST ADDITION TO LINN COUNTY, IOWA containing three lots numbered Lot 1, Lot A and Outlot A has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

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

1. Sanitary Sewer Petition and Assessment Agreement
2. Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement
3. Agreement to Connect to City Sanitary Sewer Facilities
4. Agreement to Annex

and

WHEREAS, the agreement(s) as submitted are recommended for approval by the City Development Services Department, and

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

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

PASSED_DAY_TAG
LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 9th day of August, 2016.

ClerkSignature



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

Alternate Contact Person: John Reasoner

Phone Number/Ext.: 319-286-5806

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

Description of Agenda Item: Final plats

Resolution approving the Final Plat of Garden View Third Addition to Cedar Rapids, Linn County, Iowa for land located at the extension of Bryant Boulevard SW, east of Stoney Point Road SW.

CIP/DID #FLPT-022402-2015

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.

Background:

The property owner submitted the Final Plat of Garden View Third Addition in conformance with the preliminary plat approved by the City. Development Services Department staff reviewed the submittal and determined it complies with applicable preliminary plat conditions and applicable requirements for final plats. The final plat contains sixteen (16) lots and a total plat area of 3.70 acres.

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: August 9, 2016

Budget Information: NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

LOCATION MAP



**Location of the Final
Plat of Garden View
Third Addition**

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, A PLAT OF GARDENVIEW THIRD ADDITION IN THE CITY OF CEDAR RAPIDS, LINN COUNTY, IOWA containing FIFTEEN (15) lots, Numbered 63-77, all inclusive, has been filed with the City Clerk and after consideration of the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa, and the ordinances of the City of Cedar Rapids, in relation to Plats and Addition to Cities, and

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

1. Development Agreement
2. Temporary Easement Agreement for Utilities
3. Agreement to Construct a Temporary Rock Cul-de-sac

and

WHEREAS, the agreement(s) as submitted are 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 as follows:

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

STATE OF IOWA)
) ss.
COUNTY OF LINN)

I, Amy Stevenson, City Clerk of the City of Cedar Rapids, Iowa, do hereby certify that the above and foregoing Resolution is a true and correct copy of the Resolution as passed by the City Council of the City of Cedar Rapids, Iowa, on this 9th day of August, 2016.

ClerkSignature



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Maria Johnson
E-mail Address: ma.johnson@cedar-rapids.org

Phone Number/Ext.: x5055

Alternate Contact Person: Rebecca Johnson
E-mail Address: r.johnson2@cedar-rapids.org

Phone Number/Ext.: x5062

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 4 to renew contract with Walsworth Publishing Company, Inc. for printing of magazine-style newsletter for the Communications Division for an annual amount not to exceed \$210,000 (original contract amount was \$240,000; renewal contract amount is \$210,000).

CIP/DID #0812-045

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

Bids were solicited in 2012 on behalf of the City Manager's Office for the printing and mailing of the magazine-style "Our CR" newsletter with four (4) bids submitted. The newsletter is issued four times per year in November, March, May, and August to provide news and information about City services and programs, including the seasonal "PLAY!" guide from the Parks & Recreation Department. The newsletter also includes content from the Water Division's annual Consumer Confidence Report and the Solid Waste & Recycling Division's seasonal newspaper inserts.

The contract was awarded to Walsworth Publishing Company, Inc. of Marceline, MO as the lowest bidder. The term of the initial contract was September 26, 2012 through August 31, 2013. This Amendment No. 4 to the contract is for a renewal period of September 1, 2016 through August 31, 2017 with no additional renewal options. The total annual expenditure will not exceed \$210,000.

History of contract to date:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1386-09-12	09/26/2012 – 08/31/2013
Amendment No. 1 to renew contract	Resolution No. 1303-08-13	09/01/2013 – 08/31/2014
Amendment No. 2 to renew contract	Resolution No. 1070-08-14	09/01/2014 – 08/31/2015
Amendment No. 3 to renew contract	Resolution No. 1260-08-15	09/01/2015 – 08/31/2016
Amendment No. 4 to renew contract	Pending	09/01/2016 – 08/31/2017

Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 4 as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information:

Funding is from the City newsletter budget for FY17, GL account #101-112200, which includes the amounts previously budgeted individually for the Parks & Recreation "PLAY!" guide, Water Division's annual Consumer Confidence Report and the Solid Waste & Recycling Division's seasonal newspaper inserts. Advertising revenue will also help fund the project.

Local Preference Policy: Yes

Explanation:

The local preference policy applied for award of the bid in 2012 but the local bidders exceeded the lowest bid by more than the amount defined in the policy.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Walsworth Publishing Company, Inc. are parties to a contract for Printing of Magazine-Style Newsletter for Communications Division; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$210,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1386-09-12	09/26/2012 – 08/31/2013
Amendment No. 1 to renew contract	Resolution No. 1303-08-13	09/01/2013 – 08/31/2014
Amendment No. 2 to renew contract	Resolution No. 1070-08-14	09/01/2014 – 08/31/2015
Amendment No. 3 to renew contract	Resolution No. 1260-08-15	09/01/2015 – 08/31/2016
Amendment No. 4 to renew contract	Pending	09/01/2016 – 08/31/2017

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. 4 to renew the contract as described herein.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: 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

Amendment No. 3 to renew contract with Fauser Energy Resources for Motor Oil and Lubricants for the Fleet Services Division for an annual amount not to exceed \$145,000 (original contract amount was \$145,000; renewal contract amount is \$145,000)

CIP/DID #0713-006

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

Background:

This Contract is for the as-needed purchase of motor oil and various lubricants. The contract period is September 1, 2016 through August 31, 2017. This is the fourth year of the contract; one additional one-year renewal option remains. Fauser Energy Resources agreed to renew the contract with no increase in price.

Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

Alternative Recommendation:

Time Sensitivity: Medium

Resolution Date: August 9, 2016

Budget Information: Various accounts

Local Preference Policy: Yes

Explanation: Local preference did not affect this award.

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Fauser Energy Resources are parties to a contract for the annual as-needed purchase of motor oil and lubricant products for Fleet Services; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$145,000; and

WHEREAS, a summary of the contract is as follows:

Description	Authorization	Dates
Initial Term of Contract	Resolution No. 1422-08-13	09/01/2013 - 08/31/2014
Amendment No. 1 to renew Contract	Resolution No. 1071-08-14	09/01/2014 - 08/31/2015
Amendment No. 2 to renew Contract	Resolution No. 1089-07-15	09/01/2015 - 08/31/2016
Amendment No. 3 to renew Contract	Pending	09/01/2016 - 08/31/2017

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Sgt. Charlie Fields
E-mail Address: c.fields@cedar-rapids.org

Phone Number/Ext.: 5481

Alternate Contact Person: Heather Mell
E-mail Address: h.mell@cedar-rapids.org

Phone Number/Ext.: 5117

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 3 to renew contract with Ultramax Ammunition for ammunition for the Police Department for an annual amount not to exceed \$90,000 (original contract amount was \$70,000; renewal contract amount is \$90,000).

CIP/DID #0713-013

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

Background:

Bids were solicited in 2013 for handgun, shotgun, and rifle ammunition for the Police Department with two (2) vendors responding. The Contract was award to the lowest bidder, Ultramax Ammunition for the initial period of September 1, 2013 through August 31, 2014. Ultramax agreed to renew for a second year for the period of September 1, 2014 through August 31, 2015. Ultramax agreed to renew for a third year for the period of September 1, 2015 through August 31, 2016.

Ultramax Ammunition has agreed to renew the for the third renewal period of September 1, 2016 through August 31, 2017 with no increase in any unit prices. The overall contract pricing has increased due to an increased volume of purchases. The bid document allows for one additional one-year renewal option. Anticipated annual expenditure for this contract is not to exceed \$90,000.

Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 3 as described herein.

Alternative Recommendation:

Time Sensitivity: low

Resolution Date: August 9, 2016

Budget Information: FY16 Police Operating Budget

Local Preference Policy: Yes

Explanation: Local Preference applied, but did not have an effect on award.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Ultramax Ammunition are parties to a contract for the annual as-needed purchase of ammunition for the Police Department; and

WHEREAS, both parties have agreed to renew the contract for an additional one-year period for an annual amount not to exceed \$90,000; and

WHEREAS, a summary of the contract is as follows:

Original Contract	Resolution No. 1421-08-13	09-01-2013 to 08-31-2015
Amendment No. 1 contract renewal	Resolution No. 1174-08-14	09-01-2014 to 08-31-2015
Amendment No. 2 contract renewal	Resolution No. 1346-09-15	09-01-2015 to 08-31-2016
Amendment No. 3 contract renewal	Pending	09-01-2016 to 08-31-2017

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

Presenter at Meeting: Capt. Jeff Hembera
E-mail Address: j.hembera@cedar-rapids.org

Phone Number/Ext.: x5480

Alternate Contact Person: Rebecca Johnson
E-mail Address: r.johnson2@cedar-rapids.org

Phone Number/Ext.: x5062

Description of Agenda Item: Purchases, contracts and agreements

Contract with VIQ Solutions Inc. / Dataworxs for Electronic Dictation Transcription System for the Police Department for an amount not to exceed \$95,243.

CIP/DID #PUR0116-140

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

Background:

Proposals were solicited by the Purchasing Services Division on behalf of the Police Department for an electronic dictation transcription system with two (2) companies responding.

Following consideration of both proposals and demonstrations of both systems, the evaluation committee recommends award to VIQ Solutions Inc. / Dataworxs as the top scoring proposal for an initial contract period of August 10, 2016 through December 31, 2016 for an amount not to exceed \$95,243.

The following proposals were submitted:

	VIQ / Dataworxs	Voice Products
Dictation Software/License	\$13,350	\$19,507.50
Speech Recognition Software/License	\$69,178	\$70,405.00
Hardware	\$1,745	USB kit included
Installation and Training	\$10,970	\$4,895.00
Maintenance and Support	Included	\$14,994.38
Total	\$95,243	\$109,801.88

Action/Recommendation:

Authorize the City Manager and the City Clerk to execute the Contract as described herein.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 554000-101-132104

Local Preference Policy: Yes

Explanation:

Local preference applies for this purchase but there was no local proposer.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids Purchasing Services Division issued a Request for Proposal for an Electronic Dictation Transcription System on behalf of the Police Department; and

WHEREAS, proposals were received from two (2) firms; and

WHEREAS, a committee has carefully evaluated and ranked each proposal based on the evaluation criteria and recommends that the contract be awarded to VIQ Solutions Inc. / Dataworxs in the amount of \$95,243; and

WHEREAS, a contract has been prepared for the contract period August 10, 2016 through December 31, 2016.

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

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Joint Communications

Presenter at Meeting: Joe McCarville

Phone Number/Ext.: 5381

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

Alternate Contact Person: Charlie McClintock

Phone Number/Ext.: 5383

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing the City Attorney, Chief of Police and Eastern Iowa Airport Public Safety Commander execution of State of Iowa Department of Public Safety Iowa On-Line Warrants and Articles User Agreement.

CIP/DID #OB759137

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

Background:

This two year agreement provides for the State of Iowa DPS Iowa On-Line Warrants and Articles System to facilitate the interchange of information between systems such as NCIC, NLETS, Iowa DOT and IOWA System participants, including the Cedar Rapids JCA/Police Department and Eastern Iowa Airport, as USER AGENCIES.

Action/Recommendation:

Joint Communications Agency recommends the City Council authorize execution of this agreement.

Alternative Recommendation:

The Iowa Department of Public Safety is the only option for all agencies in Iowa for criminal justice information.

Time Sensitivity: NA

Resolution Date: August 9, 2016

Budget Information: NA

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

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OB759137

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and the State of Iowa Department of Public Safety Iowa On-Line Warrants and Articles System desire to enter into a two year User Agreement, and

WHEREAS, the User Agreement provides for the State DPS to facilitate the interchange of information between the systems and participants including the Cedar Rapids Police Department and the Eastern Iowa Airport, and

WHEREAS, the Iowa Department of Public Safety is the only option for all agencies in Iowa to share criminal justice information,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Attorney, the Chief of Police, and the Eastern Iowa Airport Public Safety Commander are hereby authorized to execute the User Agreement.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Purchasing

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

Phone Number/Ext.: 5873

Alternate Contact Person: Heather Mell
E-mail Address: h.mell@cedar-rapids.org

Phone Number/Ext.: 5117

Description of Agenda Item: Purchases, contracts and agreements

Amendment No. 5 to the contract with Culver's Lawn & Landscape for Median Landscape Maintenance for the Streets Division to reflect additional cost for services for an amount not to exceed \$40,000 (original contract amount was \$2,500; total contract amount with this amendment is \$104,989.77).

CIP/DID #0810-045

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

Background:

Purchasing Services solicited bids in 2010 for Median Landscape Maintenance. Culver's was awarded the contract. Additional medians have been added to the contract for median maintenance requiring additional funds be added.

Action/Recommendation:

Authorize the City Manager and the City Clerk to execute Amendment No. 5 as described herein.

Alternative Recommendation:

Time Sensitivity: low

Resolution Date: August 9, 2016

Budget Information: Streets Operating Budget

Local Preference Policy: Yes

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

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the City of Cedar Rapids and Culver's Lawn & Landscape are parties to a contract for the Median Landscape Maintenance for the Public Works Department; and

WHEREAS, both parties have agreed to amend the contract to reflect additional cost for services for an amount not to exceed \$40,000; and

WHEREAS, the annual not to exceed amount for this contract renewal period (04/01/2014 to 10/31/2016) shall increase from \$ 64,989.77 to \$ 104,989.77; and

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

Original Contract	Signed by the CITY on 10/28/10	04/01/11-10/31/13
Amendment No. 1 contract renewal	Signed by CITY on 10/02/13	04/01/14-10/31/16
Amendment No. 2 Increase in volume of Services	Signed by CITY on 08/21/15	Effective 08/14/15
Amendment No. 3 Purchase and installation of plants at 1 st Avenue Median	Signed by CITY on 09/30/15	Effective 09/21/15
Amendment No. 4 Increase in volume of Services	Resolution No. 0673-05-16	Effective 05/01/16
Amendment No. 5 Increase in volume of Services	Pending	Effective 05/01/16

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and the City Clerk are authorized to execute Amendment No. 5 to amend the contract 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: Jennifer Selby, PE
E-mail Address: j.selby@cedar-rapids.org

Phone Number/Extension: 5622

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 a Professional Services Agreement with Shive-Hattery, Inc. for an amount not to exceed \$89,984.92 for design services in connection with the C Street SW from Bowling Street to Wilson Avenue Drive Roadway Rehabilitation project (**Paving for Progress**).

CIP/DID #3012095-01

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

Background: Improvements in this project will include rehabilitation of C Street SW between Bowling Street and Wilson Avenue Drive, design for sidewalk extension, water main improvements, replacement of Orangeburg sewer services, storm sewer intake replacement, and sanitary sewer improvements.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Professional Services Agreement with Shive-Hattery, Inc.

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

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/3010000/3012095 (SLOST)
 625/6250000/6250051-2016062 (NA)

Local Preference Policy: NA
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 Shive-Hattery, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$89,984.92, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 3012095-01 with the firm noted herein, and

WHEREAS, the City Council has allocated funds and planned for C Street SW from Bowling Street to Wilson Avenue Drive Roadway Rehabilitation, and

Fund 301, Dept ID 301000, Project 3012095 SLOST	\$75,684.92
Fund 625, Dept ID 6250000, Project 6250051-2016062 NA	\$14,300.00

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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG





Council Agenda Item Cover Sheet

Submitting Department: Public Works

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

Phone Number/Extension: 5141

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

Phone Number/Extension: 5816

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Foth Infrastructure and Environment, LLC, specifying an increased amount not to exceed \$134,286 for engineering design services in connection with the O Avenue NW Roadway Improvements from Edgewood Road to Ellis Boulevard project (original contract amount was \$916,420; total contract amount with this amendment is \$1,050,706) **(Paving for Progress)**.

CIP/DID # 3012121-01

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

Background:

The original Professional Services Agreement was approved by City Council on September 9, 2014. The following additional services were determined necessary to add to the Scope of Services of the original agreement:

- Regional drainage modeling of a 587 acre off-site sub-basin tributary to the project corridor. Drainage from sub basin necessitated increasing capacity of roadway storm sewer system.
- Survey, design and contract document development for rehabilitation of approximately 250-feet of 24th Street NW, going north from O Avenue NW to address impacts of drainage from 24th Street NW onto O Avenue NW.
- Survey, design and contract document development for fourteen (14) retaining walls along project corridor. Retaining walls are required to accommodate sidewalk on North side of O Avenue NW in accordance with Complete Streets Policy, adopted by City Council in July, 2014.
- Perform construction survey for relocation of private utilities in project corridor.
- Change sub-consultant retained for preparation of sidewalk and sanitary sewer services replacement assessment plat, scheduled and council agenda documents.
- Prepare an additional 115 temporary easement exhibits to accommodate final grading and sidewalk construction throughout project corridor.

Action/Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Foth Infrastructure and Environment, LLC, specifying an increased amount not to exceed \$134,286.

Alternative Recommendation:

Council may elect to not approve the amendment. In that case, required additional work would have to be performed by City staff or by another consultant, adversely affecting project timeline.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/301000/3012121 7970 SLOST

Local Preference Policy: NA

Explanation: Professional services agreement.

Recommended by Council Committee: NA

Explanation: Project approved previously.

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, Foth Infrastructure and Environment, LLC was retained by City Council to perform engineering design services for the O Avenue NW Roadway Improvements from Edgewood Road to Ellis Boulevard project under a Professional Services Agreement approved on September 9, 2014, and

WHEREAS, additional engineering design services, not identified in the original agreement have been identified and need to be added to the Professional Services Agreement by amendment, and

WHEREAS, the City Engineer recommends adding the needed services to the Professional Services Agreement with Foth Infrastructure and Environment, LLC for the O Avenue NW Roadway Improvements from Edgewood Road to Ellis Boulevard project, and has determined the value of said needed services to be \$134,286.

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 Foth Infrastructure and Environment, LLC in the amount of \$134,286 for the O Avenue NW Roadway Improvements from Edgewood Road to Ellis Boulevard (3012121-01). A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$916,420
Amendment No. 1	<u>\$134,286</u>
Amended Contract Amount	\$1,050,706

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000 Project 3012121 SLOST	\$134,286
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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: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 2 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$40,200 for design services in connection with the Memorial Drive SE Roadway and Utility Improvements from Mount Vernon Road to Bever Avenue project (original contract amount was \$271,017; total contract amount with this amendment is \$328,220) **(Paving for Progress)**.

CIP/DID #301379-01

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

Background:

Project will include reconstruction of Memorial Drive SE including pavement reconstruction, public utilities, and curb ramp replacement to meet ADA guidelines. This amendment will add design services for traffic signal design, real estate documents, and stakeholder/property owner coordination.

Action/Recommendation:

The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 2 of the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$40,200.

Alternative Recommendation:

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

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/301000/301379 (SLOST)

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on July 28, 2015 City Council approved the execution of contract 301379-01 with HR Green, Inc. to provide professional services for improvements on Memorial Drive SE Roadway and Utility Improvements from Mount Vernon Road to Bever Avenue, and

WHEREAS, the City desires to modify the project scope to add design services for additional traffic signal design, real estate documents, and stakeholder/property owner coordination, and

WHEREAS, the City has requested additional services of HR Green, Inc. and the City and HR Green, Inc. agree to amend the Scope of Services and Schedule, and

WHEREAS, the City Council has allocated funds for the Memorial Drive SE Roadway and Utility Improvements from Mount Vernon Road to Bever Avenue project,

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 HR Green, Inc. in the amount of \$40,200 for the Memorial Drive SE Roadway and Utility Improvements from Mount Vernon Road to Bever Avenue project, CIP No. 301379. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$271,017
Amendment No. 1	\$17,003
Amendment No. 2	\$40,200

Amended Contract Amount	\$328,220

General ledger coding for this amendment to be as follows:

Fund 301, Dept ID 301000, Project 301379 (SLOST)	\$40,200
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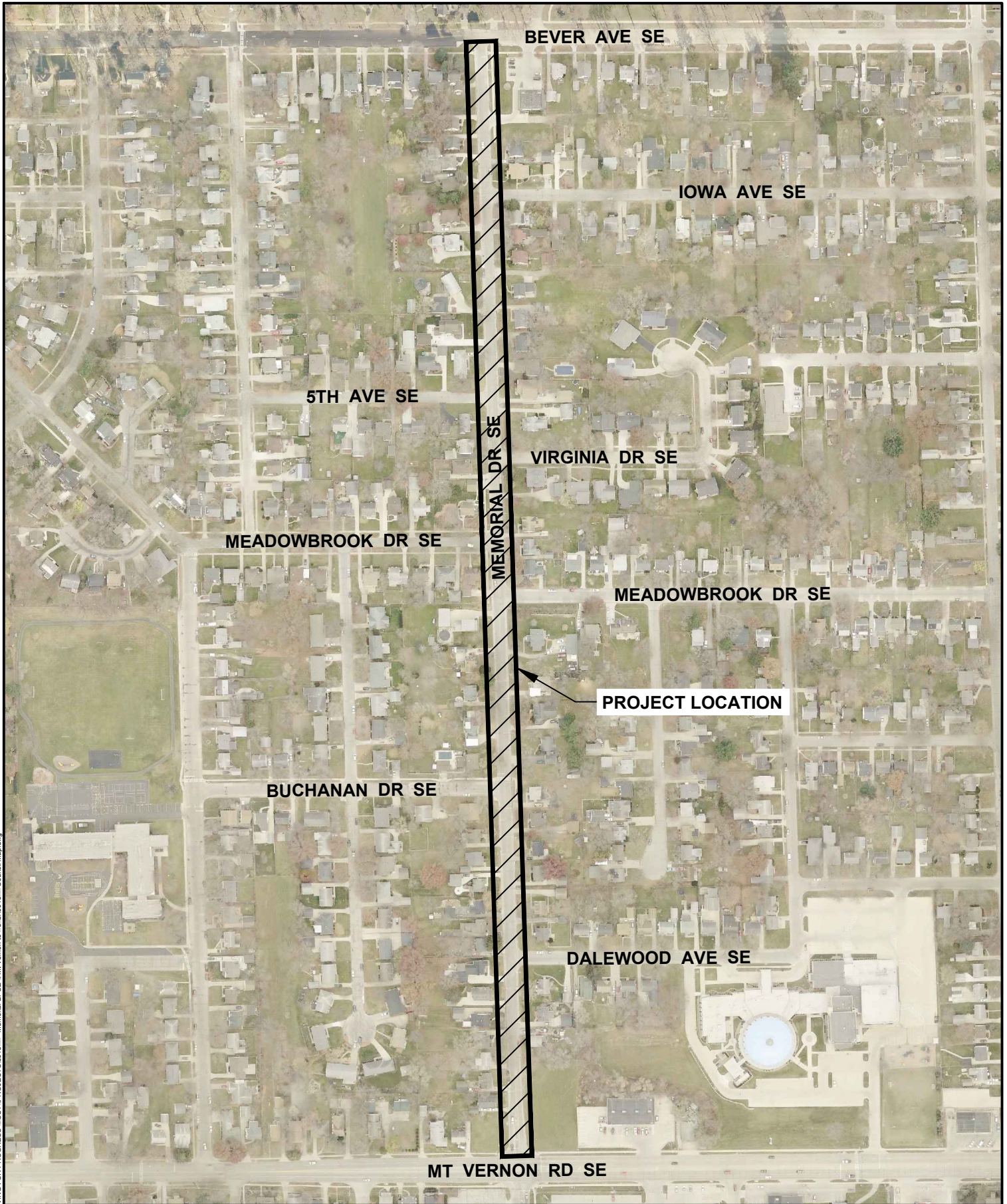
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



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Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Sandy Pumphrey, PE, CFM
E-mail Address: s.pumphrey@cedar-rapids.org

Phone Number/Extension: 5363

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

Phone Number/Extension: 5814

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$100,000 for design services in connection with the FY17 Miscellaneous Storm Sewer Improvements project.

CIP/DID #304990-14

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

Background: City Council previously approved a similar contract for FY15 for a consultant to provide engineering analysis of miscellaneous drainage issues in various areas across the city. Most drainage issue cases are prompted by citizens and can result in actions varying in size from one-visit discussions to significantly sized CIP projects, and Public Works staff is able to handle a share of these calls. This contract is to allow for a consultant to assist with cases that Public Works staff is unable to attend to in a timely manner. This contract will allow for analysis of multiple issues, along with design of a limited number of CIP projects that require City participation.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a professional services agreement with Anderson-Bogert Engineers & Surveyors, Inc.

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

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 304/304000/304990 NA

Local Preference Policy: NA

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 Anderson-Bogert Engineers & Surveyors, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$100,000, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 304990-14 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for FY17 Miscellaneous Storm Sewer Improvements, and

Fund 304, Dept ID 3049000, Project 304990-14

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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Dave Wallace, PE

Phone Number/Extension: 5814

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

Alternate Contact Person: Loren Snell, PE

Phone Number/Extension: 5804

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. for an amount not to exceed \$148,641 for design services in connection with the Cottage Grove Parkway Stormwater Management Study project.

CIP/DID #304224-07

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

Background:

The City intends to continue with stormwater management and flood risk reduction improvements in the Cottage Grove Parkway SE and Cottage Grove Avenue SE areas to complement the storm sewer and berm projects that have been completed. This project will include the following:

- Evaluation of the drainage needs for the Cottage Grove Parkway and Deepwood Court area.
- Preparing contract documents for grading at 4264 Cottage Grove Parkway SE and for extending storm sewer to the backyard area north of Cottage Grove Parkway.
- Evaluating the drainage area north of Cottage Grove Avenue that drains through an existing channel between Cottage Grove Parkway and Sunland Drive.
- Evaluating the capacity of the Cottage Grove Bridge over Indian Creek and the impact of Indian Creek to the drainage area south of Cottage Grove Avenue.
- Recommendations and prioritizing improvements to reduce flood risks to this area.

Action/Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc.

Alternative Recommendation:

The City of Cedar Rapids Staff does not currently have the expertise to complete this study 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: August 9, 2016

Budget Information: 304/304000/304224 NA

Local Preference Policy: Yes

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

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

WHEREAS, the City Engineer has determined Anderson-Bogert Engineers & Surveyors, Inc. is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$148,461, and

WHEREAS, the City Engineer recommends the City enter into Contract No. 304224-07 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for Cottage Grove Parkway Stormwater Management Study project, and

Fund 304, Dept ID 304000 NA, Project 304224	\$148,461
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NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk are hereby authorized to execute the contract for the services noted herein.

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MayorSignature

Attest:

ClerkSignature

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STUDY AREAS

COTTAGE GROVE AVE SE

INDIAN HILL RD

SUNLAND DR SE

FOX MEADOW DR SE

COTTAGE GROVE PKWY SE

EAST POST RD SE

INDIAN CREEK

34TH STREET SE



COTTAGE GROVE PARKWAY
STORM WATER MANAGEMENT STUDY





Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Sandy Pumphrey, PE, CFM
E-mail Address: s.pumphrey@cedar-rapids.org

Phone Number/Extension: 5363

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

Phone Number/Extension: 5814

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Amendment No. 1 to the Professional Services Agreement with Snyder and Associates, Inc. specifying an increased amount not to exceed \$45,010 for design services in connection with the 18th Street SW North of Wilson Avenue Detention Basin project (original contract amount was \$89,620; total contract amount with this amendment is \$134,630).

CIP/DID #304257-01

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

Background: This Amendment amends the Scope of Services to include wetland mitigation in conjunction with the construction of the 18th Street SW Detention Basin. The wetland mitigation requires permitting through the United States Army Corps of Engineers (COE) and the COE is requiring completion of a Phase I Archaeological Survey of the mitigation site as part of their permit application review. The Consultant shall provide additional contract management services associated with the project time extension and additional contract tasks.

Action/Recommendation: The Public Works Department recommends adoption of the resolution authorizing execution of Amendment No. 1 of the Professional Services Agreement with Snyder and Associates, Inc. specifying an increased amount not to exceed \$45,010.

Alternative Recommendation: The City of Cedar Rapids does not currently have the staff resources to perform wetland mitigation. 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 wetland mitigation.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 304/304000/304257 NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Public Works Director 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 is required to mitigate wetlands in conjunction with the construction of the 18th Street SW Detention Basin, and

WHEREAS, the wetland mitigation requires permitting through the United States Army Corps of Engineers (COE), and

WHEREAS, the COE is requiring completion of a Phase I Archaeological Survey of the mitigation site as part of their permit application review, and

WHEREAS, the CITY has requested additional services of the Consultant and the City and the Consultant agree to amend the remaining Scope of Services as indicated in the original Agreement and amendments to include the following:

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 Snyder and Associates, Inc. in the amount of \$45,010 for the 18th Street SW North of Wilson Avenue Detention Basin 304257-01. A summary of the contract amendments for this contract is as follows:

Original Contract Amount:	\$89,620
Amendment No. 1	\$45,010
	<hr/>
Amended Contract Amount	\$134,630

General ledger coding for this amendment to be as follows:

Fund 304, Dept ID 304000 Project 304257-01	\$45,010 NA
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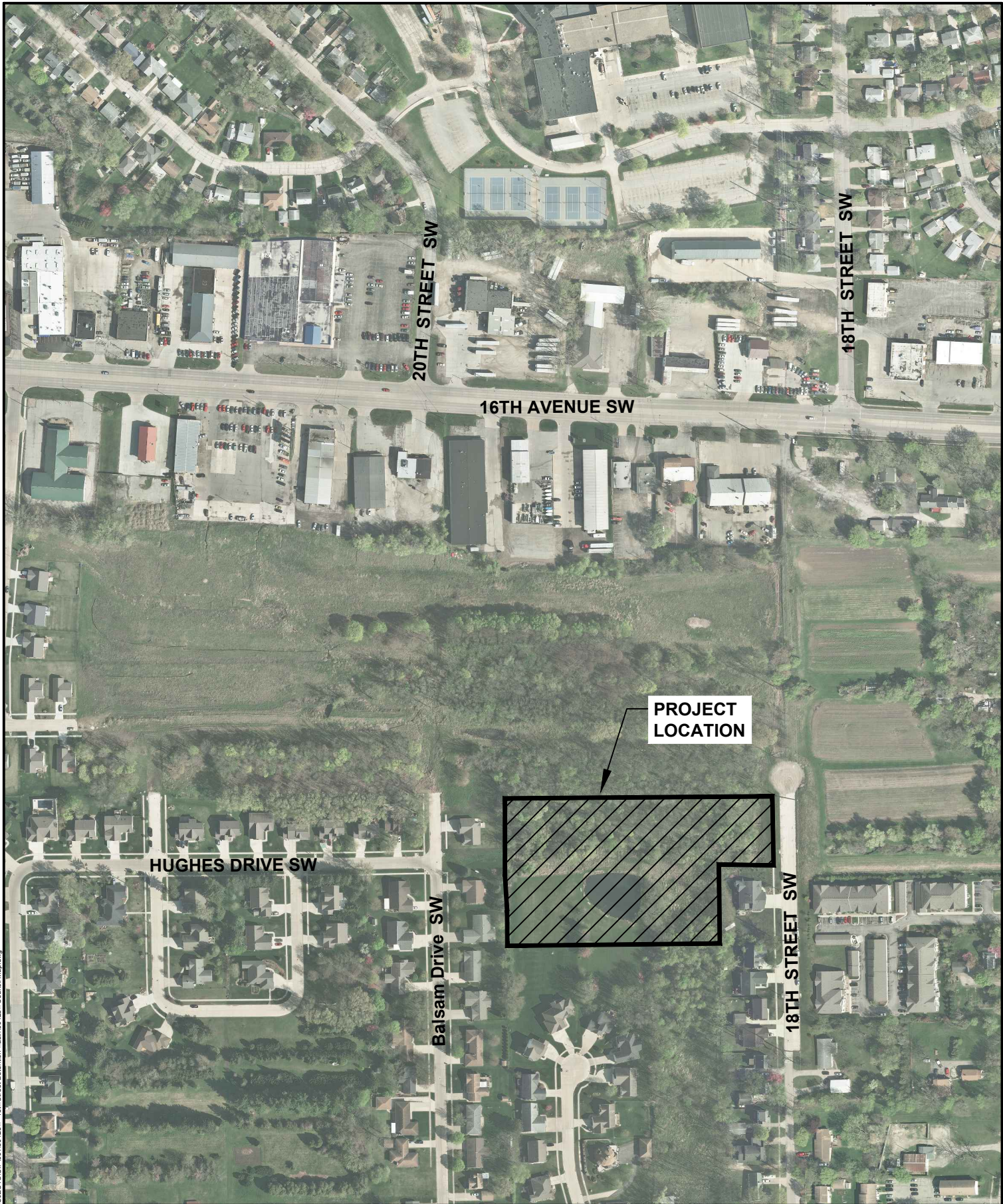
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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



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Council Agenda Item Cover Sheet

Submitting Department: Police

Presenter at Meeting: Sgt. Mark Andries
E-mail Address: m.andries@cedar-rapids.org

Phone Number/Ext.: 5438

Alternate Contact Person: Lt. Walter Deeds
E-mail Address: w.deeds@cedar-rapids.org

Phone Number/Ext.: 5426

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the City Manager and City Clerk to execute a 28E Agreement with the Cedar Rapids Community School District to renew the School Resource Officer Program for the term July 1, 2016 through June 30, 2018.

CIP/DID #OB641224

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

Background:

The Cedar Rapids Community School District (CRCSD) and the City of Cedar Rapids have discerned the need to continue the School Resource Officer Program for the public school system with the City of Cedar Rapids, in order to provide a cooperative approach toward maintaining an atmosphere in the public schools whereby school staff and students feel safe and free from intimidation. This 28E Agreement will replace the existing 28E Agreement with the CRCSD for the School Resource Officer Program.

Action/Recommendation: The Police Department recommends the City Council authorize the City Manager and City Clerk to execute the 28E Agreement, renewing the School Resource Officer Program with the Cedar Rapids Community School District.

Alternative Recommendation: NA

Time Sensitivity: Agreement is effective July 1, 2016

Resolution Date: August 9, 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

WHEREAS, the City of Cedar Rapids and the Cedar Rapids Community School District (CRCSD) share a mutual desire to provide law enforcement and related services to the public schools within the City, to help maintain an atmosphere in the public schools where school staff and students feel safe and free from intimidation, and

WHEREAS, the City of Cedar Rapids signed a 28E Agreement with the CRCSD, (Resolution No. 0770-06-14) continuing a School Resource Officer Program to provide the aforementioned services to the public schools within the City, and

WHEREAS, the CRCSD and the City of Cedar Rapids have discerned the need to continue a School Resource Officer Program for the public school system within the City of Cedar Rapids, Iowa, for the term of July 1, 2016 through June 30, 2018; in order to provide a cooperative approach toward addressing the desires of both parties; as hereinafter described, and

WHEREAS, the CRCSD and the City of Cedar Rapids recognize the potential outstanding benefits of the School Resource Officer Program to the citizens of Cedar Rapids, Iowa; and

WHEREAS, it is understood that this Agreement is between two public agencies and is entered into pursuant to the provisions of Iowa Code Chapter 28E and shall be electronically filed with the Iowa Secretary of State's Office upon execution as required by law;

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 28E agreement with the Cedar Rapids Community School District.

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: Purchases, contracts and agreements

Resolution authorizing execution of a 28E Agreement with Linn County to accept payment for construction in the amount of \$20,000 for a Hot Mix Asphalt (HMA) overlay on Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE (**Paving for Progress**).

CIP/DID #3012116-00

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

Background:

The City of Cedar Rapids is proposing to improve the road surface on Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE by constructing a HMA overlay resurfacing project during the 2017 construction season. This asphalt overlay will extend the street's service life. A portion of the project is within Linn County jurisdiction, but outside the corporate limits of the City of Cedar Rapids. Linn County has agreed to pay for \$20,000 for work completed within County jurisdiction.

This agreement will be terminated upon final acceptance of the work by the City and final settlement of the financial conditions as set forth in Paragraphs 4 & 5 of the 28E Agreement. Total estimated cost of the project is \$3,250,000, with the County's share being \$20,000.

Action/Recommendation:

The Public Works Department recommends adopting the resolution authorizing execution of a 28E Agreement including acceptance of payment from Linn County on Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE in the amount of \$20,000.

Alternative Recommendation:

If the City Council decides not to approve the 28E Agreement, the City will need to pay for all improvements from the construction project.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/301000/3012116 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 is proposing to improve the rideability and service life of the existing pavement on Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE by constructing a Hot Mix Asphalt (HMA) overlay, and

WHEREAS, a portion of this roadway segment is located inside Linn County jurisdiction, but outside the corporate limits of the City of Cedar Rapids, and

WHEREAS, the City Engineer recommends the City execute a 28E Agreement with Linn County providing for cooperative action pursuant to the proposed asphalt resurfacing project, and

WHEREAS, this agreement will be terminated upon final acceptance of the work by the City and final settlement of the financial conditions as set forth in Paragraphs 4 and 5 of the 28E Agreement, now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the City Manager and City Clerk are authorized to sign a 28E Agreement for Linn County to pay the amount of \$20,000 in connection with the Seminole Valley Road NE from Fords Crossing Road to 42nd Street NE project (CIP No. 3012116-00 SLOST),

BE IT FURTHER RESOLVED, that said agreement shall be filed with the City of Cedar Rapids Finance Director and thereafter filed with the Office of the Secretary of State.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Parks

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

Phone Number/Ext.: 5739

Alternate Contact Person: Daniel Gibbins
E-mail Address: d.gibbins@cedar-rapids.org

Phone Number/Ext.: 5768

Description of Agenda Item: CONSENT AGENDA

Resolution authorizing the Recreation Department to submit a grant application to the Iowa Department of Natural Resources for a REAP Grant to fund the conversion of 82 acres of Sac and Fox Greenway to native pollinator habitat and installation of interpretive signage.

CIP/DID #787005-00

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

Background:

This project proposes the conversion of 82 acres of parkland to native pollinator habitat within Cedar Rapids during 2017. This acreage is part of a larger 5 year City initiative called the "1,000 Acres Pollinator Initiative" with a goal of installing 1,000 new acres of prairie on public lands within Linn County. This private/public partnership includes the Monarch Research Project non-profit organization that is aiding in fundraising, marketing and development of private pollinator habitats and monarch rearing zones. Acres included in this project currently exist in non-native grass communities within the Sac and Fox Trail Greenway.

Action/Recommendation:

The Parks and Recreation Department recommends approval of the Resolution to submit the Resource Enhancement and Protection Fund (REAP) Grant Agreement.

Alternative Recommendation:

If Council does not approve, the City will not have the opportunity to receive the funds.

Time Sensitivity: Urgent

Resolution Date: August 9, 2016

Budget Information: fund 7870 project 787005

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, that the City Manager be authorized to sign and the Parks and Recreation Department hereby be authorized to submit a grant application to the Iowa Department of Natural Resources for a Natural Resources Resource Enhancement and Protection Fund (REAP) Grant to fund the conversion of 82 acres of Sac and Fox Greenway to native pollinator habitat and installation of interpretive signage.

BE IT FURTHER RESOLVED that should the grant be awarded, authorization is hereby granted for the City Manager to sign and execute the Iowa Department of Natural Resources Resource Enhancement and Protection Fund (REAP) Grant Agreement including any and all assurances, certificates, or other document components as may be directly related to stipulated items, conditions, etc., or indirectly related for compliance with other applicable laws, regulations, etc., which may (now or hereafter) affect the subject provision of the grant.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:
ClerkSignature

LEG_TABLED_TAG



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Nathan Kampman, P.E.

Phone Number/Extension: 5628

E-mail Address: n.kampman@cedar-rapids.org

Alternate Contact Person: Glenn Vosatka, PE

Phone Number/Extension: 5821

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing a commitment to maintain the Sac & Fox Portland Cement Concrete Trail Extension from Indian Creek to Trailridge Road SE in good condition for 20 years from the time of its construction.

CIP/DID #325031-01

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

Background:

The Iowa Department of Transportation (IDOT) has verified the availability of funds to construct the Sac & Fox Portland Cement Concrete Trail Extension from Indian Creek to Trailridge Road SE by 2018 (Contract No. 325031-01) (IDOT Contract No. TAP-U-1187(789)—81-57). In order for the funds to be released, the City of Cedar Rapids must commit to maintaining the trail in good condition for 20 years from the time of its construction.

Action/Recommendation:

The City Engineer recommends committing to maintain the trail for the required 20 year time period.

Alternative Recommendation:

The available federal grant funding for this Sac & Fox Trail extension could be returned to the Corridor MPO and this project either abandoned or paid for through another source, such as GO bonds.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: Dept ID 325000, Project 325031, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

RESOLUTION AUTHORIZING A 20 YEAR COMMITMENT
FOR THE MAINTENANCE OF THE SAC & FOX TRAIL EXTENSION
FROM INDIAN CREEK TO TRAILRIDGE ROAD SE

WHEREAS, the Iowa Department of Transportation (IDOT) has verified the availability of funds to construct the Sac & Fox Portland Cement Concrete Trail Extension from Indian Creek to Trailridge Road SE (Contract No. 325031-01) (IDOT Contract No. TAP-U-1187(789)—81-57) by 2018, and

WHEREAS, for the funds to be released the City of Cedar Rapids must commit to maintaining the trail in good condition for 20 years from the time of its construction,

WHEREAS, the City Engineer recommends committing to maintain the trail for 20 years from the time of its construction,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA that the trail will be maintained by the City for at least twenty years following its completion.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Cadd File Name: W:\PROJECTS\325031\325031 Council Map.dwg



**SAC AND FOX PORTLAND CEMENT CONCRETE
TRAIL EXTENSION FROM INDIAN CREEK
TO TRAILRIDGE ROAD SE**



0 FEET 300



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

Phone Number/Extension: 5141

Description of Agenda Item: Purchases, contracts and agreements

Resolution rescinding Resolution No. 0945-07-16, which established an easement for a retaining wall and temporary grading easement, and authorizing execution of a Purchase Agreement in the amount of \$12,700, and accepting a warranty deed for right-of-way and an Easement for Retaining Wall and Temporary Grading Easement from Monte D. Rife and Kelly A. Rife from land located 1300 O Avenue NW in connection with the O Avenue NW Street Reconstruction Project from 16th Street NW to Ellis Boulevard project. **(Paving for Progress)**

CIP/DID #3012121-00

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

Background: These easements are required to accommodate the proposed O Avenue NW Reconstruction Project from 16th Street NW to Ellis Boulevard project. The project will utilize the Complete Streets Policy to develop a multimodal corridor and is funded by the Local Option Sales Tax (SLOST), approved for maintenance, repair, and reconstruction of City streets. Compensation amounts proposed are based on comparable land sales in the area provided by a qualified appraiser.

Action/Recommendation: The Public Works Department recommends adopting the resolution authorizing execution of a Purchase Agreement in the amount of \$12,700 and accepting an easement for retaining wall and a Temporary Grading Easement for Construction from Monte D. Rife and Kelly A. Rife.

Alternative Recommendation: Do not proceed with acquiring the proposed easements and direct City staff to abandon or reconfigure the O Avenue NW Reconstruction project.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 301/3010000/3012121 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, Resolution No. 0945-07-16 approved on July 12, 2016 will be rescinded in its entirety, replacing it with the following:

WHEREAS, the Public Works Director has determined the need for a right-of-way, easement for retaining wall and temporary grading easement for construction exists in order to accommodate the proposed facilities, and

WHEREAS, Monte D. Rife and Kelly A. Rife, 1300 O Avenue NW, Cedar Rapids, Iowa 52405, OWNERS of the real property known and described as:

See Attached Acquisition Plat

has agreed to convey the necessary right-of-way, easement for retaining wall and a temporary grading easement for construction at 1300 O Avenue NW to the City of Cedar Rapids for consideration as follows:

Land by Fee Title	\$4,400
Permanent Easement	\$2,600
Temporary Easement	\$2,800
Damages	\$2,900
TOTAL	<hr/> \$12,700

, and

WHEREAS, the Public Works Director recommends the City enter into an agreement to purchase the right-of-way, easement for retaining wall and temporary grading easement for construction in accordance with the terms set forth in the Purchase Agreement, and

WHEREAS, the City Council has allocated Capital Improvement funds for O Avenue NW Reconstruction Project from 16th Street NW to Ellis Boulevard (Fund 301, Dept ID 3010000, Project 3012121 SLOST),

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

BE IT FURTHER RESOLVED that the Purchase Agreement and the Temporary Grading Easement for Construction are hereby accepted and thereafter filed with the City of Cedar Rapids Finance Director, and

BE IT FURTHER RESOLVED that the City of Cedar Rapids Finance Director be authorized to issue payment per the Allocation of Proceeds, and

BE IT FURTHER RESOLVED that the Warranty Deed, Groundwater Hazard Statement and Easement for Retaining Wall from Monte D. Rife and Kelly A. Rife be accepted and recorded in the Office of the Linn County Recorder and thereafter filed with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

ACQUISITION PLAT

EXHIBIT "A"

RIGHT-OF-WAY BEING CONVEYED TO THE CITY OF CEDAR RAPIDS
O AVENUE IMPROVEMENTS
PARCEL 178
CITY CONTRACT NO. 3012121-01

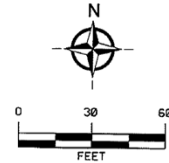
PROPERTY OWNER:

RIFE, MONTE D. & KELLY A.
1300 O AVE NW
CEDAR RAPIDS, IA 52405
BOOK 5287, PAGE 152

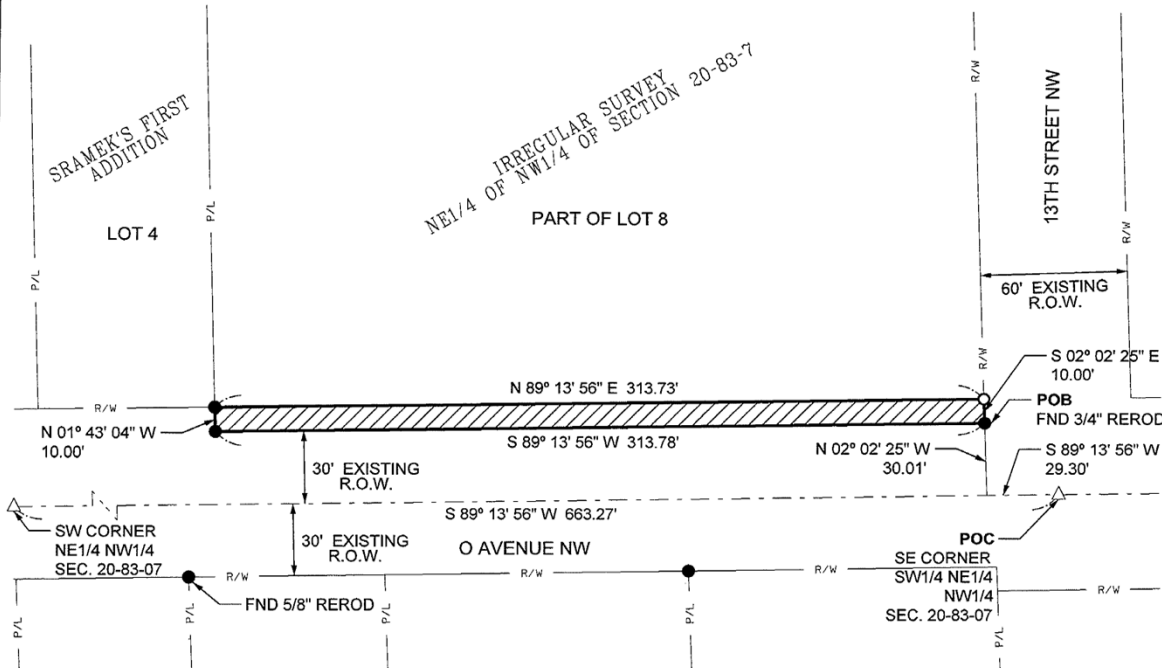
LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN PART OF LOT 8 OF THE IRREGULAR SURVEY OF THE NORTHEAST 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 SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 20, THENCE SOUTH 89° 13' 56" WEST, 29.30 FEET ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH 02° 02' 25" WEST, 30.01 FEET TO THE SOUTHEAST CORNER OF SAID LOT 8 AND TO THE POINT OF BEGINNING; THENCE SOUTH 89° 13' 56" WEST, 313.78 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF O AVENUE; THENCE NORTH 01° 43' 04" WEST, 10.00 FEET; THENCE NORTH 89° 13' 56" EAST, 313.73 FEET TO THE WEST RIGHT-OF-WAY LINE OF 13TH STREET NW; THENCE SOUTH 02° 02' 25" EAST, 10.00 FEET ALONG SAID WEST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING, CONTAINING 3,138 SQUARE FEET OR 0.07 ACRES MORE OR LESS.



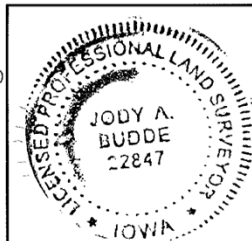
NOTE: MONUMENTS SHOWN TO BE SET WILL BE ESTABLISHED AFTER CONSTRUCTION IS COMPLETED



LEGEND

- ▲ FOUND SECTION CORNER MONUMENT
- △ SET SECTION CORNER MONUMENT
- FOUND 1/2" REROD (UNLESS NOTED)
- SET 5/8" REROD W/PINK CAP#22847 (UNLESS NOTED)
- (M) MEASURED DIMENSION
- (R) RECORDED DIMENSION
- SECTION LINE
- - - R/W --- RIGHT-OF-WAY LINE
- - - EASEMENT LINE
- - - P/L --- PROPERTY LINE
- PROPOSED RIGHT-OF-WAY ACQUISITION

FIELD SURVEY COMPLETED: NOVEMBER 2014



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. BUDDE, L.S.
License Number: 22847

My license renewal date is DECEMBER 31, 2016.
Pages or sheets covered by this seal:

6-28-2016
DATE

1 of 1

SURVEY FOR:
CITY OF CEDAR RAPIDS
500 15TH AVENUE SW
CEDAR RAPIDS, IA 52404
PHONE: (319) 286-5802



Foth Infrastructure & Environment, LLC
3950 River Ridge Drive NE, Suite A
Cedar Rapids, IA 52402
Phone: 319-365-9565 Fax: 319-365-9631

SHEET
1 OF 1

FOTH PROJECT NO. 14C001-05 DATE: 12/14/2015



**O AVENUE NW ROADWAY IMPROVEMENTS
FROM EDGEWOOD ROAD TO ELLIS BOULEVARD**





Council Agenda Item Cover Sheet

Submitting Department: Community Development - Housing

Presenter at Meeting: Ali Suntken
E-mail Address: a.suntken@cedar-rapids.org

Phone Number/Ext.: 319 286-5893

Alternate Contact Person: Paula Mitchell
E-mail Address: p.mitchell@cedar-rapids.org

Phone Number/Ext.: 319 286-5852

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Development Agreements with Thomas Dostal Developers Inc. for properties located at 5404 Dostal Drive SW and 5406 Dostal Drive SW participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #OB540257

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

Background:

The resolution for City Council consideration provide for the execution of Development Agreements with the above listed developer 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, 51 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 Agreement is as follows:

- a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
- b. Developer agrees to commence construction within 30 days of execution of the Agreement, and complete construction by December 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 222 properties have been identified by 23 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: NA

Resolution Date: August 9, 2016

Budget Information: NA

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 single-family dwellings on the privately-owned properties at 5404 Dostal Drive SW and 5406 Dostal Drive SW, for which the City will provide down payment assistance to the home buyers 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 Agreements which are 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 Thomas Dostal Developers, Inc. for properties at 5404 Dostal Drive SW and 5406 Dostal Drive SW.

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: Ali Suntken
E-mail Address: a.suntken-rapids.org

Phone Number/Ext.: 319 286-5893

Alternate Contact Person: Paula Mitchell
E-mail Address: p.mitchell@cedar-rapids.org

Phone Number/Ext.: 319 286-5852

Description of Agenda Item: Purchases, contracts and agreements

Resolution rescinding Resolution No. 1625-11-15 and associated Development Agreement with Cedar Valley Habitat for Humanity, Inc. for property at 1026 12th Street NE participating in the third round of the Single Family New Construction Program (**FLOOD**).

CIP/DID #OB540257

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

Background:

The resolution will void the previous resolution and Development Agreement between Cedar Valley Habitat for Humanity and the City of Cedar Rapids in connection with the fourth round of the Single Family New Construction Program, known locally as ROOTs.

On November 17, 2015, City Council authorized execution of a Development Agreement with Cedar Valley Habitat for Humanity, Inc. for the above listed property, for new construction of a single-family home through the ROOTs Program. Subsequent to this action, per clerical error, the Development Agreement was executed again on January 12, 2016 resulting in an unnecessary duplication.

Action/Recommendation: City staff recommends approval of the resolution

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

Time Sensitivity: N/A

Resolution Date: July 26, 2016

Budget Information: N/A

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on November 17, 2015, the Cedar Rapids City Council executed Resolution No. 1625-11-15 authorizing a Development Agreement with Cedar Valley Habitat for Humanity, Inc. for City of Cedar Rapids' third round of the Single Family New Construction (SFNC) program; and

WHEREAS, a clerical error resulted in two (2) executions of the same Development Agreement, once on November 17, 2015 and once on January 12, 2016; and

WHEREAS, the City and Developer have come to mutual agreement as to the terms and conditions of an Agreement to Terminate Development Agreement; and

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

1. Resolution No. 1625-11-15 is hereby rescinded.
2. The City Manager and City Clerk are hereby authorized to terminate the Development Agreement with Cedar Valley Habitat for Humanity, Inc. for property at 1026 12th Street NE.

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: Ali Suntken

Phone Number/Ext.: 319-286-5893

E-mail Address: a.vandevoorde@cedar-rapids.org

Alternate Contact Person: Paula Mitchell

Phone Number/Ext.: 319-286-5852

E-mail Address: p.mitchell@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of Development Agreement and Special Warranty Deed with Stonebrook Homes, LLC for City-owned property at 953 N Street SW participating in the fourth round of the Single Family New Construction program (**FLOOD**).

CIP/DID #OB540257

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

Background: The resolution for City Council consideration provides for the execution of Development Agreement and deed with the above listed developer and associated property through the fourth round of the Single Family New Construction Program, known locally as the ROOTs program. The property has been awarded through a competitive proposal process and the City and developer are ready to execute the Development Agreement and deed to allow construction on the home to begin. To date, 87 such agreements and deeds for City-owned property have been executed for the fourth round of the ROOTs program.

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

- a. Property is being conveyed to the qualified developer based on the investment provided by the developer in the construction of a single-family home;
- b. Developer agrees to commence construction within 30 days of execution of the Agreement, and complete construction by December 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 194 properties have been identified by 22 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: NA

Resolution Date: August 9, 2016

Budget Information: NA

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 953 N Street SW through the Voluntary Property Acquisition Program using federal Community Development Block Grant (CDBG) dollars, and

WHEREAS, a public hearing was held on March 13, 2012 on the possible disposition of this property in accordance with Iowa Code, and

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

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that on behalf of the City of Cedar Rapids, the City Manager and City Clerk are hereby authorized to execute the Development Agreement with 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 953 N Street 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

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: Jason Junk

Phone Number/Extension: 5724

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

Description of Agenda Item: Purchases, contracts and agreements

Authorizing Change Order No. 3 Final deducting the amount of \$1,064 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project (original contract amount was \$287,630; total contract amount with this amendment is \$477,966).

CIP/DID #655625-07

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. 3 Final submitted by Visu-Sewer, 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: August 9, 2016

Budget Information (if applicable): CIP 655625-07: \$365,500

Local Preference Policy: Applies ☐ Exempt ☒

Explanation: Does not apply to public improvement projects

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

Explanation:

RESOLUTION NO. LEG_NUM_TAG

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager is authorized to sign Change Order No. 3 Final deducting the amount of \$1,064 with Visu-Sewer, Inc. for the Indian Creek Trunk Sanitary Sewer Segment 1 Rehabilitation project, Contract No. 655625-07. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$283,630.00
Original Incentive Value	4,000.00
Change Order No. 1	192,500.00
Change Order No. 2	2,900.00
Change Order No. 3 Final	-1,064.00
Removal of Original Incentive Value	<u>-4,000.00</u>
Amended Contract Amount	\$477,966.00

General ledger coding for this Change Order to be as follows: \$2,900 655-655000-65585-655625

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. 7 in the amount of \$92,008.65 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 \$1,170,463.94).

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 pavement markings and symbols were required to place sidewalk extensions to allow full ADA access to the traffic signal pushbuttons. Additional handhole and junction boxes were added to raise an IDOT lighting handhole found buried adjacent to the sidewalk. IDOT requested that this handhole be raised to match the new grading adjacent to the sidewalk. Trail Modification item was added to correct the trail slope. The intersection between the trail and the sidewalk did not include a flat landing at the connection point as constructed. This work was completed to correct the ADA issue. This price includes all removal and reconstruction of the trail landing, railroad flagging, traffic control and miscellaneous items necessary to complete the work. Additional railroad flaggers were required for overtime and delays encountered during the project. Additional traffic signal work was requested by the City of Cedar Rapids Traffic Engineering staff. The work included removal of an existing pole base, adding bicycle pucs, adding a 3 and 4 section signal head, adding remote push buttons, conduit, wiring, signing and handholes. The traffic signal cabinet had to be modified to divide signal operations for normal and conflict use with the train crossing signals. A defect was found on review of the sewer video and to minimize impact to the railroad a sanitary sewer point repair was added to the contract. Ramp Closure Overtime item is added for added cost of overtime necessary to perform the ramp patching at the time specified by IDOT for allowable closure. The work was completed on August 15, 2016 as requested by IDOT staff. The contract did not specify this closure stipulation and therefore work could not be done at standard rates. Additional traffic control was required for ramp closures on the northbound I-380 ramp to complete the pavement and signal work. This ramp was not wide enough for traffic to use during paving operations.

Action/Recommendation:

The Public Works Department recommends approval of Change Order No. 7 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: August 9, 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. 7 in the amount of \$92,008.65 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, 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	3,763.64
Change Order No. 7	<u>92,008.65</u>
Amended Contract Amount	\$1,170,463.94

General ledger coding for this Change Order to be as follows: \$92,008.65; \$72,455.09 301-301000-30185-301614, \$775 301-301000-30186-301614, \$781 306-306000-30685-306171, \$17,871.60 325-325000-32585-325026, \$125.96 325-325000-32586-325026

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 **Phone Number/Extension:** 5848
E-mail Address: p.wieneke@cedar-rapids.org

Description of Agenda Item: Purchases, contracts and agreements

Authorizing Change Order No. 6 in the amount of \$8,593.20, plus an additional 3 Working Days, with L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, And Garden Drive SE Pavement Rehabilitation Improvements project (original contract amount was \$1,922,103; total contract amount with this amendment is \$2,072,085.36) **(Paving for Progress)**.

CIP/DID #3012081-02

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

Background:

This is a contract change order to adjust the contract price based on the actual quantities of completed work 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. Kings Block Retaining Walls; this item is being added to pay for modular block retaining walls necessary due to site conditions that were not included in the project plans. Several sites required added retaining walls.

Action/Recommendation:

The Public Works Department recommends approval of Change Order No. 6 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: August 9, 2016

Budget Information: CIP's 3012081 (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: 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 \$8,593.20, plus an additional 3 Working Days, with L.L. Pelling Company, Inc. for the 19th Street SE, Bever Avenue SE, And Garden Drive SE Pavement Rehabilitation Improvements project, Contract No. 3012081-02. A cost summary of the contract changes for this project is as follows:

Original Contract Amount	\$1,874,603.00
Possible Incentive	47,500.00
Change Order No. 1	53,888.60
Change Order No. 2	41,506.00
Change Order No. 3	17,863.47
Change Order No. 4	4,040.06
Change Order No. 5	24,091.03
Change Order No. 6	<u>8,593.20</u>
Amended Contract Amount	\$2,072,085.36

General ledger coding for this Change Order to be as follows: \$8,593.20 301-301000-7970-3012081

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: Caleb Mason

Phone Number/Ext.: 319 286-5188

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

Alternate Contact Person: Jennifer Pratt

Phone Number/Ext.: 319 286-5047

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

Description of Agenda Item: Purchases, contracts and agreements

Resolution authorizing execution of an Assignment and Assumption Agreement with Gatto, LLC in connection with the redevelopment of 100 and 102 3rd Avenue SW.

CIP/DID #OB803706

EnvisionCR Element/Goal: GrowCR Goal 1: Encourage mixed-use and infill development.
--

Background:

The Resolution authorizes the City to execute an Assignment and Assumption Agreement as a consenting party. The Assignment effectuates the conveyance of property 100 and 102 3rd Avenue SW and assign loan documents City development agreements and restrictive covenants to Gatto, LLC from KHB Redevelopment Group, LLC and its lender Hills Bank & Trust. The Assignment is consistent with the terms of the City's Development Agreement with KHB Redevelopment Group, LLC.

Action/Recommendation: City staff recommends authorizing the Resolution.

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

Time Sensitivity: NA

Resolution Date: NA

Budget Information: NA

Local Preference Policy: NA

Recommended by Council Committee: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on August 27, 201 the City Council passed Resolution No. 1413-08-13 authorizing execution of a Development Agreement with KHB Redevelopment Group, LLC (the "Developer") , and

WHEREAS, the Developer is desirous of assigning the Development Agreement and its mortgage and note to Gatto, LLC, and

WHEREAS, an Assignment and Assumption Agreement has been prepared which effectuates the conveyance of property, loan, note, mortgage and declaration of covenants to Gatto, LLC and is now ready for execution on behalf of the.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the City Manager and City Clerk, or their designees, are authorized to execute an Assignment and Assumption Agreement, Loan, Note, Mortgage, Resolution and Declaration of Covenants which is to be recorded in the office of the Linn County, Iowa Recorder.

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: Jonathan Mouw
E-mail Address: j.mouw@cedar-rapids.org

Phone Number/Ext.: 5296

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$6,590,000, bond and insurance to Williams Brothers Construction, Inc. for the Water Pollution Control Facility Odor Control Upgrades project.

CIP/DID #615233-02

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

Background:

The Water Pollution Control Facility (WPCF) is a significant source of odorous gasses. Several processes have been added to the facility to treat odorous air to mitigate the onsite dangers and reduce odors to nearby residents. The most significant portion of the odorous air treatment process occurs within two onsite Bioscrubbers, originally constructed in 1998. Loadings to the Bioscrubbers have increased since their initial construction, while removal efficiencies have decreased.

An evaluation of the existing odor control equipment at the WPCF was performed by CH2M HILL Engineers, Inc. in the fall of 2014. A final report was received documenting the onsite odor sources and treatment processes, providing recommendations to optimize existing treatment processes and recommendations for additional odor control equipment.

The goal of the project is to repair elements of and provide increased capacity for the odor control system at the WPCF. This will include the replacement of the lava rock media in the existing Bioscrubbers, repair of structural deficiencies within the existing Bioscrubber vessels, replacement or repair of existing odor control ductwork and fans, improved ventilation of the Sludge Storage Tank, demolition of an existing backup chemical scrubber, and the installation of two new high rate Biotowers.

The improvements made to the WPCF in the project are expected to have a significant positive impact on the WPCF's ability to treat onsite odorous gasses. This will reduce offsite odors emanating from the facility, and reduce the threat of hydrogen sulfide exposure to WPCF staff.

Four bids were received on July 13, 2016 for the Water Pollution Control Facility Odor Control Upgrades project.

<u>Bidders</u>	<u>Office Location</u>	<u>Lump Sum Bid</u>
Williams Brothers Construction, Inc.	Peoria, IL	\$6,590,000
Tricon General Construction, Inc.	Cedar Rapids, IA	\$6,792,000
WRH, Inc.	Amana, IA	\$6,920,000
Carl A. Nelson & Company	Burlington, IA	\$7,632,000

The Engineer's opinion of probable cost for the construction of this project was \$5,200,000. The Engineer has investigated the discrepancy between the estimate of probable construction cost and the bids received for the project. Updated quotes for material and equipment to be installed for the project were obtained after the bid, and were found to be approximately \$400,000 higher than those used in the estimate. The remaining discrepancy has been attributed to underestimation of the difficulty involved in performing the work at an existing facility and to market conditions.

A motion to publish a Notice of Hearing and Letting was approved by the City Council on May 24, 2016 and was published on June 4, 2016. The public hearing was held June 14, 2016. A pre-bid meeting was held on June 21, 2016 at the Water Pollution Control Facility.

Action/Recommendation:

The Utilities Department - Water Pollution Control Division recommends awarding the contract to Williams Brothers Construction, Inc. in the amount of \$6,590,000.

Alternative Recommendation: None

Time Sensitivity: 8-9-16

Resolution Date: 8-9-16

Budget Information:

1. **Included in Current Budget Year.** Yes. The project will be funded from the FY 2017, FY 2018, and FY 2019 WPC Division Capital Improvement Projects budget. The project will be coded to the following CIP funds: 553000-615-615000-615233, 615236, and 6150010.
2. **Analysis if the expenditure is within budgeted expectations, i.e. some type of budget to actual comparison:** There is currently \$2,300,000 budgeted in the FY 2017 budget, \$3,050,000 planned in the FY 2018 budget and \$1,200,000 planned in FY 2019 budget for the WPCF Odor Control Upgrades project. The budgeted funds total \$6,550,000. Additional funds are available by adjusting other items in the CIP budget or from reserves if needed.
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. The bid received from Williams Brothers Construction, Inc. was approximately 3% lower than the bid received from Tricon General Construction, Inc. and 5% lower than that received from WRH, Inc.

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on May 24, 2016, the City Council adopted a motion that directed the City Clerk to publish post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and cost estimate for the Water Pollution Control Facility Odor Control Upgrades project (Contract No. 615233-02) for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on June 4, 2016 pursuant to which a public hearing was held on June 14, 2016, and

WHEREAS, the following bids were received, opened and announced on July 13, 2016 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 August 9, 2016:

Williams Brothers Construction, Inc.	Peoria, IL	\$6,590,000
Tricon General Construction, Inc.	Cedar Rapids, IA	\$6,792,000
WRH, Inc.	Amana, IA	\$6,920,000
Carl A. Nelson & Company	Burlington, IA	\$7,632,000

AND WHEREAS, the general ledger coding for this public improvement project shall be as follows: \$6,590,000, 553000-615-615000-615233, 615236, and 6150010, 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. Williams Brothers Construction, 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 Williams Brothers Inc. is hereby accepted, and the contract for the public improvement is hereby awarded to Williams Brothers, 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: Gary Petersen
E-mail Address: g.petersen@cedar-rapids.org

Phone Number/Extension: 5153

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$1,829,801.29, plus incentive up to \$20,000, bond and insurance of Vieth Construction Corp. for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project (estimated cost is \$1,895,000).

CIP/DID #301240-08

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

Background:

Vieth Construction Corp., Cedar Falls, IA	\$1,829,801.29
Possible Incentive	<u>20,000.00</u>
Total Award	\$1,849,801.29
LL Pelling Co., Inc., North Liberty, IA	\$1,843,891.20
Rathje Construction Co., Marion, IA	\$1,856,920.67
Ricklefs Excavating, Ltd., Anamosa, IA	\$1,876,252.40
Pirc-Tobin Construction, Inc., Alburnett, IA	\$1,931,018.60

Vieth Construction Corp. submitted the lowest of the bids received at the Iowa Department of Transportation in Ames, Iowa on July 19, 2016 for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project. The bid is within the approved budget. Construction work is anticipated to begin spring 2017 and expected to be completed within 120 working days.

Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$1,829,801.29 plus incentive up to \$20,000, bond and insurance of Vieth Construction Corp. for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 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 August 9, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 9, 2016

Budget Information:

CIP No. 301240 (Streets).....	165
CIP No. 301240 (Paving for Progress).....	287,652
STP Federal-Aid Grant (Streets & Signals).....	983,780
Iowa DOT 3R Grant (Streets).....	665,265
CIP No. 625884 (Water).....	<u>95,918</u>
Construction Budget (Rounded).....	2,032,780

Local Preference Policy: NA

Explanation:

Project funding is through the federal-aid Surface Transportation Program (STP) and local preference is not allowed.

Recommended by Council Committee: Yes

Explanation: Project updates provided to Infrastructure Committee

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 28, 2016 the City Council adopted a motion that directed the City to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and estimated cost for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 (Contract No. 301240-08) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on July 2, 2016 pursuant to which a public hearing was held on July 12, 2016, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on July 19, 2016 for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 (IDOT No. NHSX-U-922-0(29)—8S-57) (City Contract No. 301240-08) for the City of Cedar Rapids, Iowa, and on July 19, 2016 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on July 26, 2016, and

WHEREAS, the following proposals were received:

Vieth Construction Corp., Cedar Falls, IA	\$1,829,801.29
Possible Incentive	<u>20,000.00</u>
Total Award	\$1,849,801.29
LL Pelling Co., Inc., North Liberty, IA	\$1,843,891.20
Rathje Construction Co., Marion, IA	\$1,856,920.67
Ricklefs Excavating, Ltd., Anamosa, IA	\$1,876,252.40
Pirc-Tobin Construction, Inc., Alburnett, IA	\$1,931,018.60

, and

WHEREAS, general ledger coding to be as follows: \$1,849,801.29; \$606,900.24 301-301000-301240; \$1,155,703.05 301-301000-7970-301240; \$87,198.00 625-625000-6250024-6252011022; and

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;
2. Vieth Construction Corp. is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;

3. Subject to approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Vieth Construction Corp. is hereby accepted, with the inclusion of the incentive clause, and the contract for this public improvement is hereby awarded to Vieth Construction Corp1,.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that upon execution by the City Manager and City Clerk, said contract is approved, subject to approval of the bond and insurance by the City of Cedar Rapids Risk Manager and filing of the same with the City of Cedar Rapids Finance Director.

PASSED_DAY_TAG

LEG_PASSED_FAILED_TAG

MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

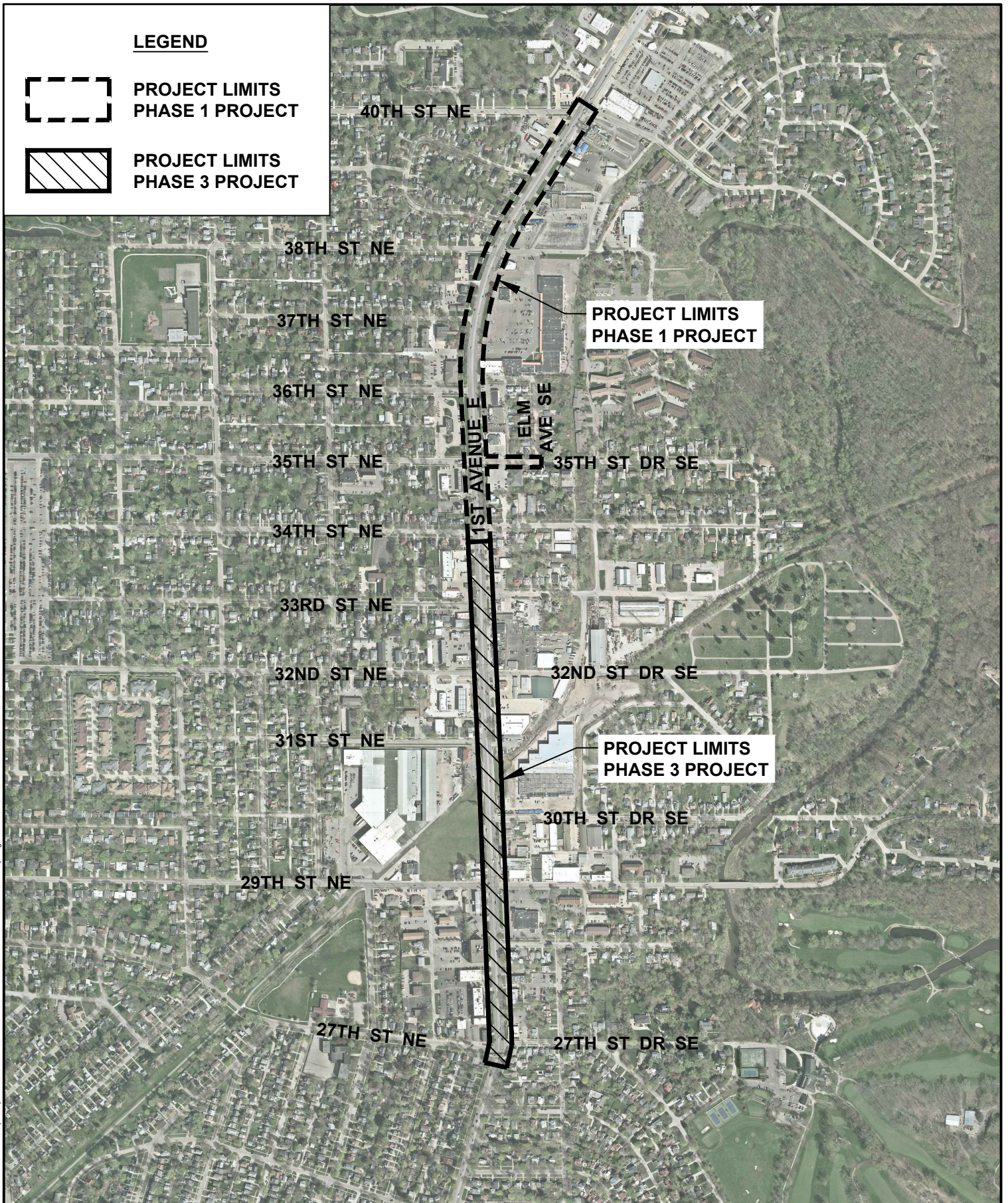
LEGEND



**PROJECT LIMITS
PHASE 1 PROJECT**



**PROJECT LIMITS
PHASE 3 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: Glenn Vosatka, PE
E-mail Address: glennv@cedar-rapids.org

Phone Number/Extension: 5821

Description of Agenda Item: Purchases, contracts and agreements

Resolution awarding and approving contract in the amount of \$435,057.44, bond and insurance of Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading project (estimated cost is \$480,000).

CIP/DID #325008-02

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

Background:

Rathje Construction Co., Marion, IA	\$435,057.44
Peterson Contractors, Inc., Reinbeck, IA	\$490,160.90
Ricklefs Excavating, Ltd., Anamosa, IA	\$506,367.70
Horsfield Construction, Inc. & Subsidiary, Epworth, IA	\$555,119.17
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$558,770.40
Vieth Construction Corp., Cedar Falls, IA	\$629,919.25
Legacy Corporation of IL, East Moline, IL	\$681,725.35
Connolly Construction, Inc., Peosta, IA	\$691,440.60
Reilly Construction Co., Inc., Ossian, IA	\$746,629.10
Tschiggfrie Excavating, Co., Dubuque, IA	\$782,972.45

Rathje Construction Company submitted the lowest of the bids received at the office of the Iowa Department of Transportation, Ames, Iowa on July 19, 2016 for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading project. The bid is within the approved budget. Construction work is anticipated to begin spring 2017 and expected to be completed within 75 working days.

Action/Recommendation:

The Public Works Department recommends approval of the Resolution to award and approve contract in the amount of \$435,057.44, bond and insurance of Rathje Construction Company for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading 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 August 9, 2016 may require re-bidding and affect the construction schedule for the improvements.

Resolution Date: August 9, 2016

Budget Information: 325000, 325008, NA

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: NA

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

ACCEPTING PROPOSAL, AWARDING CONTRACT, APPROVING CONTRACT

WHEREAS, on June 14, 2016 the City Council adopted a motion that directed the City Clerk to post notice to bidders and publish notice of a public hearing on the plans, specifications, form of contract and estimated cost for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading (Contract No. 325008-02) public improvement project for the City of Cedar Rapids, Iowa, and

WHEREAS, said notice to bidders was posted according to law and the notice of public hearing was published in the Cedar Rapids Gazette on June 18, 2016 pursuant to which a public hearing was held on June 28, 2016, and

WHEREAS, sealed bids were received by the Iowa Department of Transportation in Ames, Iowa, on July 19, 2016 for the Edgewood Road NW Multiuse Pathway from O Avenue to Ellis Road, Phase 1 - Grading (IDOT No. TAP-U-1187(776)-8I-57) (City Contract No. 325008-02) for the City of Cedar Rapids, Iowa, and on July 19, 2016 the Iowa Department of Transportation informed the City of Cedar Rapids of the results of the bidding, and

WHEREAS, the Public Works Director/City Engineer, or designee, has now reported the results of the bidding and made recommendations thereon to the City Council on July 26, 2016, and

WHEREAS, the following proposals were received:

Rathje Construction Co., Marion, IA	\$435,057.44
Peterson Contractors, Inc., Reinbeck, IA	\$490,160.90
Ricklefs Excavating, Ltd., Anamosa, IA	\$506,367.70
Horsfield Construction, Inc. & Subsidiary, Epworth, IA	\$555,119.17
Eastern Iowa Excavating & Concrete, LLC, Cascade, IA	\$558,770.40
Vieth Construction Corp., Cedar Falls, IA	\$629,919.25
Legacy Corporation of IL, East Moline, IL	\$681,725.35
Connolly Construction, Inc., Peosta, IA	\$691,440.60
Reilly Construction Co., Inc., Ossian, IA	\$746,629.10
Tschiggfrie Excavating, Co., Dubuque, IA	\$782,972.45

, and

WHEREAS, general ledger coding to be as follows: \$435,057.44 325-325000-325008;
and

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

1. The results of the bidding as conducted by the Iowa Department of Transportation, and the Public Works Director/City Engineer's or designee, report and recommendation thereon at its next meeting are hereby ratified and approved;
2. Rathje Construction Company is the lowest responsive, responsible bidder on said work and the City Engineer, or his designee, has recommended that the City accept its bid and award the contract to it;
3. Subject to approval of the Equal Employment Opportunity Office and registration with the Department of Labor, the bid of Rathje Construction Company is hereby accepted, and the contract for this public improvement is hereby awarded to Rathje Construction Company.
4. The City Manager and City Clerk are hereby directed to sign and execute a contract with said contractor for the construction of the above-described public improvements;

BE IT FURTHER RESOLVED that 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

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG



Cadd File Name: W:\PROJECTS\CRIP\325\325008 Edgewood Trail 01.e to Ellis.dwg 3/25/2008 Council Map.dwg



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





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: Jen Winter, PE
E-mail Address: j.winter@ceda-rapids.org

Phone Number/Extension: 5803

Description of Agenda Item: REGULAR AGENDA

REPORT ON BIDS:

Bids were received on July 27, 2016 for the Sinclair Levee – Grading/Gatewell Package (estimated cost is \$5,200,000). A report of bids received from the City officer conducting the bid opening is attached. (Rob Davis)

CIP/DID #3316509-03

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

Background: See attached letter

Action/Recommendation: Noted on attached bid report.

Alternative Recommendation:

Time Sensitivity: Normal

Resolution Date: None

Budget Information: CDBG - 100%

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation: Flood Control Committee



July 27, 2016

City Council
City of Cedar Rapids

RE: Report on bids as read for the Sinclair Levee – Grading/Gatewell Package, Contract Number 3316509-03

Dear City Council:

Bids were received on July 27, 2016 for the Sinclair Levee – Grading/Gatewell Package project as follows:

Legacy Corporation of IL, East Moline, IL	\$4,488,880.00
Williams Brothers Construction, Inc., Peoria, IL	\$4,500,000.00
Peterson Contractors, Inc. Reinbeck, IA	\$4,791,144.55
Tricon General Construction, Cedar Rapids, IA	\$4,816,000.00
DW Zinser Company, Walford, IA	\$5,348,347.23
CJ Moyna & Sons, Inc., Elkader, IA	\$6,192,870.44

The engineers cost opinion for this work is \$5,200,000. It is recommended the bids be reviewed by City staff and an action to award or not be presented separately for Council consideration.

Sincerely,

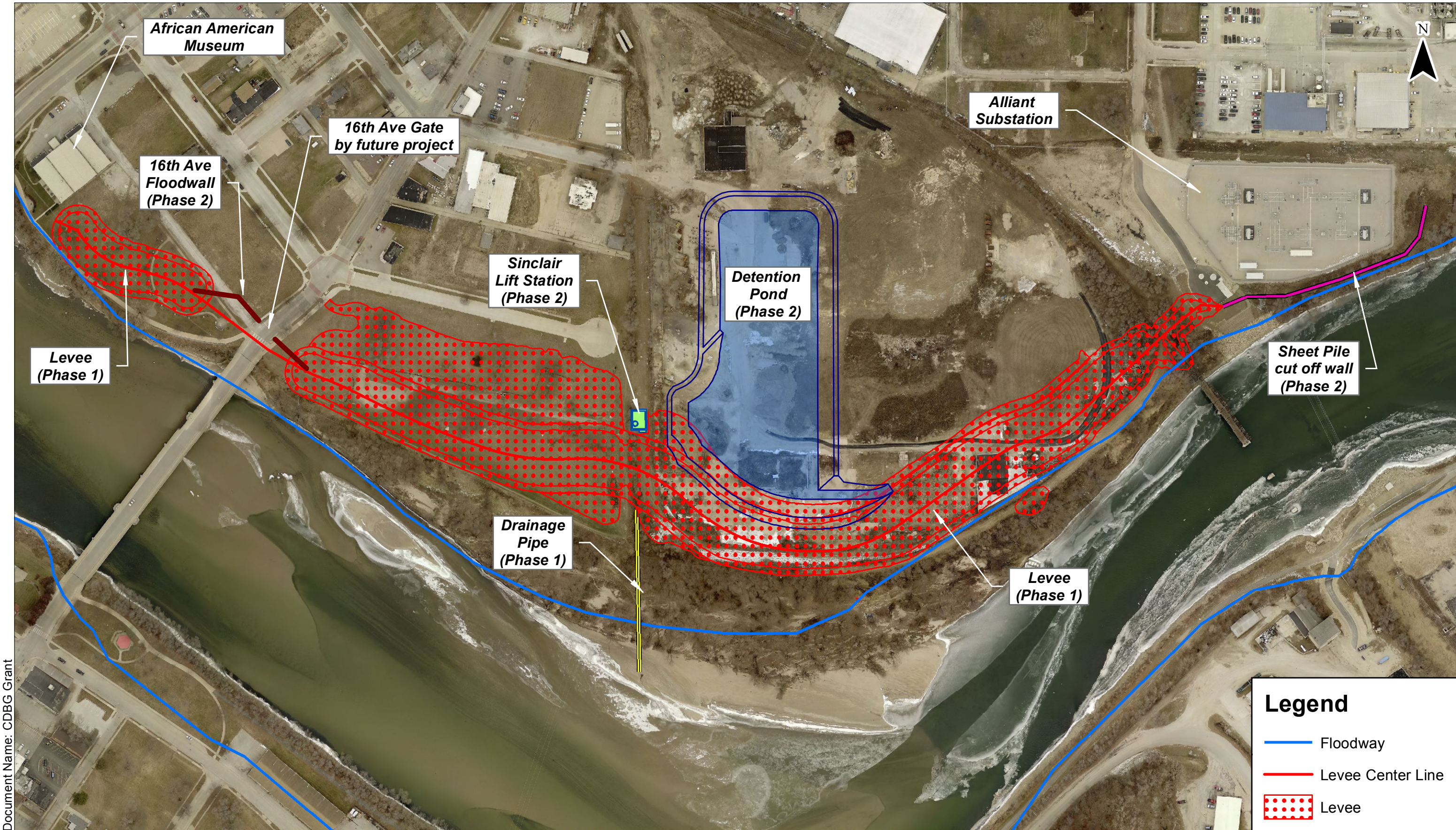
THE CITY OF CEDAR RAPIDS PUBLIC WORKS DEPARTMENT

A handwritten signature in blue ink, appearing to read "Robert Davis".

Robert Davis, P.E.
Flood Control Program Manager

RAD/cap

cc: Jennifer L. Winter, P.E. Public Works Director
Nathan Kampman, P.E., City Engineer



Document Name: CDBG Grant



Council Agenda Item Cover Sheet

Submitting Department: Public Works

Presenter at meeting: Rob Davis

Phone Number/Extension: 5808

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

Alternate Contact Person: Sandy Pumphrey

Phone Number/Extension: 5363

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

Description of Agenda Item: REGULAR AGENDA

Presentation and Resolutions authorizing Revision #2 to the Cedar River Flood Control System Master Plan and execution of a Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed \$170,012 for preliminary design services in connection with the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project.

- a. Resolution authorizing Revision #2 to the Cedar River Flood Control System Master Plan
- b. Resolution authorizing execution of a Professional Services Agreement with Shoemaker & Haaland for an amount not to exceed \$170,012 for preliminary design services in connection with the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project.

CIP/DID #3311300-00

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

Background: The City of Cedar Rapids is currently designing and implementing a Flood Control System (FCS) for the west and east sides of the Cedar River to mitigate against flooding events similar to one that occurred in 2008. The "Cedar River Flood Control System Master Plan" was previously adopted to guide planning and design activities for the project. As a result of design progression, it is necessary to make the following updates:

- a. Czech Village - 21st Avenue SW / A Street SW Re-alignment to remove the need for a manually operated gate
- b. Updated Acquisition Maps
- c. Updated Aesthetics Guidelines
- d. Pump Station Sizing
- e. 8th Avenue Bridge Replacement, to raise the roadway above a repeat 2008 flood event and remove the need for manually operated gates

The bridge and roadway across the Cedar River at 8th Avenue will be replaced to provide continuous access for citizens, business, and city services in flood events similar to 2008 Flood, since access would be limited with the current bridge elevations in downtown Cedar Rapids. During the 2008 flood, only the I-380 Bridge was useable over the Cedar River. All other bridges were impassable. Rebuilding the 8th Avenue bridge will ensure that a 2nd downtown crossing, one owned and operated by the City of Cedar Rapids, is maintained during a flood event. The geometry to clear flood waters equal to 2008 requires the bridge to be raised 10-15 feet and horizontal alignment modified to accommodate site constraints including local industry on the West and the US Federal Courthouse on the East. Staff proposes that this bridge's architecture be a "defining feature" of the downtown cityscape, somewhat iconic, unique and easily identifiable by the local population once constructed.

This bridge reconstruction/raising action is similar to previous bridge reconstructions/raisings on Prairie Creek after the 2008 Flood (Edgewood Road SW over Prairie Creek and 6th Street SW over Prairie Creek). The original FCS Master Plan did not include this provision as it was not in the original GRI application to the Iowa Flood Mitigation Board. With the Board's concurrence last month that 8th Avenue bridge replacement is an eligible item, the Master Plan is being updated and preliminary design ready to begin with Shoemaker & Haaland. The purpose of this initial contract is to determine the type of replacement structure along with approach details.

Action/Recommendation:

The Public Works Department recommends adoption of Revision #2 to the Cedar River Flood Control System Master Plan and adoption of the resolution authorizing execution of a professional services agreement with Shoemaker & Haaland for preliminary design services in connection with the 8th Avenue Bridge Replacement.

Alternative Recommendation: None.

Time Sensitivity: Normal

Resolution Date: August 9, 2016

Budget Information: 331/331100/3316400 GRI (50%) 331/331100/3313400 GRI (50%)

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: Yes

Explanation:

This was concurred with by the Iowa Flood Mitigation Board in June 2016 and recommended by the FCS Council Committee on July 21, 2016.

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3314300-00
3316300-00
3317300-00
3316400-03

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar River Flood Control System (FCS) Master Plan was previously adopted by the City Council to guide planning and design activities for the City of Cedar Rapids Flood Control System, and

WHEREAS, there has been one Revision adopted to the Cedar River FCS by the City Council, and

WHEREAS, it is necessary to make the following updates to the Master Plan:

- a. Czech Village - 21st Avenue SW / A Street SW Re-alignment
- b. Updated Acquisition Maps
- c. Updated Aesthetics Policy
- d. Pump Station Sizing
- e. 8th Avenue Bridge Replacement

WHEREAS, at the July 21, 2016 meeting, the Council Flood Control System Committee recommended adoption by the City Council and incorporation of the aforementioned list of updates into the previously adopted Cedar River Flood Control System (FCS) Master Plan,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the aforementioned list of updates be hereby adopted in the form of Revision No. 2 to the Cedar River Flood Control System (FCS) Master Plan.

PASSED_DAY_TAG

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MayorSignature

Attest:

ClerkSignature

LEG_TABLED_TAG

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Flood Control Program Manager has determined it is in the best interest of the City to outsource some professional services relating to the project(s) below, and

WHEREAS, the Flood Control Program Manager has determined Shoemaker & Haaland is qualified to provide those services and they are able to perform those services in a timely manner for an amount not to exceed \$170,012, and

WHEREAS, the Flood Control Program Manager recommends the City enter into Contract No. 3316400-03 with the firm noted herein, and

WHEREAS, the City Council has allocated funds for the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project, and

Fund 331, Dept ID 331100, Project 3316400 GRI (50%)

Fund 331, Dept ID 331100, Project 3313400 GRI (50%)

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

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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.: 286-5439

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

Phone Number/Ext.:

Description of Agenda Item: REGULAR AGENDA

Discussion and Resolution amending the Cedar Rapids Business Assistance Revolving Loan Fund (RLF) to allocate an additional \$50,000 of the total RLF to the MICRO Loan program, bringing the total for the MICRO Loan to \$100,000.

CIP/DID #OB1002098

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

Background:

On December 17, 2013, Cedar Rapids City Council approved Resolution No. 2009-12-13 authorizing use of the remaining \$500,000 in the Community Disaster Grant funds allocated for Business Recovery to establish a Cedar Rapids Business Assistance Revolving Loan Fund.

The Revolving Loan Fund is administered by the East Central Iowa Council of Governments (ECICOG) which administers the existing RLF.

On June 10, 2014, Cedar Rapids City Council approved Resolution No. 0776-06-14 with new eligibility language related to the inclusion of businesses located within the corporate limits of Cedar Rapids, which are located in or are relocating to the Flood 2008 Inundation Area, and which previously received disaster assistance.

On August 11, 2015, Cedar Rapids City Council approved Resolution No. 1208-08-15 authorizing an amended Cedar Rapids Business Assistance Revolving Loan Fund (RLF) Administrative and Standards Guideline requested by a partnership with the City of Cedar Rapids, SCORE, the Small Business Development Center, The Cedar Rapids Public Library, and the Greater Cedar Rapids Community Foundation, ECICOG.

The changes related to removing the job creation requirements of the RFL and the creation of the MiCRo Loan program which designated \$50,000 of the total RLF funds to this program and was matched by \$25,000 of private funds secured by the Greater Cedar Rapids Community Foundation. MiCRo loans are those that are less than \$10,000 and include the following additional/alternative standards:

- The RLF maintains an overall funding ratio of two private dollars invested for each RLF dollar invested (2:1). This ratio was determined by considering the entire RLF portfolio, allowing for deviation from the ratio on a project-by-project basis. Loans of \$5,000 or less may require no private or additional dollars invested.
- In most cases, RLF funds shall be provided as gap financing, and not a substitute for private capital. RLF loans of \$5,000 or less may fund 100% of a proposed project. For loans greater than \$10,000, a letter from a financial institution indicating the availability of limited or no commercial financing is required.
- Borrowers receiving a MiCRo loan must commit to regular technical assistance, as provided, during the period of the loan.
- Loan terms may vary based on the intended purposes of the loan and at the discretion of the RLF Loan Review Committee, but in no event will exceed ten (10) years for loans greater than \$10,000, or three (3) years for loans of \$10,000 or less.
- For loans of \$10,000 or less, lack of collateral will not disqualify an applicant, but consideration will be given for non-cash contributions an applicant might make, e.g., pledging personal tools to the business, computers, uncompensated time, etc.

The MiCRO Loan program also includes technical assistance throughout the life of the loan provided through the above mentioned partners, starting with business plan assistance all the way to continued mentorship and support through implementation.

Due to the success of the program, staff is requesting an additional \$50,000 of the RLF be allocated to the Micro program, bringing the total Micro RLF to \$100,000 and the CR RLF to \$400,000. An additional \$25,000 in matching funds from private donations will also be secured bring the total private contributions to \$50,000k.

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: 08/09/16

Budget Information:

Local Preference Policy: (Click here to select)

Explanation: NA

Recommended by Council Committee: (Click here to select)

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, on December 17, 2013, Cedar Rapids City Council approved Resolution No. 2009-12-13 authorizing use of the remaining \$500,000 in the Community Disaster Grant funds allocated for Business Recovery to establish a Cedar Rapids Business Assistance Revolving Loan Fund; and

WHEREAS, On June 10, 2014, Cedar Rapids City Council approved Resolution No. 0776-06-14 with new eligibility language related to the inclusion of businesses located within the corporate limits of Cedar Rapids, which are located in or are relocating to the Flood 2008 Inundation Area, and which previously received disaster assistance.

WHEREAS, the Cedar Rapids Business Assistance Revolving Loan Fund is administered by the East Central Iowa Council of Governments (ECICOG) which administers an existing RLF; and

WHEREAS, on August 11, 2015, Cedar Rapids City Council approved Resolution No. 1208-08-15 authorizing an amended Cedar Rapids Business Assistance Revolving Loan Fund (RLF) Administrative and Standards Guideline requested by a partnership with the City of Cedar Rapids, SCORE, the Small Business Development Center, The Cedar Rapids Public Library, and the Greater Cedar Rapids Community Foundation, ECICOG.

WHEREAS, the changes related to removing the job creation requirements of the RFL and the creation of the MiCRo Loan program which will designated \$50,000 of the total RLF funds to this program was matched by \$25,000 of private funds secured by the Greater Cedar Rapids Community Foundation. MiCRo loans are those that are less than \$10,000 and include the following additional/alternative standards:

WHEREAS, the MiCRO Loan program also includes technical assistance throughout the life of the loan provided through the above mentioned partners, starting with business plan assistance all the way to continued mentorship and support through implementation.

WHEREAS, due to the success of the program, staff is requesting an additional \$50,000 of the RLF be allocated to the Micro program, bringing the total Micro RLF to \$100,000 and the CR RLF to \$400,000. An additional \$25,000 in matching funds from private donations will also be secured bringing the total private contributions to \$50,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the Cedar Rapids Business Assistance Revolving Loan Fund be amended to include the changes included in Exhibit A.

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MayorSignature

Attest:

ClerkSignature

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Exhibit A

Proposed Amended Cedar Rapids Business Assistance Revolving Loan Fund (RLF) Administrative Standards & Guidelines

Standards for the RLF Portfolio

In order to achieve the economic objectives of the RLF and address the financial needs of the area, certain standards have been adopted. These standards, as feasible/possible, include the following:

1. The RLF will be administered in accordance with Generally Accepted Accounting Principles.
2. The RLF will be administered in accordance with prudent lending practices, defined as generally accepted underwriting and lending practices for public loan programs, based on sound judgment to protect municipal and lender interests.
3. ECICOG shall maintain adequate fidelity bond coverage for persons authorized to handle RLF funds through the operations of the program.
4. The ECICOG Business Assistance RLF Loan Review Committee will have the responsibility to review all loan applications and to approve or decline RLF financing.
5. The RLF will strive to maintain an overall funding ratio of two private dollars invested for each RLF dollar invested (2:1). This ratio will be determined by considering the entire RLF portfolio, allowing for deviation from the ratio on a project-by-project basis. Loans of \$5,000 or less may require no private or additional dollars invested.
6. In most cases, RLF funds shall be provided as gap financing, and not a substitute for private capital. RLF loans of \$5,000 or less may fund 100% of a proposed project. For loans greater than \$10,000, a letter from a financial institution indicating the availability of limited or no commercial financing is required.
7. Loans of \$10,000 or less shall be known as MiCRo loans, and shall be subject to additional/alternative standards, indicated
8. Borrowers receiving a MiCRo loan must commit to regular technical assistance, as provided, during the period of the loan.

Financing Policies

1. No individual loan will be made for more than \$50,000.
2. Eligible applicants for loans of \$10,000 or less include businesses located within the corporate limits of Cedar Rapids.
3. Eligible applicants for loans greater than \$10,000 include businesses located within the corporate limits of Cedar Rapids, which are located in or are relocating to the **Flood 2008 Inundation Area**, businesses that received disaster recovery funds following the 2008 floods, residing anywhere in Cedar Rapids, or business owners undecided on a permanent location.
4. RLF funds may be used for working capital, purchase of machinery and equipment, and/or purchase of real property.
5. Loan terms may vary based on the intended purposes of the loan and at the discretion of the RLF Loan Review Committee, but in no event will exceed ten (10) years for loans greater than \$10,000, or three (3) years for loans of \$10,000 or less.
6. The minimum interest rate will be four percentage points (4%) below the current money center prime rate quoted in the **Wall Street Journal** or the maximum interest rate allowed under Iowa law, whichever is lower, but in no event may the interest rate be less than four percent (4%).
7. The RLF Loan Review Committee has the authority to negotiate special financing, such as approval of a temporary moratorium on principal payments because of temporary difficulty or extenuating circumstances, which a deserving funded project may be experiencing; the moratorium on principal payments shall not exceed one (1) year.
8. In the determination of collateral requirements, the RLF Loan Review Committee may consider the merits and potential economic benefits of each request. When appropriate and practical, RLF financing for loans greater than \$10,000 may be secured by liens or assignment of rights in assets of assisted firms as follows.
 - a. In order to encourage financial participation in a direct or fixed asset loan project by other lenders and investors, the lien position of the RLF may be subordinate and made inferior to lien or liens securing other loans made in connection with the project.
 - b. In projects involving direct working capital loans, the RLF will normally obtain collateral such as liens on inventories, receivables, fixed assets and/or other available assets or borrowers. Such liens may be subordinate only to existing liens of record and other loans involved in the project.

- c. In projects involving guaranteed loans in the revolving phase, the lending institution ordinarily will be required to maintain a collateral position, to which the RLF is subordinate, in the assets of the borrower, such as by taking liens on inventories, receivables, fixed assets, and/or other available assets of borrowers.
 - d. In addition to the above types of security, the RLF may also require security in the form of assignment of patents and licenses, the acquisition of hazard and liability insurance with ECICOG named as a loss payee as the RLF Loan Review Committee determines is necessary to support the RLF's exposure.
 - e. RLF loan requests greater than \$10,000 submitted by closely held corporations, partnerships, or proprietorships dependent for their continuing success on certain individuals will ordinarily be expected to provide and assign to the RLF life insurance on these key persons. Personal guarantees may also be required from principal owners, as appropriate.
- 8. For loans of \$10,000 or less, lack of collateral will not disqualify an applicant, but consideration will be given for non-cash contributions an applicant might make, e.g., pledging personal tools to the business, computers, uncompensated time, etc.
 - 9. The terms of existing loans may be modified or extended to enhance the capability of the RLF in achieving program objectives.
 - 10. All proceeds from interest payments will be returned to the RLF for additional loans with the exception of that amount used for administrative purposes.

Restrictions on Use of RLF Funds

RLF funds **shall not** be used for any of the following:

- 1. To acquire an equity position in a private business
- 2. To subsidize interest payments on an existing loan
- 3. To enable borrowers to acquire an interest in a business (stock or assets) unless evidence is furnished in the loan documentation that doing so will save a business from imminent closure or will facilitate expansions with an increase in jobs
- 4. To provide funds to a borrower to invest in interest-bearing financial assets
- 5. To refinance existing debt, unless there is sound economic justification

Loan Servicing

ECICOG is responsible for the administration, monitoring, and servicing of the loan from loan disbursement through full payment. The loan payment schedule will be kept up to date with payments posted as to principal and interest.

ECICOG will be reimbursed for administration of the RLF program. The sources of funds for these reimbursements will be a single loan processing fee paid by the RLF borrower equal to two percent (2%) of the RLF loan upon approval or \$100, whichever is greater. ECICOG reserves the right to renegotiate the fee structure at such time that it proves economically infeasible given the administrative demands of the program.



Council Agenda Item Cover Sheet

Submitting Department: Civil Rights

Presenter at Meeting: LaSheila Yates
E-mail Address: l.yates@cedar-rapids.org

Phone Number/Ext.: x5004

Alternate Contact Person: Janet Abejo
E-mail Address: j.abejo@cedar-rapids.org

Phone Number/Ext.: x5632

Description of Agenda Item: REGULAR AGENDA

Presentation and Resolution adopting the Civil Rights Commission FY17 Work Plan (LaSheila Yates and Chair Salma Igram).

CIP/DID #CVR-2016-08

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

Background:

The Cedar Rapids Civil Rights Commission (CRCRC) is the Local Administrative Law Agency created to promote and protect equity under the law and to promote inclusion efforts based on protected class statuses.

The Commission is comprised of five staff members who perform the day-to-day operations. The Commission also has seven volunteer members, who are appointed by the Mayor, with City Council approval, for a three-year term. Each may serve three consecutive three-year terms. This is a policy-making body, which directs the Commission staff.

Commissioners are also involved in revising the local civil rights ordinance and assisting staff members in their efforts to enforce these laws. The Commission annually elects a Chairperson and a Vice-Chairperson.

Scope of Services:

1. Enforce the City's Civil Rights Law, Cedar Rapids Municipal Code 69, through investigations, mediations, conciliations and resolutions of discrimination complaints in a timely and efficient manner. Through a 28E Agreement established with the City of Marion, the CRCRC also investigates claims of discrimination under Marion Municipal Code 31.
2. Educate the community and increase public awareness of the local civil rights laws.

FY17 Work Plan Overview:

Each year, the Commission will develop a plan of action for prioritizing such issues by establishing an annual work plan. In general, work plans allow boards and commissions to address the City Council's priorities, communicate their own priorities, and measure the accomplishments of the board or commission.

The CRCRC adopted its second work plan at its July 20, 2016 Commission meeting. Below are the goals adopted by the CRCRC, the full work plan is included as an exhibit to the resolution.

CRCRC FY17 Goals:

- Increase awareness of public employment disparities through local data and outreach;
- Increase awareness of disproportionality in housing;
- Collaborate with the Cedar Rapids Community School District in efforts to reduce academic performance disproportionality;
- Investigate effective practices in other communities; and
- Use program of work and performance standards to influence next year's plan.

Action/Recommendation: Resolution adopting the Civil Rights Commission FY17 Work Plan.

Alternative Recommendation: N/A

Time Sensitivity: Immediate

Resolution Date: August 9, 2016

Budget Information: N/A

Local Preference Policy: NA

Explanation: NA

Recommended by Council Committee: No

Explanation: NA

RESOLUTION NO. LEG_NUM_TAG

WHEREAS, the Cedar Rapids Civil Rights Commission (CRCRC) is an administrative law agency created to promote and protect equity under the law, and

WHEREAS, the mission of the Commission is to promote inclusion efforts based on protected class statuses, and

WHEREAS, the scope of responsibilities include processing discrimination complaints and facilitating public outreach activities, and

WHEREAS, each year, the Commission will develop a plan of action for prioritizing such issues by establishing an annual work plan.

WHEREAS, in general, work plans allow boards and commissions to address the City Council's priorities, communicate their own priorities, and measure the accomplishments of the board or commission.

WHEREAS, the CRCRC adopted its second work plan at its July 20, 2016 Commission meeting. Below are the goals adopted by the CRCRC, the full work plan is included as an exhibit to the resolution.

CRCRC FY17 Goals:

- Increase awareness of public employment disparities through local data and outreach;
- Increase awareness of disproportionality in housing;
- Collaborate with the Cedar Rapids Community School District in efforts to reduce academic performance disproportionality;
- Investigate effective practices in other communities; and
- Use program of work and performance standards to influence next year's plan.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR RAPIDS, IOWA, that the attached Cedar Rapids Civil Rights Commission FY17 Work Plan is hereby adopted..

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MayorSignature

Attest:

ClerkSignature

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Civil Rights Commission

Civil Rights Commission FY17 Work Plan

GENERAL INFORMATION

MISSION

The mission of the Cedar Rapids Civil Rights Commission is: “To secure for all individuals within the City of Cedar Rapids freedom from discrimination because of age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation.”

VISION

The vision of the Cedar Rapids Civil Rights Commission is: “A Cedar Rapids Community that is welcoming, inclusive and preserves the personal dignity of all people regardless of their age, color, creed, disability, familial status, gender identity, marital status, national origin, race, religion, sex, or sexual orientation so that we all may fulfill our productive capacities.”

MEETINGS

Scheduled meetings are held on the third Wednesday of every month unless otherwise published, beginning at 5:30 pm in the Veteran’s Memorial Council Chambers.

COMMISSIONERS

Salma Igram, Chair	Term thru 2017
Keith Rippy, Vice Chair	Term thru 2018
Leland Freie	Term thru 2017
Laura O’Leary	Term thru 2017
Easie Toingar	Term thru 2019
Ruth White	Term thru 2017
Keith Wiggins	Term thru 2017

CITY COUNCIL LIAISON

Scott Overland

STAFF

LaSheila Yates, Executive Director & Chief Diversity Officer
Janet Abejo, Senior Investigator
Judy Goldberg, Investigator
Bernie Walther, Investigator
Alicia Abernathey, Administrative Assistant & Intake Specialist
Briana Gipson, Intern

Civil Rights Commission FY17 Work Plan

FY16 Goals and Outcomes

Goal 1:

Representation in Public Employment –
Increase awareness of public employment disparities through local data and outreach

Outcomes:

- A Service Agreement was established between the City of Cedar Rapids and the Cedar Rapids Civil Rights Commission, whereas CRCRC Executive Director LaSheila Yates began serving as the City's Chief Diversity Officer
- Chief Diversity Officer LaSheila Yates initiated listening tours with Department Directors and submitted Diversity Climate Survey to Senior Management for feedback
- Proclamation submitted by the Commission for National Disability in Employment Awareness Month
- Human Resources Director Conni Huber and Chief Diversity Officer LaSheila Yates conducted presentations regarding the City's new Diversity and Inclusion Initiative
- CRPD Recruitment Staff, HR, and Chief Diversity Officer initiated ongoing diversity recruitment strategy meetings
- Commission hosted first annual Movie Night and Job Fair featuring the film "Selma"
- The City held its Employee Diversity Kickoff Meeting and shared Diversity Climate Survey results with the group
- City Directors participated in an onsite Implicit Bias Training and Education
- City's Employee diversity team established a name, regular meeting schedule, and project timeline
- Initiated City-wide employee awareness about the new Diversity and Equity Initiative through the Employee Newsletter
- Chief Diversity Officer LaSheila Yates attended a Diversity & Inclusion Strategic Leadership Program hosted by the Society for Human Resource Management
- Employee diversity team worked towards developing meeting expectations, commitments, and purpose

Goal 2:

Fair Housing –
Increase awareness of disproportionality in homeownership

Outcomes:

- Commission hosted Fair Housing and Lending Training session
- Proclamation submitted by the Commission for Fair Housing Month
- Held Award Ceremonies for the Fair Housing Poster Contest
- Commission launched new eLearning Fair Housing Training
- Commission issued a Service Animal Public Service Announcement
- Commission launched a Bus Advertisement Campaign

Goal 3:**Education –**

Collaborate with the Cedar Rapids Community School District in efforts to reduce academic performance disproportionality

Outcomes:

- Cedar Rapids Community School District presented its first District Diversity Dashboard at the September CRCRC meeting
- Cedar Rapids Community School District presented its second District Diversity Dashboard at the March CRCRC meeting

Goal 4:**Commissioner****Influence -**

Investigate effective practices in other communities and use program of work and performance standards to influence next year's plan

Outcomes:

- CRCRC approved FY16 Work Plan
- Cedar Rapids City Council approved Commission's FY16 Work Plan
- CRCRC published 2015 Annual Report
- City Council adopted ordinance change reducing number of Commissioners – Effective July 1, 2016
- City Council adopted amended 28E Agreement with Marion regarding Civil Rights Commission staffing services
- CRCRC created FY17 CRCRC Education & Outreach Plan
- CRCRC established partnerships with the City, Linn County, and the Cedar Rapids Community School District to promote diversity, equity, and inclusion
- CRCRC toured Davenport Human Rights Commission Office
- CRCRC toured Iowa City Human Rights Commission Office

Points of Pride**FY16 Accomplishments:**

- Commission launched improved Smartphone Application
- Proclamation submitted by the Commission for Human Rights Month
- City of Cedar Rapids received a Municipal Equality Index Score of 99 out of 100 for the 2015 Human Rights Campaign
- Commission hosted first Mediation Training Session
- Proclamation submitted by the Commission for Dr. Martin Luther King Jr. Day
- Commission hosted second Mediation Training session
- Commission launched EnerGov as Case Management System
- Commission translated brochures and intake forms to Spanish, Swahili, Kurundi and French
- Commission contracted with Language Link to provide interpretation services to clients
- Commission worked with the CR Police Department to remove outdated and discriminatory language from their code

By The Numbers

- Staff conducted over 35 trainings related to Know Your Rights and Fair Housing reaching over 890 individuals
- Staff participated in 14 community events
- Staff met or exceeded all performance standards

FY16 Performance Standards and Actuals

- Customer Service (Average rating of 2.5 or higher on a 5 point scale)

Area	FY16 Goal:	FY16 Actual
Intake	2.5	4.33
Investigation	2.5	4.43
Outreach	2.5	5

- Investigations (85% of non-housing cases investigated in 300 days or less and 50% of housing cases investigated in 100 days or less)

Area	FY16 Goal:	FY16 Actual
Non-Housing	85%	100%
Housing	50%	100%

- Outreach (50% of participants rating presentations & events as satisfactory or better and 15% of increased knowledge in participants after training)

Area	FY16 Goal:	FY16 Actual
Participant rating of presentation as satisfactory or better	50%	89%
Increased knowledge in participants after training	15%	22%

Mediations and Conciliations

- Mediations – Mediation of a housing case led to training for the Respondent

Local Enforcement

- A probable cause housing case resulted in \$15,186 in damages awarded to the Complainant for emotional distress, physical pain and suffering and inconvenience. The Respondent was also required to take Fair Housing training and revise their policies and procedures. As of July 18, 2016 the Respondent has met all requirements of the final order

Civil Rights Commission FY17 Work Plan

Representation in Public Employment

Goals and Ongoing Tasks

- Increase awareness of public employment disparities through local data and outreach

FY17 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> • Continue to collaborate with City of Cedar Rapids and Linn County for Human Resources purposes 	Staff	Fiscal year 2017
<ul style="list-style-type: none"> • Share FY17 Work Plan with City of Cedar Rapids and Linn County 	Staff	Fiscal year 2017

Fair Housing

Goals and Ongoing Tasks

- Increase awareness of disproportionality in housing

FY17 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> • Continue Annual Fair Housing activities to possibly include a poster contest, movie night, a Public Service Announcement, Donna the Dolphin, and other outreach activities as identified in the FY17 Outreach Plan. 	As available in FY17 FHAP Budget	Fiscal year 2017
<ul style="list-style-type: none"> • Continue participation in Safe CR training 	Staff	Fiscal year 2017
<ul style="list-style-type: none"> • Share FY17 Work Plan with Landlords of Linn County and Cedar Rapids Area Association of Realtors 	Staff	Fiscal year 2017

Civil Rights Commission FY17 Work Plan

Education

Goals and Ongoing Tasks

- Collaborate with Cedar Rapids Community School District in efforts to reduce academic performance disproportionality

FY17 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> • Continue to collaborate with the Cedar Rapids Community School District to provide updates related to disproportionately in the Cedar Rapids school system 	Staff and Commissioners	Fiscal year 2017
<ul style="list-style-type: none"> • Share FY17 Work Plan with Cedar Rapids Community School District contacts 	Staff and Commissioners	Fiscal year 2017

Commissioner Influence

Goals and Ongoing Tasks

- Investigate effective practices in other communities
- Use program of work and performance standards to influence next year's plan

FY17 Action Items

Item	Cost or resource	Timeline
<ul style="list-style-type: none"> • Research what best practices other communities use 	Commissioners	Fiscal year 2017
<ul style="list-style-type: none"> • Evaluate what worked and what didn't work to incorporate change in the next work plan 	Staff and Commissioners	End of Fiscal year 2017
<ul style="list-style-type: none"> • Develop Public Policy Process 	Staff and Commissioners	End of Fiscal year 2017