

"Cedar Rapids is a vibrant urban hometown – a beacon for people and businesses invested in building a greater community now and for the next generation."

NOTICE OF CITY COUNCIL MEETING

The Cedar Rapids City Council will meet in Regular Session on Tuesday, November 1, 2016 at 12:00 PM in the Council Chambers, 3rd Floor, City Hall, 101 First Street SE, Cedar Rapids, Iowa, to discuss and possibly act upon the matters as set forth below in this tentative agenda. *(Please silence mobile devices.)*

A G E N D A

- ❖ Invocation
- ❖ Pledge of Allegiance
- ❖ Proclamations/Presentations
 - ❖ Proclamation – Entrepreneur & Innovation Day (Jill Wilkins)

PUBLIC HEARINGS

1. ~~A public hearing will be held to consider granting a change of zone for property at 4625 Tower Terrace Road NE from C-MU, Commercial Mixed Use Zone District, to C-3, Regional Commercial Zone District, as requested by HJD Investments, L.L.C. (David Houg). CIP/DID #RZNE-023801-2016~~ **Hearing cancelled at the request of the Development Services Department and rescheduled to November 15, 2016.**
 - a. ~~First Reading: Ordinance granting a change of zone for property at 4625 Tower Terrace Road NE from C-MU, Commercial Mixed Use Zone District, to C-3, Regional Commercial Zone District, as requested by HJD Investments, L.L.C.~~
2. A public hearing will be held to consider the vacation and disposition of public ways and grounds in and to a 0.16 acre parcel of excess City-owned right-of-way located southeasterly of the Diagonal Drive and 3rd Street SW intersection as requested by Kingston Family Apartments, LP (Rita Rasmussen). CIP/DID #ROWV-023840-2016
 - a. First Reading: Ordinance vacating public ways and grounds in and to a 0.16 acre parcel of excess City-owned right-of-way located southeasterly of the Diagonal Drive and 3rd Street SW intersection.

3. A public hearing will be held to consider an Urban Revitalization Area designation for West Side Wolf Pack V LLC for the renovation and redevelopment of existing commercial property at 218 4th Avenue SW and adjacent vacant land (Caleb Mason). CIP/DID #URTE-0011-2016
 - a. Resolution authorizing an Urban Revitalization Area designation for West Side Wolf Pack V LLC for the renovation and redevelopment of existing commercial property at 218 4th Avenue SW and adjacent vacant land.
 - b. First Reading: Ordinance establishing the West Side Wolf Pack V LLC Urban Revitalization Area designation for property at 218 4th Avenue SW and adjacent vacant land.
4. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Czech Village Utility Relocation – 16th AVE SW to Landfill project (estimated cost is \$4,000,000) (Rob Davis). CIP/DID #3313530-10
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Czech Village Utility Relocation – 16th AVE SW to Landfill project (estimated cost is \$4,000,000) (Rob Davis).

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.

5. Motion to approve minutes.
6. Resolution fixing value of lots and adopting preliminary plat and schedule, estimate of cost and proposed preliminary plans and specifications for the construction of the Wiley Boulevard from 31st Avenue SW to 650 feet north of 29th Avenue SW Roadway Improvements project. CIP/DID #301627-00
7. Resolution authorizing the inclusion of new construction of commercial and/or mixed-use facilities within the T.U.S.K., LLC Urban Revitalization Area as an eligible activity as provided for in the Plan for property at 1010 3rd Street SE. CIP/DID #URTE-0006-2015

8. Resolution of support and authorizing conditional City financial assistance for a Low Income Housing Tax Credit application for a project at the southeast corner of Jacolyn Drive SW and 12th Avenue SW as proposed by MV Affordable Housing, LLC. CIP/DID #OB654103
9. Resolution of support and authorizing conditional City financial assistance for a Low Income Housing Tax Credit application for a project at 2215 Sadler Drive SW as proposed by TWG Development, LLC. CIP/DID #OB654103
10. Resolution of support and authorizing conditional City financial assistance for a Low Income Housing Tax Credit application for a project at the southwest corner of Muirfield Drive SW and Ely Road SW as proposed by Sonoma Square, LLC. CIP/DID #OB654103
11. Resolution authorizing the Utilities Director to attend the National Association of Clean Water Agencies Winter Conference in Tampa, FL, in February 2017 for an estimated amount of \$3,865. CIP/DID #WTR110116-002
12. Motions setting public hearing dates for:
 - a. November 15, 2016 – to consider granting a change of zone for property at 116 15th Street NE from R-3D, Two Family Residence Zone District, to C-1, Mixed Neighborhood Convenience Zone District, as requested by Cameron S. West. CIP/DID #RZNE-023857-2016
 - b. November 15, 2016 – to consider granting a change of zone for property at 4625 **and 4497** Tower Terrace Road NE from C-MU, Commercial Mixed Use Zone District, and A, Agriculture Zone District, to C-3, Regional Commercial Zone District, as requested by HJD Investments, L.L.C. CIP/DID #RZNE-023801-2016
 - c. November 15, 2016 – to consider the vacation of a 0.9 acre utility easement and a 5-foot recreational easement located at 1201 Blairs Ferry Road NE as requested by Hunter Companies, LLC. CIP/DID #EASE-022828-2016
13. 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. November 15, 2016 – Edgewood Road NW Intersection Improvements from E Avenue NW to F Avenue NW project, with bid opening November 30, 2016 (estimated cost is \$530,000). **(Paving for Progress)** CIP/DID #301689-03
 - b. November 15, 2016 – Sinclair Detention Pond – Building Debris Removal and Asbestos Remediation project, with bid opening November 30, 2016 (estimated cost is \$1,800,000). CIP/DID #3316509-70
 - c. November 15, 2016 – WPCF Primary Sludge Screen Process Improvements project, with bid opening December 7, 2016 (estimated cost is \$1,090,640). CIP/DID #615212-03
14. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Casey's General Store #2212, 130 41st Avenue Drive SW.
 - b. Casey's General Store #3382, 560 33rd Avenue SW.
 - c. The Cooler, 4920 Johnson Avenue NW.
 - d. Fareway Store #963, 4220 16th Avenue SW.
 - e. Grin N Goose, 227 2nd Avenue SE (formerly Zins).
 - f. Hy-Vee Drugstore #4, 4825 Johnson Avenue NW.

- g. Hy-Vee Food Store #1, 1843 Johnson Avenue NW.
 - h. Sushi House, 2665 Edgewood Parkway SW (new ownership).
 - i. Thai Moon Restaurant, 4362 16th Avenue SW.
 - j. Tornado's Grub & Pub, 315 14th Avenue SE.
15. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2016-01
 - b. Payroll. CIP/DID #FIN2016-02
16. Resolutions approving assessment actions:
- a. Intent to assess – Water Division – delinquent municipal utility bills – 29 properties. CIP/DID #WTR110116-001
 - b. Levy assessment – Water Division – delinquent municipal utility bills – 30 properties. CIP/DID #WTR092716-001
17. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- a. Seminole River Bank Armoring project, final payment in the amount of \$9,602.62 and 2-year Performance Bond submitted by C.J. Moyna & Sons, Inc. (original contract amount was \$185,775.50; final contract amount is \$192,052.44). CIP/DID #6250045-02
 - b. Southbound Right-Turn Lane Iowa Highway 13 & Bertram Road project, final retainage payment in the amount of \$8,655.44 and 2-year Performance Bond submitted by Central States Concrete (original contract amount was \$169,680; final contract amount is \$173,108.75). CIP/DID #6150015-02
18. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Rental agreement with Koch Brothers for the rental of eleven Lanier digital copiers for the following city departments: Animal Control, Building Services, City Manager's Office, Airport, Engineering, Police and Water. CIP/DID #PUR0916-052
 - b. Rescinding Resolution No. 0791-06-16, which authorized the contract for fuel products and services with Consumers Cooperative Society for the Fleet Services Division, due to Consumers Cooperative Society being unable to fulfill the contract. CIP/DID #PUR0416-176
 - c. Contract with Fauser Oil Co., Inc. for fuel products and services for the Fleet Services Division for an amount not to exceed \$3,800,000. CIP/DID #PUR0416-176
 - d. Fleet Services Division purchase of one used 2014 John Deere 6115m tractor from Cross Implement in the amount of \$75,500. CIP/DID #PUR0916-058
 - e. Amendment No. 3 to the contract with Tanner Industries, Inc. for anhydrous ammonia for the Water Division to reflect the additional cost of anhydrous ammonia delivered for an amount not to exceed \$25,000 (original contract amount was \$90,000; total contract amount with this amendment is \$115,000). CIP/DID #1014-082
 - f. Purchase of stop loss insurance coverage from Wellmark for the City of Cedar Rapids medical plan in the amount of \$312,579. CIP/DID #FIN2016-23
 - g. Payment of \$42,638.78 to the Iowa Individual Health Reinsurance Association for annual assessment. CIP/DID #FIN2016-24
 - h. Payment to Borst Brothers Construction, Inc. in an amount not to exceed \$75,000 for emergency services, including removal and replacement of sanitary sewer in the alley behind 417 1st Avenue SE. CIP/DID #655990-00

- i. Amendment No. 3 to the Professional Services Agreement with Anderson-Bogert Engineers & Surveyors, Inc. specifying an increased amount not to exceed \$12,471 for design services in connection with the 4th Avenue SE and 5th Avenue SE from 3rd Street to 5th Street – Street Design Services project (original contract amount was \$60,322; total contract amount with this amendment is \$116,693). CIP/DID #3012068-01
- j. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$126,329 for consulting services in connection with the Stormwater Master Plan FY17 Update project. CIP/DID #304355-04
- k. Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$225,216 for consulting services in connection with the Sanitary Sewer Master Plan FY17 Update project. CIP/DID #6550016-02
- l. Ratifying Amendment No. 1 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$27,190 for design services in connection with the Memorial Drive SE from Mount Vernon Road to McCarthy Road Pavement Rehabilitation project (original contract amount was \$192,271; total contract amount with this amendment is \$219,190). **(Paving for Progress)** CIP/DID #3012153-01
- m. Change Order No. 3 in the amount of \$28,944 with Jasper Construction Services, Inc. for the 8th Avenue and 16th Avenue Bridges over the Cedar River Expansion Joint Replacement project (original contract amount was \$294,225; total contract amount with this amendment is \$349,421). **(Paving for Progress)** CIP/DID #305130-02
- n. Cooperative Agreement with the U.S. Department of Justice, Office of Justice Programs, for the FY 2016 Body-Worn Camera Grant Award for the purchase of body-worn cameras for the Police Department. CIP/DID #PD0013
- o. Application for Federal Assistance Form SF-424 and the submission of a grant application for the FY 2016 Economic Development Assistance Program with the Department of Commerce Economic Development Administration for the Cedar Rapids Pepsico Quaker Oats Flood Control System Project. CIP/DID #3314300-00
- p. Water Quality Initiative – Urban Conservation Projects grant application to the Iowa Department of Agriculture and Land Stewardship to assist with the funding of water quality initiatives in connection with the 6th Street SW Reconstruction from 33rd Avenue to 15th Avenue project. CIP/DID #301695-00
- q. Terminating Iowa Clean Air Attainment Program Agreement No. 2014-16-247 with the Iowa Department of Transportation (IDOT) in the amount of \$1,500,000 for a Complete Streets project on Collins Road (IA 100) from East of Northland Avenue NE to Twixt Town Road NE project. CIP/DID #301446-00
- r. Rescinding Resolution No. 1366-10-16, which authorized a Development Agreement with Thomas Dostal Developers, Inc. for property at 5303 Dostal Drive SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #SFNC3-2016
- s. Development Agreement with Thomas Dostal Developers Inc. for property located at 5303 Mayfair Street SW participating in the third round of the Single Family New Construction Program. **(Flood)** CIP/DID #SFNC3-2016
- t. Warranty Deed for Ellis Road NW right-of-way dedication, a Street Right-of-way Reservation Agreement and Agreement to Dedicate Street Right-of-way by Wilmar Development Company for dedications along the south side of Ellis Road NW adjoining property located at 3500 Ellis Road NW. CIP/DID #PLSV-023715-2016

- u. Purchase Agreement in the amount of \$2,500 and accepting a Warranty Deed and a Temporary Grading Easement for Construction from Franklin Eugene Hanson from land located at 2658 Mount Vernon Road SE in connection with the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway Improvements project. **(Paving for Progress)** CIP/DID #301379-00
- v. Purchase Agreement in the amount of \$2,600 and accepting a Permanent Utility and Drainage Easement and Temporary Grading Easement for Construction from Denise M. Coleman from land located at 638 Memorial Drive SE in connection with the Memorial Drive SE from Mount Vernon Road to Bever Avenue Roadway Improvements project. **(Paving for Progress)** CIP/DID #301379-00
- w. Settlement Agreement and Release with Rinderknecht Associates, Inc., Terracon Consultants, Inc., and Alt Architecture + Research Associates, L.L.C. relating to the renovation of the Veterans Memorial Building. CIP/DID #ATT000007

REGULAR AGENDA

- 19. Report on bids for the Sinclair Levee – Pump Station and Detention Basin project (estimated cost is \$5,700,000) (Rob Davis). CIP/DID #3316509-04
- 20. Presentation and Resolutions authorizing the adoption of the Stormwater Master Plan dated May 2016 and the Sanitary Sewer Master Plan dated June 2016 (Sandy Pumphrey). CIP/DID #304355-00
 - a. Resolution authorizing the adoption of the Stormwater Master Plan dated May 2016.
 - b. Resolution authorizing the adoption of the Sanitary Sewer Master Plan dated June 2016.

PUBLIC INPUT

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

CITY MANAGER COMMUNICATIONS AND DISCUSSIONS

COUNCIL COMMUNICATIONS AND DISCUSSION

During this portion of the meeting, Council members may bring forward communications, concerns and reports on various matters and may discuss the items specifically listed.

1. Mayor Corbett
2. Council member Gulick
3. Council member Olson
4. Council member Overland
5. Council member Poe
6. Council member Russell
7. Council member Shey
8. Council member Shields
9. Council member Weinacht

***** The City Council will meet immediately following the City Council Regular Session to discuss the City Manager's annual performance review. This meeting may be closed pursuant to Iowa Code Section 21.5(1)(i) (2015).**

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.