

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

## **NOTICE OF CITY COUNCIL MEETING**

The Cedar Rapids City Council will meet in Regular Session on Tuesday, July 11, 2017 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 – Cedar Rapids Metro Economic Alliance (Doug Neumann and Jasmine Almoayed)
  - ❖ Presentation – Small Business Development Center (Scott Swenson and Jasmine Almoayed)

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider amending Chapter 61 of the Municipal Code, Traffic Regulations, by repealing Sections 61.057 and 61.058 therefrom and enacting in lieu thereof a new Section 61.057 regarding pedestrian safety (Steve O'Konek). CIP/DID #OB506063
  - a. First Reading: Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by repealing Sections 61.057 and 61.058 therefrom and enacting in lieu thereof a new Section 61.057 regarding pedestrian safety.
2. A public hearing will be held to consider the vacation and disposition of public ways and grounds in and to the 20-foot by 300-foot parcel of excess alley right-of-way located from 6th Street to 7th Street NE and between 1st Avenue and A Avenue NE as requested by Cedar Rapids Bank and Trust Company (Rita Rasmussen). CIP/DID #ROWV-024065-2016
  - a. First Reading: Ordinance vacating public ways and grounds in and to the property described as the 20-foot by 300-foot parcel of excess alley right-of-way located from 6th Street to 7th Street NE and between 1st Avenue and A Avenue NE as requested by Cedar Rapids Bank and Trust Company.

3. A public hearing will be held to consider the disposition of City-owned property located at 217 7th Avenue SW and 617, 623, 625 and 709 3rd Street SW to Kingston Family Apartments, L.L.L.P. (Erika Kubly). CIP/DID #DISP-0014-2017
  - a. Resolution continuing the disposition of City-owned property located at 217 7th Avenue SW and 617, 623, 625 and 709 3rd Street SW to Kingston Family Apartments, L.L.L.P.

### **PUBLIC COMMENT**

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

### **MOTION TO APPROVE AGENDA**

### **CONSENT AGENDA**

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

4. Motion to approve minutes.
5. Resolution funding flood control system expenses for the Czech Village Levee from 16th Avenue SW to the Linn County Solid Waste Agency Landfill Site No. 1 and Sinclair Levee, Pump Station and Detention Pond Project from 16th Avenue SE to 10th Avenue SE with flood Local Option Sales Tax funds in the amount of \$2,350,000. **(Flood)** CIP/DID #FIN2017-21
6. Resolution removing “No Parking Anytime” on the south side of 2nd Avenue SE from 19th Street to Crescent Street SE. CIP/DID #PARK-025085-2017
7. Resolution amending Resolution No. 0600-05-17 to correct the name of the property owner to The Independent School District of Cedar Rapids n/k/a Cedar Rapids Community School District in connection with the 12th Avenue SE Roadway and Utility Improvement from 7th Street SE to 400’ East of 19th Street SE project. **(Paving for Progress)** CIP/DID #3012131-00
8. Resolution rescinding Resolution No. 83-1-78, which established stop control at the intersection of Shaver Road NE and H Avenue NE, stopping all northbound traffic on Shaver Road NE for southbound Shaver Road and westbound traffic on H Avenue NE. CIP/DID #60-17-031

9. Resolution authorizing the addition of two full-time Civil Engineering Inspectors in the Public Works Department for the duration of the Paving for Progress and Growth Reinvestment Initiative programs to assist with construction engineering inspections. **(Paving for Progress)** CIP/DID #49-18-006
10. Resolution accepting work and fixing amount to be assessed for the 26th Street SW Improvements from 76th Avenue SW to 60th Avenue SW project. CIP/DID #3012004-00
11. Motion authorizing publication of a public notice that on July 25, 2017 a resolution will be considered to execute a rental contract with Koch Brothers for 24 Lanier digital copiers for the following City departments: Police, Water, Building Services, Engineering, Animal Control, City Manager's Office, Housing, Community Development, Finance, Information Technology, Traffic Engineering, Fire, WPC, and Facilities Maintenance. CIP/DID #PUR0417-211
12. Motions setting public hearing dates for:
  - a. July 25, 2017 – to consider granting a change of zone for property at 1605 and 1611 32nd Street NE from R-3, Single Family Residence Zone District, to C-1, Mixed Neighborhood Convenience Zone District, with a Preliminary Site Development Plan as requested by Sandra K. Wilkerson and Family Video Movie Club, Inc. CIP/DID #RZNE-024984-2017
  - b. July 25, 2017 – to consider granting a change of zone for property at 182 Jacolyn Drive NW from C-1, Mixed Neighborhood Convenience Zone District, to R-3, Single Family Residence Zone District, as requested by Marvelle Cook. CIP/DID #RZNE-024878-2017
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. July 25, 2017 – FY 2018 Sidewalk Repair Program – Contract No. 1 project, with bid opening July 26, 2017 (estimated cost is \$119,000). CIP/DID #3017018-01
  - b. July 25, 2017 – Veterans Memorial Tennis Center SE 3 Courts Reconstruction project, with bid opening July 26, 2017 (estimated cost is \$150,000). CIP/DID #PUR0617-268
  - c. July 25, 2017 – City Services Center ADA Compliance Project, with bid opening August 2, 2017 (estimated cost is \$223,000). CIP/DID #PUR0617-266
  - d. July 25, 2017 – Ushers Ferry Historic Village ADA Compliance project, with bid opening August 2, 2017 (estimated cost is \$614,000). CIP/DID #PUR0517-228
  - e. July 25, 2017 – NW Gateway/Memorial Plaza at O Avenue NW and 6th Street NW project, with bid opening August 2, 2017 (estimated cost of base bid is \$180,000 and alternate bids is \$35,000). CIP/DID #307233-01
14. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
  - a. Big Discount Liquor, 5427 Center Point Road NE.
  - b. Bistro on the River, 411 1st Street SE.
  - c. BP On 1st, 2824 1st Avenue NE.
  - d. Casey's General Store #2767, 3434 1st Avenue NE.
  - e. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW, on July 28, 2017).

- f. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW, on August 11, 2017).
- g. Cedar Rapids Jaycees, 225 5th Avenue SW (5-day permit for an event at the McGrath Amphitheatre – Cedar Rapids, 475 1st Street SW, on August 18, 2017).
- h. Cedar Rapids Metro Economic Alliance, 501 1st Street SE (5-day permit for the Cedar Rapids Market After Dark event on August 26, 2017 – 2nd, 3rd and 5th Streets SE from 1st to 4th Avenue, and 2nd and 3rd Avenues SE from 1st to 6th Street).
- i. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on July 21-23, 2017).
- j. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on July 28-30, 2017).
- k. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 4-6, 2017).
- l. Cedar River Landing, 301 F Avenue NW (outdoor service for an event on August 11-13, 2017).
- m. Chipotle Mexican Grill #2275, 4444 1st Avenue NE.
- n. Chrome Horse, 1140 Blairs Ferry Road NE (additional outdoor service for an event on July 22, 2017).
- o. Chrome Horse, 1140 Blairs Ferry Road NE (5-day permit for an event at McGrath Motor Sports, 4645 Center Point Road NE, on July 27, 2017).
- p. Chrome Horse, 1140 Blairs Ferry Road NE (additional outdoor service for an event on August 5, 2017).
- q. Chrome Horse, 1140 Blairs Ferry Road NE (additional outdoor service for an event on August 19, 2017).
- r. Chrome Horse, 1140 Blairs Ferry Road NE (5-day permit for an event at McGrath Motor Sports, 4645 Center Point Road NE, on August 31, 2017).
- s. Eastbank Venue & Lounge, 97 3rd Avenue SE.
- t. Fas Mart #5150, 3330 16th Avenue SW.
- u. Fraternal Order of Eagles Post #2272, 1735 11th Street NW (outdoor service for an event on July 15, 2017).
- v. Homewood Suites Cedar Rapids – North, 1140 Park Place NE (new – adding alcohol license to an existing business).
- w. Hy-Vee C-Store #3, 2300 Bowling Street SW.
- x. Hy-Vee Food Store #7, 5050 Edgewood Road NE (5-day permit for an event at the Cedar Rapids Public Library, Whipple Auditorium, 450 5th Avenue SE, on August 1, 2017).
- y. The Lost Cuban, 209 3rd Street SE.
- z. New Shack Tavern, 2545 Old River Road SW (additional outdoor service area for an event on July 14-16, 2017).
- aa. New Shack Tavern, 2545 Old River Road SW (additional outdoor service area for an event on July 28-30, 2017).
- ab. New Shack Tavern, 2545 Old River Road SW (additional outdoor service area for an event on August 19-20, 2017).
- ac. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on July 28, 2017).
- ad. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on August 3-6, 2017).
- ae. NewBo City Market, 1100 3rd Street SE (outdoor service for an event on August 11-12, 2017).
- af. Rumors, 400 F Avenue NW (outdoor service permit for an event on July 14-15, 2017).
- ag. Siamville Thai Cuisine, 3635 1st Avenue SE.

- ah. St. Jude's Church, 50 Edgewood Road NW (5-day permit for an event on August 10-14, 2017).
  - ai. Super Burrito Lupita's Bakery, 3300 Johnson Avenue NW.
  - aj. Union Station, 1724 16th Avenue SW (outdoor service for an event on August 4-5, 2017).
  - ak. Union Station Hall, 1736 16th Avenue SW (outdoor service for an event on July 21-22, 2017).
  - al. Union Station Hall, 1736 16th Avenue SW (outdoor service for an event on August 11-13, 2017).
  - am. Veterans Memorial Grille, 51 1st Avenue Bridge.
  - an. Vineria Wine Shop, 264 Blairs Ferry Road NE.
  - ao. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event at Metro Harley Davidson, 2415 Westdale Drive SW on August 10, 2017).
  - ap. Wild Hog Saloon & Eatery, 350 Commercial Drive (5-day permit for an event at Metro Harley Davidson, 2415 Westdale Drive SW on August 26, 2017).
15. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2017-01
  - b. Payroll. CIP/DID #FIN2017-02
16. Resolutions approving the special event applications for:
- a. CRFD Fill the Boot for MDA (includes road closures) on July 28, August 11, August 30, August 31 and September 1, with September 2 as a rain date. CIP/DID #SPEC-015061-2017
  - b. Cedar Rapids Public Library Summer Dare Celebration (includes road closure) on July 29, 2017. CIP/DID #SPEC-015466-2017
  - c. Three One Nine Music and Arts Festival (includes road closure) on July 29, 2017. CIP/DID #SPEC-013644-2017
  - d. Cruisin' Mt. Trashmore Car Show (includes road closures) on August 12, 2017. CIP/DID #SPEC-014841-2017
  - e. Czech Village Blues (includes road closures) on August 12, 2017. CIP/DID #SPEC-015646-2017
17. Resolutions approving assessment actions:
- a. Intent to assess – Solid Waste & Recycling – clean-up costs – four properties. CIP/DID #SWM-012-17
  - b. Levy assessment – Solid Waste & Recycling – clean-up costs – nine properties. CIP/DID #SWM-010-17
  - c. Intent to assess – Water Division – delinquent municipal utility bills – 38 properties. CIP/DID #WTR071117-01
18. Resolution accepting a subdivision improvement and approving Maintenance Bonds:
- a. Water system improvements installed in Whispering Pines 8th Addition – Phase 2 (Lots 2-8 and Lots 34-39) and 2-year Maintenance Bond submitted by Connolly Construction, Inc. in the amount of \$17,063.30. CIP/DID #2012067-02
19. Resolution approving a final plat:
- a. Applewood Hills 12th Addition for land located at Windfall Drive NW and Pippin Hill Court NW. CIP/DID #FLPT-024316-2017

20. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 9 to renew contract with Kone, Inc. for elevator maintenance and repair services for two years for an annual amount not to exceed \$75,000 (original contract amount was \$55,128; renewal contract amount is \$75,000). CIP/DID #0413-246
  - b. Amendment No. 1 to the contract with Dave Schmitt Construction Co., Inc. for the Emergency Storm Sewer Repair 539 10th St SW project for the Engineering Division to reflect the additional cost for an amount not to exceed \$36,770.26 (original contract amount was \$15,000; total contract amount with this amendment is \$51,770.26). CIP/DID #PUR0517-225
  - c. Amendment No. 2 to renew contract with Reliant Fire Apparatus, Inc. for fire apparatus parts and training for the Fire Department for an annual amount not to exceed \$50,000 (original contract amount was \$50,000; renewal contract amount is \$50,000). CIP/DID #PUR0515-231
  - d. Amendment No. 3 to renew the contract with Brown Supply Inc. for sewer castings for the Sewer Division for an annual amount not to exceed \$100,000 (original contract amount was \$50,000; renewal contract amount is \$100,000). CIP/DID #PUR0415-218
  - e. Amendment No. 9 to renew contract with B.G. Brecke, Inc. for process systems services for the Water Pollution Control Facility for an annual amount not to exceed \$200,000 (original contract amount was \$100,000; renewal contract amount is \$200,000). CIP/DID #0313-221
  - f. Professional Services Agreement with Aqua-Aerobics Systems, Inc. for an amount not to exceed \$176,000 for the Water Pollution Control Facility nutrient removal and solids facilities plan pilot testing. CIP/DID #6150011-03
  - g. Professional Services Agreement with Benchmark, Inc. for an amount not to exceed \$55,525 for the Water Pollution Control Facility Roof Replacements project. CIP/DID #615246-01
  - h. Professional Services Agreement with Bolton & Menk, Inc. for an amount not to exceed \$61,868 for design services in connection with the Kirkwood Boulevard and Kirkwood Parkway Pedestrian Improvements project. CIP/DID #301936-01
  - i. Amendment No. 7 to the Professional Services Agreement with HR Green, Inc. specifying an increased amount not to exceed \$4,901,486 for consulting services in connection with the Cedar Rapids Flood Mitigation System – West Side Phase 1 Consulting Services project (original contract amount was \$3,409,543; total contract amount with this amendment is \$10,635,736). CIP/DID #331001-01
  - j. Amendment No. 2 to the Professional Services Agreement with Shoemaker & Haaland specifying an increase not to exceed \$219,925 for design services in connection with the 8th Avenue Bridge Replacement Over the Cedar River Design Concept Services project (original contract amount was \$170,012; total contract amount with this amendment is \$469,540). CIP/DID #3316400-03
  - k. Amendment No. 4 to the Professional Services Agreement with Stanley Consultants, Inc. in the amount not to exceed \$4,422,088 for the Cedar Rapids Flood Mitigation System – East Side Phase 1 Consulting Services (original contract amount was \$3,959,599; total contract amount with this amendment is \$12,646,451). CIP/DID #331001-02
  - l. Change Order No. 1 in the amount of \$6,798.50 with Lodge Construction, Inc. for the Wenig Road NE North of 42nd Street Bioswale Pilot project (original contract amount was \$65,334; total contract amount with this amendment is \$72,132.50). CIP/DID #304454-02

- m. 28E Agreement with multiple agencies for the formation of the Lower Cedar Watershed Management Authority (LCWMA) and approving the designation of the City of Cedar Rapids Stormwater Coordinator as the City's primary representative on the LCWMA, and an Engineer or other staff knowledgeable in stormwater/watershed management from the City of Cedar Rapids Engineering Division to act as a proxy, when necessary. CIP/DID #43-17-018
- n. Accepting an Easement for Access in the amount of \$1 from the Cedar Rapids/Linn County Solid Waste Agency from land located at 2216 A Street SW in connection with the Cedar River Flood Control System project. CIP/DID #3313200-00
- o. Real Estate Sale and Purchase Agreement with CB Cedar Rapids Housing, LLLP for disposition of City-owned property located at 1200 Edgewood Road NW. CIP/DID #OB654103
- p. Special Warranty Deed conveying property at 1200 Edgewood Road NW to CB Cedar Rapids Housing, LLLP. CIP/DID #OB654103
- q. Purchase Agreement in the amount of \$2,000 and accepting a Warranty Deed for right-of-way from Farmers & Merchants Savings Bank for land located at 4000 1st Avenue NE in connection with the 1st Avenue East Phase 4A project. CIP/DID #301240-00
- r. Purchase Agreement in the amount of \$3,500 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Ryan Montague for land located at 630 66th Avenue SW in connection with the 66th Avenue SW Pavement Reconstruction from 6th Street to Locust Street project. **(Paving for Progress)** CIP/DID #3012129-00
- s. Total Acquisition Purchase Agreement in the amount of \$165,000 from Richard R. Goldsberry and Pauline J. Goldsberry for real property located at 1821 Ellis Boulevard NW in connection with the Cedar River Flood Control System project. CIP/DID #3311200-00
- t. Total Acquisition Purchase Agreement in the amount of \$258,500 from Howard R. Grimm and Gladys M. Grimm for real property located at 1869 Ellis Boulevard NW in connection with the Cedar River Flood Control System project. CIP/DID #3311200-00
- u. Awarding and approving contract in the amount of \$830,244 plus incentive up to \$7,500, bond and insurance of Kleiman Construction, Inc. for the Cedar Rapids Police Department Firearms Range Improvements – Phase III project. CIP/DID #310333-06

## **REGULAR AGENDA**

- 21. Report on bids for the Riverfront Park Reconstruction project for the Parks & Recreation Department (estimated cost is \$145,000) (Steve Krug). CIP/DID #PUR0617-252
  - a. Resolution awarding and approving contract in the amount of \$172,815, bond and insurance of Dave Schmitt Construction Co., Inc. for the Riverfront Park Reconstruction project.

22. Report on bids for the 1st Avenue East (Iowa Highway 922) from 13th Street SW to 16th Street NE – Curb Ramp Design project (estimated cost is \$182,000) (Rob Davis). CIP/DID #3012036-02
  - a. Resolution awarding and approving contract in the amount of \$223,437.20, plus incentive up to \$5,000, bond and insurance of Eastern Iowa Excavating & Concrete, LLC for the 1st Avenue East (Iowa Highway 922) from 13th Street SW to 16th Street NE – Curb Ramp Design project.
23. Discussion regarding the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project (estimated cost is \$400,000) (Nate Kampman). CIP/DID #301696-03
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project.
  - b. Resolution awarding and approving contract in the amount of \$324,877.40, plus incentive up to \$5,000, bond and insurance of Horsfield Construction, Inc. for the Bever Avenue SE Sidewalk Extension from 30th Street SE to 34th Street SE project.

## **ORDINANCES**

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

24. Ordinance granting a change of zone for property south of Wright Brothers Boulevard off Earhart Lane SW, east of I-380 and north of Walford Road SW, from A, Agriculture Zone District, to I-1, Light Industrial Zone District, as requested by Hunter Companies, LLC. CIP/DID #RZNE-024389-2017
25. Ordinance granting a change of zone for property at 8950 Earhart Lane SW from A, Agriculture Zone District, to C-3, Regional Commercial Zone District, with a Preliminary Site Development Plan as requested by Pilot Travel Centers, LLC, Martha J. Kane and Joe T. Lawrence. CIP/DID #RZNE-024874-2017
26. Ordinance granting a change of zone for property at 1031 5th Avenue SE from R-3D, Two Family Residence Zone District, to RMF-2, Multiple Family Residence Zone District, as requested by St. John of the Cross Catholic Worker Community of CR IA. CIP/DID #RZNE-024794-2017
27. Ordinance vacating public ways and grounds in and to the property described as a 24,462-square-foot parcel of City-owned right-of-way located along the northerly right-of-way line of 16th Avenue SW, between Jacolyn Drive and 4330 16th Avenue SW, as requested by J.A.Y. Holdings, L.C. CIP/DID #ROWV-022965-2016
  - a. Resolution authorizing the disposition of a 24,462-square-foot parcel of City-owned right-of-way located along the northerly right-of-way line of 16th Avenue SW, between Jacolyn Drive and 4330 16th Avenue SW, as requested by J.A.Y. Holdings, L.C.



28. Ordinance vacating public ways and grounds in and to the property described as a 25-foot by 120-foot parcel of excess alley right-of-way located westerly of and adjacent to 648 41st Street NE as requested by Svetlana Yevseyeva. CIP/DID #ROWV-024441-2017
  - a. Resolution authorizing the disposition of a 25-foot by 120-foot parcel of excess alley right-of-way located westerly of and adjacent to 648 41st Street NE as requested by Svetlana Yevseyeva.

## **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](mailto: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](http://www.cedar-rapids.org)*