

“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, March 13, 2018 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 – 35th Maple Syrup Festival (John Myers)
 - ❖ **Proclamation – Child and Adult Care Food Program Week (Council member Vanorny)**

PUBLIC HEARINGS

1. A public hearing will be held to consider the Fiscal Year 2019 Annual Budget (Casey Drew). CIP/DID #FIN2018-11
 - a. Resolution adopting the Fiscal Year 2019 Annual Budget.
2. A public hearing will be held to consider amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates (Casey Drew and Steve Hershner). CIP/DID #WTR19-01
 - a. First Reading: Ordinance amending Chapter 12 of the Municipal Code, Water Service, by repealing existing rates and establishing new rates.
3. A public hearing will be held to consider amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates (Casey Drew and Steve Hershner). CIP/DID #WPC19-01
 - a. First Reading: Ordinance amending Chapter 13 of the Municipal Code, Wastewater Facilities, by repealing existing rates and establishing new rates

4. A public hearing will be held to consider amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates (Casey Drew and Steve Hershner). CIP/DID #SWM19-01
 - a. First Reading: Ordinance amending Chapter 24 of the Municipal Code, Solid Waste and Recycling, by repealing existing rates and establishing new rates.
5. A public hearing will be held to consider amending Chapter 72 of the Municipal Code, Stormwater Management, by repealing existing rates and establishing new rates (Casey Drew and Steve Hershner). CIP/DID #STORMWATER19-01
 - a. First Reading: Ordinance amending Chapter 72 of the Municipal Code, Stormwater Management, by repealing existing rates and establishing new rates.
6. A public hearing will be held to consider annexation of territory southerly of Williams Boulevard SW, northerly of Highway 30 and west of Edgewood Road SW as requested by Terra Enterprises, LLC., Joseph W. Aossey, New Disciples of Cedar Rapids, Bellon-Africa Family Farms, LC, and JPM Enterprises, Inc. (Vern Zakostelecky). CIP/DID #ANNX-007814-2014
 - a. Resolution authorizing the annexation of property located southerly of Williams Boulevard SW, northerly of Highway 30 and west of Edgewood Road SW as requested by Terra Enterprises, LLC., Joseph W. Aossey, New Disciples of Cedar Rapids, Bellon-Africa Family Farms, LC, and JPM Enterprises, Inc.
7. A public hearing will be held to consider approval of a mobile home park plan for property at 2800 West Post Road SW as requested by Hames Manufactured Homes (Kirsty Sanchez). CIP/DID #PSDP-026195-2018
 - a. First Reading: Ordinance granting approval of a manufactured home park plan for property at 2800 West Post Road SW as requested by Hames Manufactured Homes.
8. A public hearing will be held to consider granting an Electric Line Easement and an Underground Electric Line Easement in connection with an upgrade to existing facilities and located on City-owned property described as vacant land known as Franklin Park and located northwesterly of 2100 1st Avenue NE and between 21st and 22nd Streets as requested by Interstate Power and Light Company (Rita Rasmussen). CIP/DID #ESCY-026095-2018
 - a. Resolution authorizing execution of an Electric Line Easement and an Underground Electric Line Easement in connection with an upgrade to existing facilities and located on City-owned property described as vacant land known as Franklin Park and located northwesterly of 2100 1st Avenue NE and between 21st and 22nd Streets as requested by Interstate Power and Light Company.
9. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2018 Sanitary Sewer Service Repair project (estimated cost is \$117,000) (Doug Wilson). CIP/DID #6550057-01
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2018 Sanitary Sewer Service Repair project.

10. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the PCC Sidewalk, PCC Pavement, and Traffic Signals Phase 4A on 1st Avenue E. from 325' S. of 34th Street – 40th Street; on 40th Street Drive S.E. from 1st Avenue E. to 350' E. of 1st Avenue E.; on 38th Street from 150' W. of 1st Avenue E. to 300' E of 1st Avenue E. project (estimated cost is \$2,000,000) (Brenna Fall). CIP/DID #301240-10
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the PCC Sidewalk, PCC Pavement, and Traffic Signals Phase 4A on 1st Avenue E. from 325' S. of 34th Street – 40th Street; on 40th Street Drive S.E. from 1st Avenue E. to 350' E. of 1st Avenue E.; on 38th Street from 150' W. of 1st Avenue E. to 300' E of 1st Avenue E. project.
11. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Wilson Avenue SW at 6th Street Bioretention Cell Pilot project (estimated cost is \$82,000) (Dave Wallace). CIP/DID #304474-02
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Wilson Avenue SW at 6th Street Bioretention Cell Pilot 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.

12. Motion to approve the minutes.
13. Resolution accepting work and fixing amount to be assessed for the 51st Street NE at Council Street NE Reconstruction project. CIP/DID #301491-00
14. Resolution accepting work and fixing amount to be assessed for the FY 2016 Sidewalk and Ramp Repair Program – Contract No. 2 project. CIP/DID #3017016-00
15. Resolution authorizing the City Manager to submit an application to the Iowa Economic Development Authority under the Opportunity Zones Program. CIP/DID #CD-0034-2018

16. Resolution authorizing the Fire Chief or Chief's Designee to execute Agreements for Use, Release, and Indemnification on behalf of the Cedar Rapids Fire Department for Non-Burn Exercises and Live Fire Training. CIP/DID #FIR0318-0034
17. Resolution authorizing the Finance Director to restrict the current and future fund balances of a new Special Revenue Fund – Neighborhood Finance Corporation. CIP/DID #FIN2018-12
18. Resolution setting a public hearing for March 27, 2018 to consider the vacation and disposition of public ways and grounds in and to the property described as a 0.12-acre parcel of excess City-owned right-of-way located northerly of and adjacent to 1501 51st Street NE as requested by Exceptional Property Masters LLC. CIP/DID #ROWV-025370-2017
19. Resolution setting a public hearing for March 27, 2018 to consider the vacation and disposition of public ways and grounds in and to the property described as a 0.68-acre parcel of excess City-owned right-of-way located northerly of and adjacent to 1510 Collins Road NE as requested by Warrior Enterprises, L.L.C. CIP/DID #ROWV-025370-2017
20. Motions setting public hearing dates for:
 - a. March 27, 2018 – to consider the proposition to issue not to exceed \$28,000,000 General Obligation Bonds (Essential Corporate Purpose – 1). CIP/DID #FIN2017-15
 - b. March 27, 2018 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose – 2). CIP/DID #FIN2017-15
 - c. March 27, 2018 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose – 3). CIP/DID #FIN2017-15
 - d. March 27, 2018 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose – 4). CIP/DID #FIN2017-15
 - e. March 27, 2018 – to consider the proposition to issue not to exceed \$1,000,000 General Obligation Bonds (General Corporate Purpose – 5). CIP/DID #FIN2017-15
 - f. March 27, 2018 – to consider the proposition to issue not to exceed \$8,500,000 General Obligation Bonds (Essential Corporate Purpose Urban Renewal – 6). CIP/DID #FIN2017-15
 - g. March 27, 2018 – to consider the proposition to issue not to exceed \$20,000,000 Sewer Revenue Bonds. CIP/DID #FIN2017-15
 - h. March 27, 2018 – to consider the proposition to issue not to exceed \$16,000,000 Water Revenue Bonds. CIP/DID #FIN2017-15
 - i. March 27, 2018 – to consider a Future Land Use Map amendment for property located at 4830 Armar Drive SE from U-MI, Urban-Medium Intensity, to U-LI, Urban-Low Intensity, as requested by Armar Ventures L.C. CIP/DID #FLUMA-026273-2018
 - j. March 27, 2018 – to consider granting a change of zone for property located at 4830 Armar Drive SE from C-2, Community Commercial Zone District, to R-3D, Two-Family Residence Zone District, as requested by Armar Ventures L.C. CIP/DID #RZNE-026107-2018
 - k. March 27, 2018 – to consider granting a change of zone for property located at 1005 3rd Avenue SW from C-2, Community Commercial Zone District, to C-3, Regional Commercial Zone District, as requested by Braine Trust Storage, LLC. CIP/DID #RZNE-026152-2018
 - l. April 24, 2018 – to consider a request by TWG Development, LLC for an Urban Revitalization Area designation for the development of property at 5200, 5220 and 5300 16th Avenue SW for a proposed affordable housing project. CIP/DID #URTE-0024-2018

21. 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. March 27, 2018 – Automated Sanitary Sewer Flow and Rainfall Monitoring project (estimated cost is \$538,000). CIP/DID #655032-03
 - b. March 27, 2018 – FY 2018 Sidewalk Repair Program – Contract No. 2 project (estimated cost is \$166,000). CIP/DID #3017018-02
 - c. March 27, 2018 – Sac and Fox Portland Cement Concrete Trail Extension from Indian Creek to Trailridge Road SE and Sidewalk Extension from Ashland Court to Bever Avenue project (estimated cost is \$310,000). CIP/DID #325031-01
22. Motion assessing civil penalties for violation of State Code regarding the sale of tobacco/vapor products to minors against:
 - a. Big Discount Liquor, 5427 Center Point Road NE (first offense – \$300). CIP/DID #CIG003404-06-2017
 - b. Liberty Gifts, 4444 1st Avenue NE #78 (first offense – \$300). CIP/DID #CIG003343-05-2017
 - c. The Station, 3645 Stone Creek Circle SW (first offense – \$300). CIP/DID #CIG003381-06-2017
23. Motion assessing a civil penalty for violation of State Code regarding the sale of alcohol to minors against:
 - a. Big Discount Liquor, 5427 Center Point Road NE (first offense – \$500). CIP/DID #LIQR000227-04-2013
24. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Blue 42 Sports Bar & Grill, 629 Ellis Boulevard NW.
 - b. Buffalo Wild Wings, 2020 Edgewood Road SW.
 - c. Cedar Rapids Country Club, 550 27th Street Drive SE.
 - d. Cedar Rapids Kernels, 950 Rockford Road SW.
 - e. Dancers Ranch, 3000 6th Street SW.
 - f. Ellis Golf Course, 1401 Zika Avenue NW.
 - g. Ellis Park Softball Complex, 2000 Ellis Boulevard NW (new – seasonal beer permit).
 - h. Emil's Hideaway, 222 Glenbrook Drive SE.
 - i. Hy-Vee Drugstore #1, 1520 6th Street SW.
 - j. Hy-Vee Gas #7, 3935 Blairs Ferry Road NE.
 - k. Jones Golf Course, 2901 Fruitland Boulevard SW.
 - l. Old Neighborhood Pub, 608 16th Street NE (new – formerly Paddy O'Rourke's).
 - m. Playtime Tap, 933 14th Avenue SW.
 - n. Ruby's Pizzeria, 223 2nd Street SE.
 - o. Tait Cummins Sports Complex, 3000 C Street SW (new – seasonal beer permit).
 - p. Twin Pines Golf Course, 3800 42nd Street NE.
25. Resolutions approving:
 - a. Payment of bills. CIP/DID #FIN2018-01
 - b. Payroll. CIP/DID #FIN2018-02
26. Resolution appointing the following individual:
 - a. Appointing Allen Witt (effective through June 30, 2019) to the City Planning Commission. CIP/DID #OB572803

27. Resolutions approving the special event applications for:
- 43rd Annual SaPaDaPaSo St. Patrick's Day Parade (includes road closures) on March 17, 2018. CIP/DID #SPEC-008730-2018
 - St. Joseph's Day Parade (includes road closures) on March 24, 2018. CIP/DID #SPEC-009541-2018
28. Resolutions approving assessment actions:
- Levy assessment – Solid Waste & Recycling Department – clean-up costs – 12 properties. CIP/DID #SWM-001-18
 - Intent to assess – Water Division – delinquent municipal utility bills – 47 properties. CIP/DID #WTR031318-01
 - Levy assessment – Water Division – delinquent municipal utility bills – 11 properties. CIP/DID #WTR021318-01
29. Resolutions accepting projects, approving Performance Bonds and/or authorizing final payments:
- 2nd Avenue SE from 12th Street to 19th Street and 1st Street W from A Avenue NW to 8th Avenue SW One-Way to Two-Way Conversion and Restriping project, final payment in the amount of \$5,700.05 and 4-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$111,746.34; final contract amount is \$114,000.92). CIP/DID #301943-01
 - 18th Street SW North of Wilson Avenue SW Detention Basin project, final payment in the amount of \$14,044.30 and 4-year Performance Bond submitted by Schrader Excavating & Grading Co. (original contract amount was \$295,775.85; final contract amount is \$280,886.03). CIP/DID #304257-02
 - Diagonal Drive SW at L Street SW and 3rd Street SW Median Improvements project, final payment in the amount of \$2,637.80 and 4-year Performance Bond submitted by Vieth Construction Corporation (original contract amount was \$61,176; final contract amount is \$52,756.02). CIP/DID #301872-08
 - East Side Interceptor Lining project, final payment in the amount of \$14,680.07 and 4-year Performance Bond submitted by Lametti & Sons, Inc. (original contract amount was \$261,225; final contract amount is \$293,601.38). CIP/DID #6550055-01
 - Elmhurst Drive NE Sanitary Sewer Repairs project and 4-year Performance Bond submitted by Tschiggfrie Excavating Co. (original contract amount was \$31,323.40; final contract amount is \$51,382.16). CIP/DID #655996-14
 - Sinclair Levee – Grading/Gatewell Package project, final payment in the amount of \$226,053.06 and 4-year Performance Bond submitted by Legacy Corporation of Illinois (original contract amount was \$4,638,880; final contract amount is \$4,521,061.15). CIP/DID #3316509-03
 - Veterans Memorial Tennis Center SE 3 Courts Reconstruction project, final payment in the amount of \$11,583.50 and 2-year Performance Bond submitted by L.L. Pelling Company, Inc. (original contract amount was \$231,670; final contract amount is \$221,370). CIP/DID #PUR0617-268
30. Resolution approving a final plat:
- Twin Pine Eighth Addition for land located north of Twin Pine Drive NE and south of Collins Road NE. CIP/DID #FLPT-026164-2018

31. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 2 to Rental Agreement with Koch Brothers for the rental of seven Lanier digital copiers for Police, Joint Communications, Traffic, WPC, Water, and Fire for an annual amount not to exceed \$4,000 (original contract amount was \$30,000; total contract amount with this amendment is \$74,000). CIP/DID #PUR0417-211
 - b. Fleet Services purchase of two 2018 Toro Groundsmaster 4100-D riding mowers and accessories from MTI Distributing for use by Ellis and Noelridge Parks in the amount of \$66,427.66 each for a total of \$132,855.32. CIP/DID #FLT026
 - c. Amendment No. 1 to renew contract with L.L. Pelling Company Inc. for asphalt products for City departments for an annual amount not to exceed \$850,000 (original contract amount was \$800,000; renewal contract amount is \$850,000). CIP/DID #PUR0217-173
 - d. Amendment No. 5 to renew the contract with Logan Contractors Supply, Inc. for flexible crack and joint sealant for City departments for an annual amount not to exceed \$50,400 (original contract amount was \$50,400; renewal contract amount is \$50,400). CIP/DID #0214-146
 - e. Water Pollution Control Division purchase of a new Lightnin Model 780Q60CMX Gearbox from Lightnin-SPX Flow Tech. c/o Trident Process, Inc., in the amount of \$72,698. CIP/DID #WPC031318-01
 - f. Professional Services Agreement with Ament Design for an amount not to exceed \$91,708 for design services in connection with the Oakland Road NE from H Avenue to 32nd Street Pavement Rehabilitation and One-Way to Two-Way Conversion project. **(Paving for Progress)** CIP/DID #3012148-09
 - g. Professional Services Agreement with Foth Infrastructure & Environment, LLC for an amount not to exceed \$174,894 for design services in connection with the Council Street NE from Collins Road to south of 46th Street Improvements project. **(Paving for Progress)** CIP/DID #3012236-01
 - h. Professional Services Agreement with Snyder & Associates, Inc. for an amount not to exceed \$115,700 for design services in connection with the 23rd Street Drive SE from 1st Avenue to 2nd Avenue Water Main, Sanitary Sewer and Street Improvements project. CIP/DID #6550066-01
 - i. Amending Resolution No. 1707-12-17, which authorized a Professional Services Agreement with Snyder & Associates, Inc. for design services in connection with the Mount Vernon Road SE from 19th Street to Vernon Drive Utility Duct Bank project, to correct the contract amount to \$56,000. **(Paving for Progress)** CIP/DID #3012149-02
 - j. Change Order No. 7 in the amount of \$4,010.20 with Vieth Construction Corp. for the 1st Avenue E from 27th Street NE to 34th Street NE HMA Resurfacing Phase 3 project (original contract amount was \$1,849,801.29; total contract amount with this amendment is \$1,952,226.77). CIP/DID #301240-08
 - k. Change Order No. 8 in the amount of \$27,731.28 with Kleiman Construction, Inc. for the 2016 Parks and Recreation ADA Site Improvements project (original contract amount was \$1,670,739; total contract amount with this amendment is \$2,041,622.47). CIP/DID #307303-02
 - l. Change Order No. 3 in the amount of \$13,654.20 with Borst Brothers Construction, Inc. for the FY 2017 Sanitary Sewer Point Repairs – Contract 1 project (original contract amount was \$90,411; total contract amount with this amendment is \$227,970.20). CIP/DID #655996-11

- m. Change Order No. 8 Revised, in the amount of \$55,200.38, with Rathje Construction Company for the Seminole Valley Road NE Improvements from Fords Crossing Road to 42nd Street project (original contract amount was \$3,473,561.65; total contract amount with this amendment is \$3,812,807). **(Paving for Progress)** CIP/DID #3012116-03
- n. Supplemental Agreement No. 1 with Pirc-Tobin Construction in the amount not to exceed \$65,000 for the 10th Street SE from 4th Avenue to 5th Avenue SE Pavement Rehabilitation and Streetscaping project. CIP/DID #3012035-03
- o. Memorandum of Understanding with the Cedar Rapids Community School District for establishment of a Study Committee to ensure collaboration on the Facilities Master Plan implementation. CIP/DID #CD-0033-2018
- p. 28E Agreement with Linn County to participate in the estimated cost of construction of \$409,066.81 for a Hot Mix Asphalt overlay in connection with the Milburn Road NE from Blairs Ferry Road to Tower Terrace Road project. **(Paving for Progress)** CIP/DID #3012238-00
- q. Indefeasible Rights of Use Agreement with Grant Wood Area Education Agency as part of the Joint Communications Network. CIP/DID #306096-01
- r. Purchase Agreement in the amount of \$28,600 and accepting a Warranty Deed for right-of-way from DeAnn P. Schriener for land located at 1080 Edgewood Road NW in connection with the Edgewood Road NW Water Main Improvements from H Avenue NW to Crestwood Drive NW project. **(Paving for Progress)** CIP/DID #301689-00
- s. Amending Resolution No. 0304-02-18 and authorizing execution of a Quit Claim Deed with Warrior Enterprises, LLC to convey City-owned property at 5131 Council Street NE. CIP/DID #DISP-0020-2017

REGULAR AGENDA

- 32. Report on bids for the CSC Bio Swale Landscaping Design project (estimated cost is \$163,000) (Brent Schlotfeldt). CIP/DID #PUR0218-127
- 33. Report on bids for the 6th Street SW from 500' North of America Drive to 1,300' South of 76th Avenue project (estimated cost is \$420,000) (Doug Wilson). CIP/DID #301970-01
 - a. Resolution awarding and approving contract in the amount of \$389,385.98, plus incentive up to \$25,000, bond and insurance of L.L. Pelling Company, Inc. for the 6th Street SW from 500' North of America Drive to 1,300' South of 76th Avenue project.
- 34. Report on bids for the Johnson Avenue NW Improvements from 1st Avenue SW to Midway Drive NW project (estimated cost is \$5,985,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012043-02
 - a. Resolution awarding and approving contract in the amount of \$5,053,786.90, plus incentive up to \$223,000, bond and insurance of Ricklefs Excavating, Ltd. for the Johnson Avenue NW Improvements from 1st Avenue SW to Midway Drive NW project.

35. Discussion and Resolution authorizing execution of the Hockey Prime Tenant Lease Agreement with Newco Riders LLC (i.e. Roughriders) for a period of 15 years with a conditional option to extend the lease an additional 20 years (Casey Drew). CIP/DID #OB472541

ORDINANCES

Second and possible Third Readings

36. Ordinance amending Ordinance No. 051-11 relating to collection of tax increment within the Acme Graphics sub-area of the Consolidated Technology Park Urban Renewal Area. CIP/DID #OB615106
37. Ordinance establishing the Rockwell and Ridgemount Urban Revitalization Area designation. CIP/DID #URTE-0018-2017
38. Ordinance establishing the 500 on First Urban Revitalization Area designation. CIP/DID #URTE-0019-2018

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.

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 or event should contact the City Clerk's Office at 319-286-5060 or 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.