

“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, December 4, 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 – Human Rights Month (Janet Abejo-Parker)

PUBLIC HEARINGS

1. A public hearing will be held to consider the vacation of a 10-foot-wide Utility Easement located at 1607 Aspen Circle SE as requested by Leon E. Robbins and Jolyn M. Schimberg Robbins (Rita Rasmussen). CIP/DID #EASE-027942-2018
 - a. Resolution vacating a 10-foot-wide Utility Easement located at 1607 Aspen Circle SE as requested by Leon E. Robbins and Jolyn M. Schimberg Robbins.
2. A public hearing will be held to consider amending Chapter 10 of the Municipal Code, Parks and Public Places, by establishing Section 10.13 to prohibit smoking within 30 feet of park facilities (Scott Hock). CIP/DID #PKS018-18
 - a. First Reading: Ordinance amending Chapter 10 of the Municipal Code, Parks and Public Places, by establishing Section 10.13 to prohibit smoking within 30 feet of park facilities.
3. A public hearing will be held to consider repealing Ordinance No. 052-18 and enacting in its place a new Chapter 32, Zoning Ordinance (Seth Gunnerson). CIP/DID #CD-0048-2018
 - a. First Reading: Ordinance repealing Ordinance No. 052-18 and enacting in its place a new Chapter 32, Zoning Ordinance.

4. A public hearing will be held to consider amending various chapters of the Municipal Code in connection with the repeal and replacement of Chapter 32, Zoning (Charlie Nichols). CIP/DID #CD-0048-2018
 - a. First Reading: Ordinance amending various chapters of the Municipal Code in connection with the repeal and replacement of Chapter 32, Zoning.
5. A public hearing will be held to consider updating the Future Land Use Map in connection with the annual EnvisionCR update and the repeal and replacement of Chapter 32, Zoning (Eric Pate). CIP/DID #CD-0048-2018
 - a. Resolution updating the Future Land Use Map in connection with the annual EnvisionCR update and the repeal and replacement of Chapter 32, Zoning.

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.

6. Motion to approve the minutes.
7. 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 Council Street NE from Collins Road to South of 46th Street Improvements project. **(Paving for Progress)** CIP/DID #3012236-00
8. 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 Forest Drive SE from Grande Avenue to Mount Vernon Road Pavement and Water Main Improvements project. **(Paving for Progress)** CIP/DID #3012102-00
9. Resolution authorizing a pay increase for the City Manager effective September 20, 2018. CIP/DID #HR0036
10. Resolution setting a public hearing on January 8, 2019 and consultation with affected taxing agencies on the proposed Amendment No. 5 to the Second Amended and Restated Urban Renewal Plan for the Central Business Urban Renewal Area. CIP/DID #OB283396

11. Motion setting public hearing date and directing publication thereof, filing plans and 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. December 18, 2018 – FY19 Sanitary Sewer Lining project (estimated cost is \$1,010,000). CIP/DID #655999-06
12. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Caucho, 1202 3rd St SE.
 - b. Little Bohemia, 1317 3rd Street SE.
 - c. Mas Margaritas, 588 Boyson Road NE.
 - d. The Station, 3645 Stone Creek Circle SW.
 - e. The Weather Vane, 5240 Edgewood Road NE, Suite #100.
13. Resolutions approving:
 - a. Payment of bills. CIP/DID #FIN2018-01
 - b. Payroll. CIP/DID #FIN2018-02
14. Resolutions approving assessment actions:
 - a. Levy assessment – Solid Waste & Recycling – delinquent weed mowing charges – 65 properties. CIP/DID #FIN2018-05
 - b. Intent to assess – Water Division – delinquent municipal utility bills – 22 properties. CIP/DID #WTR120418-01
15. **Resolution accepting project, approving Performance Bond and authorizing final payment:**
 - a. **Veterans Memorial Stadium ADA Compliance Project, final payment in the amount of \$11,160.75 and 2-year Performance Bond submitted by Woodruff Construction, LLC (original contract amount was \$59,700; final contract amount is \$223,215). CIP/DID #PUR1216-150**
16. Resolutions approving final plats:
 - a. ARP Ivanhoe Road Addition for land located east of Ely Road SW and south of Highway 30. CIP/DID #FLPT-028009-2018
 - b. Stags Leap Estates Third Addition for land located east of Council Street NE and north of Boyson Road NE. CIP/DID #FLPT-025036-2017
17. Resolutions approving actions regarding purchases, contracts and agreements:
 - a. Software Maintenance Agreement with Hyland Software, Inc. in the amount of \$50,604.10 for maintenance and support of the City's document and imaging software suite. CIP/DID #109130-13
 - b. Contract with Century Fence Company for the Police Station Fencing and Gates project for the Facilities Maintenance Services Division in the amount of \$135,881. CIP/DID #PUR1018-076
 - c. Fleet Services purchase of a LeeBoy 8515E paver from Road Machinery & Supplies Co. in the amount of \$187,225.50 for use by the Streets Division. CIP/DID #FLT036
 - d. Amendment No. 4 to renew the contract with Carus Corporation for zinc orthophosphate for the Water Division for an annual amount not to exceed \$120,000 (original contract amount was \$117,000; renewal contract amount is \$120,000). CIP/DID #1014-080

- e. Amendment No. 3 to renew the contract with Praxair, Inc. for liquid carbon dioxide for the Water Division for an annual amount not to exceed \$250,000 (original contract amount was \$250,000; renewal contract amount is \$250,000). CIP/DID #PUR1015-078
- f. Amendment No. 7 to renew the contract with Tanner Industries, Inc. for anhydrous ammonia for the Water Division for an annual amount not to exceed \$125,000 (original contract amount was \$85,200; renewal contract amount is \$125,000). CIP/DID #1014-082
- g. Amendment No. 2 to renew the contract with Alexander Chemical Corporation for liquid chlorine for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed \$330,000 (original contract amount was \$230,000; renewal contract amount is \$330,000). CIP/DID #PUR1017-069
- h. Amendment No. 2 to renew the contract with Mississippi Lime Company for quicklime for the Water Division and the Water Pollution Control Facility for an annual amount not to exceed \$1,800,000 (original contract amount was \$1,800,000; renewal contract amount is \$1,800,000). CIP/DID #PUR1016-067
- i. Amendment No. 1 to renew the contract with Garrison Minerals LLC for magnesium hydroxide 45% solution for the Water Pollution Control Facility for an annual amount not to exceed \$500,000 (original contract amount was \$500,000; renewal contract amount is \$500,000). CIP/DID #PUR1017-061
- j. Amendment No. 1 to renew the contract with Hydrite Chemical Company for liquid magnesium bisulfite 30% for the Water Pollution Control Facility for an annual amount not to exceed \$320,000 (original contract amount was \$320,000; renewal contract amount is \$320,000). CIP/DID #PUR1017-062
- k. Amendment No. 1 to renew the contract with Hydrite Chemical Company for nitric acid 41-degree technical grade liquid in totes for the Water Pollution Control Facility for an annual amount not to exceed \$50,000 (original contract amount was \$50,000; renewal contract amount is \$50,000). CIP/DID #PUR1017-060
- l. Amendment No. 1 to renew the contract with Polydyne, Inc. for Emulsion Polymer Clarifloc CE-939 for the Water Pollution Control Facility for an annual amount not to exceed \$350,000 (original contract amount was \$350,000; renewal contract amount is \$350,000). CIP/DID #PUR1017-063
- m. Amendment No. 5 to renew the contract with Polydyne, Inc. for Polymer Clarifloc C-321 for the Water Pollution Control Facility for an annual amount not to exceed \$475,000 (original contract amount was \$475,000; renewal contract amount is \$475,000). CIP/DID #1014-085
- n. Contract with Ranch Cryogenics, Inc. for cryogenic oxygen system maintenance and repair services for the Water Pollution Control Facility for an annual amount not to exceed \$60,000. CIP/DID #PUR1018-079
- o. Amendment No. 5 to renew the contract with U.S. Peroxide, LLC for hydrogen peroxide 50% technical grade for the Water Pollution Control Facility for an annual amount not to exceed \$100,000 (original contract amount was \$40,000; renewal contract amount is \$100,000). CIP/DID #1214-123
- p. Amendment No. 1 to renew the contract with Vertex Chemical Corporation for sodium hydroxide 50% bulk for the Water Pollution Control Facility for an annual amount not to exceed \$150,000 (original contract amount was \$150,000; renewal contract amount is \$150,000). CIP/DID #PUR1217-094
- q. Amendment No. 3 to renew the contract with Viking Chemical Company for phosphoric acid 75% bulk liquid for the Water Pollution Control Facility for an annual amount not to exceed \$84,000 (original contract amount was \$30,000; renewal contract amount is \$84,000). CIP/DID #PUR1016-064

- r. Professional Services Agreement with Black & Veatch Corporation for an amount not to exceed \$2,492,021 for the NWTP Softening Basin Improvements project. CIP/DID #6250072-02
- s. Change Order No. 3 in the amount of \$900 with Iowa Bridge & Culvert, LC for the 6th Street SW Box Culvert Extension project (original contract amount was \$237,130.72; total contract amount with this amendment is \$305,876.22). **(Paving for Progress)** CIP/DID #3012130-02
- t. Change Order No. 1 in the amount of \$11,400 with Minturn, Inc. for the 8th Avenue Bridge Over the Cedar River Miscellaneous Repairs project (original contract amount was \$78,474; total contract amount with this amendment is \$89,914). CIP/DID #305093-06
- u. Change Order No. 3 in the amount of \$35,798.94 with Dave Schmitt Construction Co., Inc. for the 27th Avenue SW from 3rd Street to J Street; Outlook Drive SW and 29th Avenue SW Roadway Improvements; 2018 Pavement Milling project (original contract amount was \$597,542; total contract amount with this amendment is \$651,624.06). **(Paving for Progress)** CIP/DID #3012235-01
- v. Change Order No. 10 in the amount of \$9,364.36 with Iowa Bridge & Culvert LC for the Bridge Replacement – McCloud Place NE Over McCloud Run project (original contract amount was \$1,187,312.90; total contract amount with this amendment is \$1,281,211.64). CIP/DID #305031-03
- w. Change Order No. 2 in the amount of \$108,995 with Rathje Construction Company for the Center Point Road NE from 29th Street to 32nd Street Pavement Rehabilitation and Oakland Road NE from H Avenue to 32nd Street One-Way to Two-Way Conversion project (original contract amount was \$3,080,065.93; total contract amount with this amendment is \$3,279,388.13). **(Paving for Progress)** CIP/DID #3012148-06
- x. Change Order No. 3 in the amount of \$3,700 with Hunt Construction Company, Inc. for the FY 2018 Sidewalk Repair Program – Contract No. 2 project (original contract amount was \$152,076.80; total contract amount with this amendment is \$210,039.40). CIP/DID #3017018-02
- y. Change Order No. 4 in the amount of \$55,490.52 with Dave Schmitt Construction Co., Inc. for the Memorial Drive SE from McCarthy Road to Mount Vernon Road SE Roadway and Utility Improvements project (original contract amount was \$1,384,435.15; total contract amount with this amendment is \$1,515,768.45). **(Paving for Progress)** CIP/DID #3012153-02
- z. Change Order No. 7 in the amount of \$2,079.25 with Rathje Construction Company for the Northwood Drive NE from Glass Road NE to South of Brookland Drive NE Roadway Reconstruction project (original contract amount was \$952,423.72; total contract amount with this amendment is \$1,005,771.69). **(Paving for Progress)** CIP/DID #3012115-03
- aa. Change Order No. 2 in the amount of \$59,687.19 with WRH, Inc. for the Quaker Oats Flood Control System project (original contract amount was \$14,450,000; total contract amount with this amendment is \$14,850,744.28). CIP/DID #3314520-30
- ab. Commitment to Award and Accept Funds from the Iowa Homeland Security and Emergency Management Division in the amount of \$5,606.11 for the Iowa HazMat Task Force. CIP/DID #FIR1218-0051
- ac. Commitment to Award and Accept Funds from the Iowa Homeland Security and Emergency Management Division in the amount of \$343.89 for the Iowa HazMat Task Force. CIP/DID #FIR1218-0050

- ad. Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation in the amount of \$209,695 for the Williams Boulevard Sanitary Sewer Relocation work in connection with the Grade and Replace US 151 from Approximately 0.2 Miles South of Church Street in Fairfax to South of Dean Road project. CIP/DID #6550045-01
- ae. Agreement with Van Meter Inc. in the amount of \$134,000 for the construction of sidewalk along 32nd Avenue SW as part of a future City project. CIP/DID #ASDP-026421-2018
- af. Accepting a Letter of Credit for future sidewalk construction from CommonBond Communities for property at 1200 Edgewood Road NW. CIP/DID #RZNE-025295-2017
- ag. Accepting an Affidavit for Service Line Reimbursement from Janice K. Hepker for monthly installment reimbursements for the replacement of the water service line at 1914 Bever Avenue SE. CIP/DID #WTR120418-02

REGULAR AGENDA

- 18. Report on bids for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project (estimated cost is \$9,690,000) (Dave Wallace). CIP/DID #655028-13
 - a. Resolution awarding and approving contract in the amount of \$10,488,615.50, plus incentive up to \$144,500, bond and insurance of Langman Construction, Inc. for the Prairie Creek West of 6th Street SW to J Street SW Sanitary Sewer Improvements project.
- 19. Report on bids for the FY19 Sanitary Sewer Point Repairs project (estimated cost is \$190,000) (Dave Wallace). CIP/DID #655996-15
 - a. Resolution awarding and approving contract in the amount of \$137,700, plus incentive up to \$2,500, bond and insurance of Boomerang Corp. for the FY19 Sanitary Sewer Repairs project.
- 20. Report on bids for the C Street and Kirkwood Service Zones Boundary Improvements project (estimated cost is \$90,000) (Steve Hershner). CIP/DID #2018061-01
 - a. Resolution awarding and approving contract in the amount of \$76,700, bond and insurance of Boomerang Corp. for the C Street and Kirkwood Service Zones Boundary Improvements project.

ORDINANCES

Second and possible Third Readings

- 21. Ordinance granting a change of zone for property located east of Council Street NE and north of Petrus Drive NE from A, Agriculture Zone District, to R-2, Single Family Residence Zone District, as requested by Jerry's Homes, Inc. CIP/DID #RZNE-027827-2018

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.

***** The City Council will meet immediately following the City Council Regular Session to discuss the annual performance reviews of the City Clerk and City Attorney. This meeting may be closed pursuant to Iowa Code Section 21.5(1)(i) (2018).**

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.