

“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 18, 2018 at 5:30 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 – Acknowledging Dave Franzman’s 40 years of reporting in Cedar Rapids
 - ❖ Presentation – Cedar Rapids Transit – Department Overview (Brad DeBrower)
 - ❖ Presentation – Bike Share Program Overview (Bill Micheel and Sylvia Bochner)

PUBLIC HEARINGS

1. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Lining project (estimated cost is \$1,010,000) (Dave Wallace). CIP/DID #655999-06
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the FY19 Sanitary Sewer Lining project.
2. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Water Administration Building ADA Compliance project (estimated cost is \$370,200) (Jeff Koffron). CIP/DID #PUR1118-105
 - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Water Administration Building ADA Compliance project.

3. ~~A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Ellis Harbor Sidewalk Repairs Phase 1 project (estimated cost is \$175,000). CIP/DID #PUR1118-104~~ **PUBLIC HEARING CANCELLED AT THE REQUEST OF THE PARKS AND RECREATION DEPARTMENT.**

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 the minutes.
5. Resolution establishing a portion of City-owned land located along the westerly property line of 5250 Edgewood Road SW as Edgewood Road SW right-of-way for existing roadway improvements. CIP/DID #ESCY-027471-2018
6. Resolution amending Resolution No. 1270-10-18, revising the final amount assessed for the FY 2017 Sidewalk Repair Program – Contract No. 2 project. CIP/DID #3017017-00
7. Resolution amending the Development Services Fee Schedule in connection with updated review and permitting procedures adopted as part of the new Chapter 32, Zoning Code. CIP/DID #DSD-002-18
8. Resolution authorizing payments to various special events held in Cedar Rapids from the Special Event Public Safety Fund. CIP/DID #OB568167
9. Resolution authorizing a pay increase for the City Attorney effective January 1, 2019. CIP/DID #HR0038
10. Resolution authorizing a pay increase for the City Clerk effective January 1, 2019. CIP/DID #HR0037
11. Resolution setting a public hearing for January 8, 2019 to consider the Resolution of Necessity (Proposed) 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

12. Resolution setting a public hearing for January 8, 2019 to consider the Resolution of Necessity (Proposed) 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
13. Resolution setting a public hearing for January 8, 2019 to consider a 1.049-acre Underground Electric Line Easement over City-owned land generally located in Bever Park, from Bever Avenue SE northerly along Bever Park Road to the southerly property lines of 495 and 519 Indian Road SE, as requested by Interstate Power and Light Company. CIP/DID #ESCY-027953-2018
14. Resolution setting a public hearing for January 8, 2019 to consider the vacation and disposition of public ways and grounds in and to the property described as the 50-foot by 120-foot parcel of excess street right-of-way located between and adjacent to 624 and 628 41st Street NE as requested by Larry and Kay Jordan and Bridgette N. Usher. CIP/DID #ROWV-025537-2017
15. Resolution determining the necessity and setting dates of a public hearing for January 22, 2019 and consultation with affected taxing entities, and referral to the City Planning Commission for a report and recommendation on the proposed Edgewood Town Center Urban Renewal Plan for the Edgewood Town Center Urban Renewal Area. CIP/DID #TIF-0028-2018
16. Motions setting public hearing dates for:
 - a. January 8, 2019 – to consider an ordinance amending Chapter 18 of the Municipal Code, Historic Preservation, to designate the Perkins House at 1228 3rd Avenue SE as a local historic landmark under Subsection 18.04.B. CIP/DID #HPC-0002-2018
 - b. January 22, 2019 – to consider annexation of territory south of Wright Brothers Boulevard SW and east of Earhart Lane SW as requested by Krivanek Farm, LLC. CIP/DID #ANNX-027869-2018
 - c. January 22, 2019 – to consider an Ordinance relating to the collection of tax increments within the proposed Edgewood Town Center Urban Renewal Area generally located along and west of Edgewood Road NE, north of Highway 100 and south of Blairs Ferry Road NE. CIP/DID #TIF-0028-2018
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. January 8, 2019 – 2019 Curb Ramp Repair: Bid Package #1 project (estimated cost is \$670,000). CIP/DID #3016016-17
 - b. January 8, 2019 – WPCF Laboratory Improvements project (estimated cost is \$680,000). CIP/DID #6150024-02
18. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
 - a. Bandana's Bar-B-Q, 3707 1st Avenue SE.
 - b. Cedar Rapids Galaxy 16 Cinema, 5340 Council Street NE.
 - c. Chrome Horse Slophouse & Saloon, 1201 3rd Street SE.
 - d. C.J's Sports Bar & Grill, 62 17th Avenue SW.
 - e. El Rancho Mexican Restaurant, 2747 16th Avenue SW.
 - f. Jimmy Z's, 112 2nd Street SE (new – formerly Red's Public House).
 - g. JJ's on Johnson, 235 Edgewood Road NW (class C retail license).

- h. JJ's on Johnson, 235 Edgewood Road NW (class E license).
 - i. The Keg, 719 5th Street SE.
 - j. Orchestra Iowa, 119 3rd Avenue SE (new – formerly under VenuWorks).
 - k. Tycoon, 427 2nd Avenue SE (5-day license for an event).
 - l. Union Station, 1724 16th Avenue SW.
 - m. Westdale Bowling Center, 2020 Scotty Drive SW.
19. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2018-01
 - b. Payroll. CIP/DID #FIN2018-02
 - c. Transfer of funds. CIP/DID #FIN2018-03
20. Resolutions appointing, reappointing and thanking the following individuals:
- a. Appointing Michelle Niermann (effective through June 30, 2021) to the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission. CIP/DID #OB720222
 - b. Appointing Eric Wullner (effective through June 30, 2019) to the Grants and Programs Citizens Advisory Committee. CIP/DID #OB534302
 - c. Appointing Susie Weinacht (effective through December 31, 2021) to the Area Ambulance Board of Directors. CIP/DID #OB178151
 - d. Appointing Mike Duffy and reappointing Steve Hershner and Greg Smith (effective through December 31, 2021) to the Cedar Rapids/Linn County Solid Waste Agency Board. CIP/DID #OB534305
 - e. Reappointing Bradley Hart and Jen Winter (effective through December 31, 2022) to the Corridor Metropolitan Planning Organization. CIP/DID #OB542014
 - f. Appointing Sandy Pumphrey and reappointing Jasmine Almoayyed, Tariq Baloch, Angie Charipar, Brad DeBrower, Marty Hoeger, Tyler Olson, Ann Poe, Amy Stevenson, Dale Todd and Ashley Vanorny as Alternate Representatives on the Corridor Metropolitan Planning Organization for a term of one year. CIP/DID #OB542014
 - g. Vote of thanks to Ted Townsend for serving on the Cedar Rapids Medical Self-Supported Municipal Improvement District Commission. CIP/DID #OB720222
 - h. Vote of thanks to Cindy Guckenberger for serving on the Veterans Memorial Commission. CIP/DID #OB572854
 - i. Vote of thanks to Angie Charipar for serving on the Area Ambulance Board of Directors. CIP/DID #OB178151
 - j. Vote of thanks to Mark Jones for serving on the Cedar Rapids/Linn County Solid Waste Agency Board. CIP/DID #OB534305
21. Resolutions approving assessment actions:
- a. Intent to assess – Water Division – delinquent municipal utility bills – 39 properties. CIP/DID #WTR121818-01
 - b. Levy assessment – Water Division – delinquent municipal utility bills – 18 properties. CIP/DID #WTR111318-01
22. Resolutions accepting subdivision improvements and approving Maintenance Bonds:
- a. Portland Cement Concrete in Crescent View 5th Addition, Phase 2 and 4-year Maintenance Bond submitted by City Wide Construction Corporation in the amount of \$94,713.46. CIP/DID #FLPT-023172-2016
 - b. Storm sewer improvements for the Edgewood Road Turn Lane at Crestwood Drive NW project and 2-year Maintenance Bond submitted by Dave Schmitt Construction Company, Inc. in the amount of \$13,000. CIP/DID #ASDP-025295-2017

23. Resolution accepting project, approving Performance Bond and authorizing final payment:
- a. 5th Avenue SW and 7th Street Bio-Retention Pilot project, final payment in the amount of \$3,238.94 and 4-year Performance Bond submitted by Pirc Tobin Construction, Inc. (original contract amount was \$65,656.65; final contract amount is \$64,778.76). CIP/DID #304474-04
24. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 4 to the contract with Ament Design for Architectural Design Services for ADA Compliance – Group 2 Facilities to reflect the cost to add design work for the Veterans Memorial Building, Water Administration Building, and Ground Transportation Center for an amount not to exceed \$33,175 (original contract amount was \$356,700; total contract amount with this amendment is \$430,925). CIP/DID #PUR0317-204
 - b. Amendment No. 7 to contract with HBK Engineering, LLC for Engineering Design Services for ADA Compliance to reflect additional design services for the Parks and Recreation Department for an amount not to exceed \$12,820 (original contract amount was \$108,147; contract amount with this amendment is \$775,445). CIP/DID #PUR1216-136
 - c. Fleet Services Division purchase of two half-ton pickup trucks from McGrath Ford in the amount of \$71,706. CIP/DID #PUR1118-108
 - d. Amendment No. 1 to renew contract with USIC Locating Services, Inc. for fiber locating and marking services for the Information Technology Department for an annual amount not to exceed \$170,000 (original contract amount was \$170,000; renewal amount is \$170,000). CIP/DID #PUR1117-079
 - e. Amendment No. 4 to the Technology and Business Services Agreement with GATSO USA, Inc., related to an automated traffic enforcement system, extending the agreement through March 31, 2019. CIP/DID #OB449776
 - f. Amendment No. 1 to the contract with Hawkeye Ready-Mix, Inc. for concrete products for various City departments to reflect additional purchases for an amount not to exceed \$25,000 (original contract amount was \$45,000; total contract amount with this amendment is \$70,000). CIP/DID #PUR0318-141
 - g. Amendment No. 3 to the contract with Alexander Chemical Corporation for liquid chlorine to reflect an increase in the volume of chemical delivered to the Water Division for an amount not to exceed \$20,000 (original contract amount was \$230,000; total contract amount with this amendment is \$350,000). CIP/DID #PUR1017-069
 - h. Contract with Hawkins, Inc. for sodium silicofluoride for the Water Division for an annual amount not to exceed \$100,000. CIP/DID #PUR1018-091
 - i. Contract with Hydro Solutions, Inc. for anaerobic micronutrient solution for the Water Pollution Control Facility for an annual amount not to exceed \$85,000. CIP/DID #PUR1118-102
 - j. Amendment No. 2 to renew the contract with Matheson Tri-Gas, Inc. for liquid oxygen for the Water Pollution Control Facility for an annual amount not to exceed \$100,000 (original contract amount was \$100,000; renewal contract amount is \$100,000). CIP/DID #PUR1016-066
 - k. Amendment No. 2 to the Professional Services Agreement with HDR Engineering, Inc. for an amount not to exceed \$43,100 for the modified scope of work for the WPCF Laboratory Improvements project (original contract amount was \$71,430; total contract amount with this amendment is \$131,110). CIP/DID #6150024-01
 - l. Change Order No. 9 in the amount of \$2.70 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 \$1,838,081.29; total contract amount with this amendment is \$1,954,649.47). CIP/DID #301240-08

- m. Change Order No. 5 in the amount of \$119,643.74 with Rathje Construction Company for the CEMAR Trail: Phase 1C and H Avenue NE and 16th Street NE from Oakland Road to D Avenue PCC Pavement with HMA Resurfacing and PCC Sidewalk/Trail project (original contract amount was \$1,659,070.64; total contract amount with this amendment is \$1,910,276.19). **(Paving for Progress)** CIP/DID #3012175-02
- n. Change Order No. 9 in the amount of \$9,232.68 with Pirc-Tobin Construction, Inc. for the IA 100: East of Northland Avenue NE to East of Twixt Town Road NE and Lindale Drive to Approximately 800 Feet North PCC Pavement Widening, Miscellaneous project (original contract amount was \$7,444,280.31; total contract amount with this amendment is \$7,770,402.09). CIP/DID #301446-06
- o. Cooperative Agreement for Primary Road Project with the Iowa Department of Transportation (IDOT) in connection with the Collins Road (IA 100) from East of Northland Avenue NE to Twixt Town Road NE project. CIP/DID #301446-00
- p. Transportation Alternatives Program agreement with the Iowa Department of Transportation (IDOT) in the amount of \$265,000 in TAP funds plus \$825,000 in Surface Transportation Block Grant Program funds for the Edgewood Trail from Ellis Road NW to the Edgewood Road Bridge project. CIP/DID #325036-00
- q. Grant agreement with the State Historical Society of Iowa for a Certified Local Government grant for preparation and release of a proposal for an intensive survey of the Bever Woods area. CIP/DID #CD-0046-2018
- r. Application for Federal Emergency Management Agency Pre-Disaster Mitigation funding to the Iowa Homeland Security and Emergency Management Agency for a total project cost of \$1,380,715, and committing local non-federal match of \$517,768, for the Cedar River Flood Control System – Downtown Gatewell Structures Project. CIP/DID #3315300-00
- s. Grant application to the Corridor Metropolitan Planning Organization for \$1,065,000 in Fiscal Year 2023 transportation funds to purchase three buses, and committing to provide local matching funds. CIP/DID #TRN004-18
- t. Purchase Agreement in the amount of \$3,000 and accepting a Warranty Deed from Area Substance Abuse Council, Inc. from land located at 3910 Bowling Street SW in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00
- u. Purchase Agreement in the amount of \$155 and accepting a Warranty Deed from Marilyn Lefebure from land located at 3930 Willowleaf Street NE in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00
- v. Purchase Agreement in the amount of \$380 and accepting a Warranty Deed from Kevin W. Roper and Connie V. Roper from land located at 3700 Carbry Court NE in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00
- w. Purchase Agreement in the amount of \$500 and accepting a Warranty Deed from Claude A. Thompson and Marien J. Thompson from land located at 355 McKinsie Court NE in connection with the Curb Ramp Repair Project. CIP/DID #3016016-00
- x. Negotiation of a Development Agreement with Neighborhood Development Corp. of Cedar Rapids for the disposition and redevelopment of City-owned properties at 115 6th Street SW and 535 1st Avenue SW. CIP/DID #DISP-0022-2018
- y. Rejecting all bids for the TIF 2nd St 1st-3rd Av UFG Land project for construction of a pocket park near United Fire Group, 211 2nd Street SE (estimated cost was \$65,000). CIP/DID #321614-01

REGULAR AGENDA

25. Report on bids for the C4 Clarifier Rehabilitation & RAS Pipe Lining project (estimated cost is \$1,453,000) (Steve Hershner). CIP/DID #6150032-02
 - a. Resolution awarding and approving contract in the amount of \$1,590,400, bond and insurance of WRH, Inc. for the C4 Clarifier Rehabilitation & RAS Pipe Lining project.
26. Report on bids for the Noelridge Park Restroom Facility project (estimated cost is \$285,000) (Brent Schlotfeldt). CIP/DID #PUR1018-086
 - a. Resolution awarding and approving contract in the amount of \$249,000, bond and insurance of Garling Construction, Inc. for the Noelridge Park Restroom Facility project.
27. Presentation and Resolution adopting the College District Area Action Plan and incorporating it into EnvisionCR (Adam Lindenlaub). CIP/DID #CD-0021-2017
28. Resolution of support and authorizing conditional City financial assistance for a Low Income Housing Tax Credit application for a project at 55 Miller Avenue SW as proposed by Woda Cooper Development Inc. (Sara Buck). CIP/DID #OB654103
29. Resolution of support for a Low Income Housing Tax Credit application for the Art Tech Village housing project located at 455 16th Avenue SE as proposed by Hatch Development (Sara Buck). CIP/DID #OB654103
30. Discussion and Resolution amending a term sheet outlining preliminary project terms and directing the City Manager to negotiate a Development Agreement with ArtTech Village II in New Bo, LLC for the construction of a mixed-use development at 455 16th Avenue SE (Caleb Mason). CIP/DID #CD-0019-2016
31. Discussion and Resolution of support authorizing City participation in the proposed redevelopment project at 1005 3rd Avenue SW under the City's Green Building – Economic Development Program as requested by BraineTrust Storage LLC (Caleb Mason). CIP/DID #URTE-0028-2018

ORDINANCES

Second and possible Third Readings

32. 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. CIP/DID #PKS018-18
33. Ordinance repealing Ordinance No. 052-18 and enacting in its place a new Chapter 32, Zoning. CIP/DID #CD-0048-2018
34. Ordinance amending various chapters of the Municipal Code in connection with the repeal and replacement of Chapter 32, Zoning. CIP/DID #CD-0048-2018

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.