

*“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, April 9, 2019 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 – National Arab American Heritage Month
  - ❖ Proclamation – Fair Housing Month
  - ❖ Proclamation – Sexual Assault Awareness Month
  - ❖ Proclamation – National Work Zone Awareness Week

## **PUBLIC HEARINGS**

1. A public hearing will be held to consider the submittal of the FY20 Consolidated Transit Funding Application to the Iowa Department of Transportation (IDOT) for federal and state transit funding assistance (Brad DeBrower). CIP/DID #TRN001-19
  - a. Resolution authorizing the Transit Division to submit the FY20 Consolidated Transit Funding Application to the Iowa Department of Transportation (IDOT) for federal and state transit funding assistance.

2. A public hearing will be held to consider the proposed Amendment No. 1 to the Edgewood Town Center Urban Renewal Plan for the Edgewood Town Center Urban Renewal Area (Caleb Mason). CIP/DID #TIF-0028-2018
  - a. Resolution approving Amendment No. 1 to the Urban Renewal Plan for the Edgewood Town Center Urban Renewal Area.
  - b. First Reading: Ordinance amending Ordinance No. 003-19 relating to the collection of tax increment within the amended Edgewood Town Center Urban Renewal Area.
3. A public hearing will be held to consider the disposition of City-owned properties at 1028 and 1032 5th Street SE and inviting competitive redevelopment proposals (Lauren Freeman). CIP/DID #DISP-0025-2019
  - a. Resolution authorizing the continuation of the disposition of City-owned properties at 1028 and 1032 5th Street SE and inviting competitive redevelopment proposals.
4. A public hearing will be held to consider the disposition of City-owned property at 720 1st Avenue NW and inviting competitive redevelopment proposals (Lauren Freeman). CIP/DID #DISP-0025-2019
  - a. Resolution authorizing the continuation of the disposition of City-owned property at 720 1st Avenue NW and inviting competitive redevelopment proposals.
5. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project (estimated cost is \$2,300,000) (Doug Wilson). **(Paving for Progress)** CIP/DID #3012155-06
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 3rd Avenue SE from 1st Street to 5th Street Pavement Rehabilitation and One-Way to Two-Way Conversion project.
6. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the 2019 Downtown Sidewalk Repair and Intersection Improvement Project (estimated cost is \$215,000) (Brenna Fall). CIP/DID #321546-02
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the 2019 Downtown Sidewalk Repair and Intersection Improvement Project.
7. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the TIF 2nd St 1st-3rd Av UFG Land project (estimated cost is \$108,000) (Brenna Fall). CIP/DID #321614-01
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the TIF 2nd St 1st-3rd Av UFG Land project.

8. A public hearing will be held to consider the proposed plans, specifications, form of contract and estimated cost for the Parks ADA DOJ Settlement Items Compliance project (estimated cost is \$994,400) (Jeff Koffron). CIP/DID #PUR0219-184
  - a. Resolution adopting plans, specifications, form of contract and estimated cost for the Parks ADA DOJ Settlement Items Compliance 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.*

9. Motion to approve the minutes.
10. Resolution consenting to the City Manager's appointment of Gregory T. Smith as Chief of the City of Cedar Rapids Fire Department effective April 10, 2019. CIP/DID #HR0045
11. Resolution authorizing a three-year contract with the Cedar Rapids Association of Firefighters, Local 11. CIP/DID #HR0041
12. Resolution authorizing a three-year contract with the Chauffeurs, Teamsters and Helpers, Local 238. CIP/DID #HR0042
13. Resolution authorizing a three-year contract with the Cedar Rapids Police Bargaining Union. CIP/DID #HR0043
14. Resolution authorizing a three-year contract with the Amalgamated Transit Union, Local 638. CIP/DID #HR0044
15. Resolution amending the Section 8 Housing Choice Voucher Program, Public Housing Agency Administrative Plan for the City of Cedar Rapids, Iowa. CIP/DID #OB363680
16. Resolution adopting the Linn County Multi-Jurisdictional Hazard Mitigation Plan 2019. CIP/DID #CD-0028-2017

17. Resolution amending the Historic Preservation Guidelines to rename them as the Historic Preservation Design Guidelines and address repairs for flat or low-pitched roofs. CIP/DID #OB8524
18. Resolution authorizing three Cedar Rapids Fire Department employees to attend Structural Collapse 1 and 2 training in Camp Douglas, WI, for a total amount of \$10,400. CIP/DID #FIR0419-0043
19. Resolution authorizing a Cedar Rapids firefighter to attend Medical Specialist Training in Ocala, FL, for a total amount of \$4,039. CIP/DID #FIR0419-0044
20. Resolution authorizing four Cedar Rapids firefighters to attend Advanced Exterior Structural Collapse Shoring Training in College Station, TX, for a total amount of \$19,160. CIP/DID #FIR0419-0045
21. Resolution determining the necessity and setting dates of a public hearing for May 14, 2019 and consultation with affected taxing entities, and referral to the City Planning Commission for a report and recommendation on the proposed Urban Renewal Plan for the Commerce Park Urban Renewal Area. CIP/DID #TIF-0021-2018
22. Motions setting public hearing dates for:
  - a. April 23, 2019 – to consider repealing Chapter 33 of the Municipal Code, Building Code, and enacting and adopting in lieu thereof a new Chapter 33 and the 2018 editions of the International Building Code and International Residential Code with modifications. CIP/DID #BSD001-19
  - b. April 23, 2019 – to consider repealing Chapter 34 of the Municipal Code, Electrical Code, and enacting and adopting in lieu thereof a new Chapter 34 and the 2017 edition of the National Electrical Code with modifications. CIP/DID #BSD003-19
  - c. April 23, 2019 – to consider repealing Chapter 36 of the Municipal Code, Mechanical Code, and enacting and adopting in lieu thereof a new Chapter 36 and the 2018 editions of the International Mechanical Code and the International Residential Building Code with modifications. CIP/DID #BSD002-19
  - d. April 23, 2019 – to consider repealing Chapter 37 of the Municipal Code, Fire Code, and enacting and adopting in lieu thereof a new Fire Code and the 2018 edition of the International Fire Code with modifications. CIP/DID #FIR0319-0042
  - e. April 23, 2019 – to consider repealing Chapter 51 the Municipal Code and enacting a new Chapter 51, Alcoholic Beverages, to clarify certain sections and remove outdated language and regulations covered by State Code. CIP/DID #OB337094
  - f. April 23, 2019 – to consider renaming Bellamy Court NW to Bellamy Street NW northerly from Sandhurst Drive NW as requested by the Traffic Engineering Division. CIP/DID #STREET-028099-2018
  - g. May 14, 2019 – to consider an Ordinance relating to the collection of tax increments within the proposed Commerce Park Urban Renewal Area generally located along and west of 6th Street SW and south of Capital Drive SW. CIP/DID #TIF-0021-2018
23. 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. April 23, 2019 – 21st Avenue SW from 12th Street to 13th Street Water Main, Drainage and Street Improvements project (estimated cost is \$810,000). CIP/DID #304479-02

- b. April 23, 2019 – Ellis Harbor Sidewalk Repairs project (estimated cost is \$175,000). CIP/DID #PUR0319-192
  - c. April 23, 2019 – Ice Arena Parking and Stoops ADA Project (estimated cost is \$235,713). CIP/DID #PUR0319-200
  - d. April 23, 2019 – Wright Brothers Boulevard SW at Interstate 380 Westbound Right Turn Lane project (estimated cost is \$200,000). CIP/DID #301983-01
  - e. April 23, 2019 – Beaver Hollow Lift Station Improvements project (estimated cost is \$490,000). CIP/DID #6550008-03
24. Motion approving the beer/liquor/wine applications of: CIP/DID #OB1145716
- a. Biaggi's Ristorante Italiano, 320 Collins Road NE.
  - b. Butcher Block Steakhouse, 568 Boyson Road NE.
  - c. Casey's General Store #2212, 130 41st Avenue Drive SW.
  - d. Daisy's Garage, 5240 Edgewood Road NE (adding permanent outdoor service area).
  - e. El Paraiso Bar & Grill, 2730 Edgewood Road SW.
  - f. Fong's Pizza, 1006 3rd Street SE.
  - g. Green Gable Inn, 1227 J Avenue NE.
  - h. Hacienda Las Glorias, 715 1st Avenue SW.
  - i. Hacienda Las Glorias II, 4317 Center Point Road NE.
  - j. Iowa Brewing Company, 708 3rd Street SE.
  - k. Moco Game Room & Hot Dog Bar, 1600 E Avenue NE (adding permanent outdoor service area).
  - l. Murdoch Funeral Homes & Cremation Service, 520 Wilson Avenue SW.
  - m. Paradise Bar & Grill, 5200 Fountains Drive NE (adding permanent outdoor service area).
  - n. R G Books, 3611 1st Avenue SE.
  - o. The Rewind, 1010 2nd Avenue SW (new – formerly Beaver Creek Saloon).
  - p. Wild Hog Saloon & Eatery, 350 Commercial Drive, Walford (5-day permit for an event at Metro Harley Davidson, 2415 Westdale Drive SW).
25. Resolutions approving:
- a. Payment of bills. CIP/DID #FIN2019-01
  - b. Payroll. CIP/DID #FIN2019-02
26. Resolution approving assessment action:
- a. Intent to assess – Water Division – delinquent municipal utility bills – 36 properties. CIP/DID #WTR040919-01
27. Resolution accepting project, approving Performance Bond and authorizing final payment:
- a. Water Pollution Control Sludge Screen Process Improvements project, final retainage payment in the amount of \$127,859.77 and 2-year Performance Bond submitted by WRH, Inc. (original contract amount was \$857,300; final contract amount is \$925,664.29). CIP/DID #615212-03
28. Resolutions approving actions regarding purchases, contracts and agreements:
- a. Amendment No. 4 to the contract with Reliant Fire Apparatus, Inc. for fire apparatus parts and training for the Fire Department to reflect the additional cost for parts for an amount not to exceed \$30,000 (original contract amount was \$50,000; total contract amount with this amendment is \$80,000). CIP/DID #PUR0515-231
  - b. Master Agreement with Nuance Communications, Inc. for Winscribe software licensing, maintenance and support for an amount not to exceed \$72,902. CIP/DID #132104-02

- c. Amendment No. 1 to renew the contract with Croell Redi-Mix, Inc. for concrete products for various City departments for an annual amount not to exceed \$60,000 (original contract amount was \$60,000; renewal contract amount is \$60,000). CIP/DID #PUR0318-141
- d. Contract with Logan Contractors Supply for flexible crack and joint sealant for the Streets Division for an annual amount not to exceed \$120,000. CIP/DID #PUR0319-199
- e. Amendment No. 2 to renew contract with Cutting Edge Lawn and Landscapes, Inc. for median landscape maintenance for the Streets and Sewer Divisions for an annual amount not to exceed \$60,000 (original contract amount was \$45,000; renewal contract amount is \$60,000). CIP/DID #PUR0118-115
- f. Professional Services Agreement with CDM Smith Inc. for an amount not to exceed \$101,595 for the Indian Creek Lift Station Improvements Study. CIP/DID #6150044-01
- g. Amendment No. 6 to the Professional Services Agreement with HDR, Inc. for an amount not to exceed \$64,400 for the modified scope of work for the WPCF Nutrient Removal and Solids Facilities Plan engineering services (original contract amount was \$660,083; total contract amount with this amendment is \$1,170,497). CIP/DID #6150011-01
- h. Change Order No. 2 in the amount of \$170,149.46 and extending the completion date to March 31, 2019 with Miron Construction Co., Inc. for the Downtown Walkway from the Convention Center Ramp to U.S. Bank project (original contract amount was \$1,598,937.75; total contract amount with this amendment is \$2,081,141.82). CIP/DID #635129-02
- i. Change Order No. 5 in the amount of \$112.40 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 \$14,867,067.18). CIP/DID #3314520-30
- j. Partial final payment in the amount of \$294,997.20 to Williams Brothers Construction, Inc. for the Water Pollution Control Upgrades project. CIP/DID #615233-02
- k. Escrowed funds request from Cedar Rapids Bank & Trust Company in the amount of \$2,200 for the construction of the new sidewalk segment adjacent to Lots 139 and 140 of the Van Buren Heights subdivision. CIP/DID #3012074-03
- l. Agreement Regarding Assignment of Funding Trust Agreement from Bankers Trust Company to UMB Bank in connection with the continued redevelopment of the Westdale Mall area. CIP/DID #OB812292
- m. Semi-annual Economic Development Grant payment to New Bohemia Station, LLC in the amount of \$7,623. CIP/DID #OB803603
- n. Accepting a Warranty Deed and Concrete Pavement and Concrete Sidewalk Petition and Assessment Agreement from Archer Daniels Midland Co. for the dedication of street right-of-way along the east side of 26th Street SW and south of Highway 30. CIP/DID #PLSV-024148-2016
- o. Purchase Agreement in the amount of \$5,285 and accepting a Warranty Deed for right-of-way and a Temporary Grading Easement for Construction from Connie J. Copper-Render, Trustee of the Connie Copper-Render Revocable Trust u/d/o October 22, 2003, from land located at 2617 O Avenue NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. **(Paving for Progress)** CIP/DID #3012121-00
- p. Special Warranty Deed for right-of-way from Hy-Vee, Inc. for land located at 4035 Mount Vernon Road SE in connection with the Mount Vernon Road SE from 38th Street to East Post Road Roadway Improvements project. **(Paving for Progress)** CIP/DID #3012199-00

- q. Accepting a Special Warranty Deed for the dedication of street right-of-way along the west half of Center Point Road NE and the south half of 42nd Street NE from Kwik Trip, Inc. CIP/DID #ASDP-026070-2018
- r. Rescinding Resolution No. 0368-03-19, which authorized a Special Warranty Deed conveying City-owned property at 245 2nd Street SW to MH Legacy, LLC. CIP/DID #DISP-0021-2018
- s. Assignment and Assumption Agreement and Special Warranty Deed with 245 Kingston, LLC for property at 245 2nd Street SW. CIP/DID #DISP-0021-2018
- t. Resolution amending Resolution No. 0107-01-19 by correcting the subdivision name to Belmont Addition, and executing Corrective Quit Claim Deeds from the City of Cedar Rapids to Larry and Kay Jordan and to Bridgette N. Usher. CIP/DID #ROWV-025537-2017
- u. Purchase Agreement in the amount of \$1 and accepting an Easement for Drainage and a Temporary Grading Easement for Construction from Meth-Wick Community, Inc. from land located at 1300 13th St NW in connection with the 11th Street NW North of M Avenue Detention Basin Improvements project. CIP/DID #304427-00
- v. Purchase Agreement in the amount of \$2,465 and accepting a Permanent Easement for Retaining Wall and a Temporary Grading Easement for Construction from Joyce C. Steffan and Orville and Lesly Dickens from land located at 3124 O Avenue NW in connection with the O Avenue NW Improvements Phase II & III from 16th Street NW to Edgewood Road NW project. **(Paving for Progress)** CIP/DID #3012121-00
- w. Awarding and approving contract in the amount of \$1,050,990, bond and insurance of InRoads LLC for the 2019 Pavement Milling project (estimated cost is \$425,000). **(Paving for Progress)** CIP/DID #301990-14

## **REGULAR AGENDA**

- 29. Report on bids for Bender Pool ADA Compliance project (estimated cost is \$676,300) (Jeff Koffron). CIP/DID #PUR0219-181
  - a. Resolution awarding and approving contract in the amount of \$552,600, plus incentive up to \$2,000, bond and insurance of Tricon General Construction, Inc. for the Bender Pool ADA Compliance project.

## **ORDINANCES**

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

- 30. Ordinance amending Chapter 61 of the Municipal Code, Traffic Regulations, by adding Section 61.139 regarding opening doors into moving traffic. CIP/DID #CD-0055-2019
- 31. Ordinance amending Chapter 53 of the Municipal Code, Bicycle Regulations, to clarify and update requirements for bicycles, e-bicycles and electric stand up scooters. CIP/DID #CD-0055-2019

32. Ordinance amending Chapter 9 of the Municipal Code, Streets, Alleys and Sidewalks, by deleting Section 9.07 and enacting a new Section 9.07 to clarify and update requirements for bicycles, e-bicycles and electric stand up scooters. CIP/DID #CD-0055-2019
33. Ordinance establishing the BraineTrust Urban Revitalization Area designation for the redevelopment of property at 1005 3rd Avenue SW and 328 Rockford Road SW. CIP/DID #URTE-0028-2018
34. Ordinance establishing the 245 2nd Street SW Urban Revitalization Area for the redevelopment of property at 245 2nd Street SW. CIP/DID #DISP-0021-2018

### **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](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).*